



City of Pensacola

City Council

Agenda - Final

Thursday, May 11, 2017, 5:30 PM

Council Chambers, 1st Floor

ROLL CALL

INVOCATION

Rev. Jeff Bailie, Senior Pastor, Faith Baptist Church

PLEDGE OF ALLEGIANCE

Council Member P.C. Wu

FIRST LEROY BOYD FORUM

AWARDS

APPROVAL OF MINUTES

1. [17-00310](#) APPROVAL OF SPECIAL MEETING MINUTES DATED APRIL 10, 2017 AND REGULAR MEETING MINUTES DATED APRIL 13, 2017

Attachments: [Draft - Special Minutes Dated 4/10/17](#)
 [Draft - Regular Minutes Dated 4/13/17](#)

APPROVAL OF AGENDA

CONSENT AGENDA

2. [17-00216](#) GENERAL AGREEMENT BETWEEN THE NATIONAL PARK SERVICE GULF ISLANDS NATIONAL SEASHORE AND THE CITY OF PENSACOLA
- Recommendation:** That City Council approve and authorize the Mayor to take any and all actions necessary to execute the revised General Agreement between the National Park Service Gulf Islands National Seashore and the City of Pensacola establishing the management relationship for the Pensacola Bay Ferry service.
- Sponsors:** Ashton J. Hayward, III
- Attachments:** [General Agreement between the National Park Service Gulf Island National Revised General Agreement between the National Park Service Gulf Island](#)
3. [17-00235](#) PENSACOLA ENERGY - PALAFOX COMPRESSED NATURAL GAS (CNG) STATION EXPANSION
- Recommendation:** That City Council authorize the Mayor to approve a contract with Zeit Energy, LLC to furnish and install seven (7) time-fill slots at the Palafox CNG Station for \$174,160 plus a 5% contingency of \$8,708 for a total contract amount of \$182,868.
- Sponsors:** Ashton J. Hayward, III
- Attachments:** [Installation Quote from Zeit Energy](#)
4. [17-00271](#) FY 2017 STREET REHABILITATION PROJECT LIST - PHASE III
- Recommendation:** That City Council approve the proposed FY 2017 Street Rehabilitation Project List - Phase III
- Sponsors:** Ashton J. Hayward, III
- Attachments:** [Proposed FY2017 \(Phase III\) Street Rehabilitation List](#)
[7/14/16 Report of City Council Action - Six-Cent Local Option Fuel \(Gasoli](#)
[FY2017 Street Rehabilitation Phase III Map](#)
5. [17-00285](#) NAMING TENNIS COURT #23 AT ROGER SCOTT TENNIS CENTER
- Recommendation:** That City Council approve the naming of Court #23 at Roger Scott Tennis Center in honor of William (Bill) Kellenberger.
- Sponsors:** Brian Spencer
- Attachments:** [Name Court 23 @ Roger Scott - Request](#)
[Sec. 2-3-3. Naming city property.](#)
[Court Naming Recommendation Minutes](#)

6. [17-00289](#) AMENDMENT OF THE DOWNTOWN PARKING MANAGEMENT DISTRICT INTERLOCAL AGREEMENT BETWEEN THE CITY OF PENSACOLA AND THE DOWNTOWN IMPROVEMENT BOARD (DIB) REMOVING 150 S. BAYLEN STREET
- Recommendation:** That City Council authorize the Mayor to take any and all actions necessary to amend the Interlocal Agreement between the City of Pensacola and the Pensacola Downtown Improvement Board (DIB) governing the Downtown Parking Management District and Parking Facilities to remove the CRA-owned property located at 150 S. Baylen Street.
- Sponsors:** Jewel Cannada-Wynn
- Attachments:** [Amendment No 2 Parking Management District Interlocal Agreement betwee](#)
7. [17-00291](#) APPOINTMENTS - GATEWAY REVIEW BOARD
- Recommendation:** That City Council appoint two individuals representing the architectural, architectural landscape, engineering or building contracting professions who shall not own property in the district for a term of two years, expiring June 30, 2018.
- Sponsors:** Brian Spencer
- Attachments:** [Gateway Review Board Member List](#)
[Application of Interest - W. Brett Janson Application](#)
[Nomination Form - W. Brett Janson](#)
[Resume - W. Brett Janson](#)
[Nomination Form - Michael Wolf](#)
[Application of Interest - Michael Wolf](#)
[Resume - Michael Wolf](#)
[Ballot](#)

REGULAR AGENDA

8. [17-00057](#) PUBLIC HEARING - ANNEXATION OF PROPERTY - CAMPUS HEIGHTS
- Recommendation:** That City Council conduct the first of two required Public Hearings to consider the annexation of seventy-seven (77) parcels in the Campus Heights area, sixty-one (61) of which are owned by the Pensacola International Airport.
- Sponsors:** Ashton J. Hayward, III
- Attachments:** [Map of Annexation Area - Campus Heights](#)

9. [17-00276](#) PUBLIC HEARING: PROPOSED AMENDMENT TO THE LAND DEVELOPMENT CODE - AIRPORT PROTECTION REGULATIONS; AIRPORT-RELATED DEFINITIONS AND THE REGULATIONS OF THE AIRPORT LAND USE DISTRICT
- Recommendation:** That City Council conduct a public hearing on May 11, 2017 to consider the proposed amendment to the Land Development Code pertaining to Airport Protection Regulations; Airport-Related Definitions and the regulations of the Airport Land Use District consistent with Chapter 333, Florida Statutes (Airport Zoning).
- Sponsors:** Ashton J. Hayward, III
- Attachments:** [Proposed Ordinance](#)
[Planning Board Minutes Dated April 11, 2017](#)
10. [14-17](#) PROPOSED ORDINANCE NO. 14-17 - AMENDING CHAPTER 12-2 AIRPORT LAND USE DISTRICT; CHAPTER 12-11 AIRPORT AND CHAPTER 12-14 DEFINITIONS
- Recommendation:** That City Council approve Proposed Ordinance No. 14-17 on first reading.
- AN ORDINANCE AMENDING CHAPTER 12-2 AIRPORT LAND USE DISTRICT; CHAPTER 12-11 AIRPORT AND CHAPTER 12-14 DEFINITIONS OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.
- Sponsors:** Ashton J. Hayward, III
- Attachments:** [Proposed Ordinance No. 14-17](#)
[Planning Board Minutes Dated April 11, 2017](#)
11. [17-00284](#) PATRONS' DOG PERMIT-BEEF O BRADY'S
- Recommendation:** That City Council approve the permit request for Beef O Brady's, 22 South Palafox Street, Unit B to allow patrons' dogs at permitted food service establishments in accordance with Section 12-12-8 of the City Code.
- Sponsors:** Brian Spencer
- Attachments:** [Sec. 12-12-8. Regulation of patrons' dogs at permitted food service establish](#)
[Beef O Brady's Permit Application](#)

12. [17-00277](#) APPOINTMENT OF POLICE CHIEF
- Recommendation:** That City Council consent to the appointment of Tommi Lyter as Chief of the Pensacola Police Department.
- Sponsors:** Ashton J. Hayward, III
- Attachments:** [Résumé for Tommi Lyter dated April 2017](#)
13. [17-00297](#) PORT WAREHOUSE #1 LEASE AMENDMENT WITH OFFSHORE INLAND MARINE & OILFIELD SERVICES, INC.
- Recommendation:** That City Council authorize the Mayor to take all action necessary to amend the Lease Agreement for Port Warehouse #1 with Offshore Inland Marine & Oilfield Services, Inc.
- Sponsors:** Ashton J. Hayward, III
- Attachments:** [Amendment to Warehouse #1 Lease \(Revised\)](#)
14. [17-00298](#) PORT WAREHOUSE #9 TERMINATION OF LEASE WITH OFFSHORE INLAND MARINE & OILFIELD SERVICES, INC.
- Recommendation:** That City Council authorize the Mayor to take all action necessary to terminate the Lease Agreement for Port Warehouse #9 with Offshore Inland Marine & Oilfield Services, Inc.
- Sponsors:** Ashton J. Hayward, III
- Attachments:** [Termination Agreement for the Warehouse #9 Lease \(Revised\)](#)
15. [17-00300](#) AMENDMENT TO LAND DEVELOPMENT CODE SECTION 12-12-8 - REGULATION OF PATRONS' DOGS AT PERMITTED FOOD SERVICE ESTABLISHMENTS - REFERRAL TO PLANNING BOARD
- Recommendation:** That City Council refer to the Planning Board for its review and recommendation a requested amendment to the Land Development Code Section 12-12-8 - Regulation of Patrons' Dogs at Permitted Food Service Establishments.
- Sponsors:** Sherri Myers
- Attachments:** [Sec 12-12-8 Proposed Amendment](#)

16. [17-23](#) RESOLUTION NO. 17-23 - OPPOSING OFFSHORE DRILLING ACTIVITIES, INCLUDING SEISMIC AIRGUN BLASTING
- Recommendation:** That City Council adopt Resolution No. 17-23 - Opposing Offshore Drilling Activities, including Seismic Airgun Blasting.
- A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA,
FLORIDA, OPPOSING OFFSHORE DRILLING ACTIVITIES,
INCLUDING
SEISMIC AIRGUN BLASTING
- Sponsors:** Sherri Myers
- Attachments:** [RESOLUTION 17-23 - Oppose Offshore Drilling Activites Including Seismi](#)
17. [17-00287](#) COMMUNITY POLICING INTERLOCAL AGREEMENT BETWEEN THE CITY OF PENSACOLA AND THE COMMUNITY REDEVELOPMENT AGENCY - FY 2018 AND REMAINDER OF FY 2017
- Recommendation:** That City Council approve an Interlocal Agreement with the Community Redevelopment Agency (CRA) for the purpose of providing Community Policing Innovations within the Urban Core Community Redevelopment Area of the CRA for Fiscal Year 2018 and the remainder of Fiscal Year 2017 in an amount not to exceed \$150,000.
- Sponsors:** Jewel Cannada-Wynn
- Attachments:** [Community Policing Interlocal Agreement FY 2018 and Remainder of FY 2017](#)
[Map of Community Policing Area](#)
18. [15-17](#) PROPOSED ORDINANCE NO. 15-17, AMENDING SECTION 2-4-52(D) OF THE CITY CODE - BUDGET ANALYST
- Recommendation:** That City Council approve Proposed Ordinance No. 15-17 amending Section 2-4-52(d) of the City Code - Budget Analyst on first reading.
- AN ORDINANCE AMENDING SECTION 2-4-52(d) OF THE CODE OF THE
CITY OF PENSACOLA, FLORIDA, PERTAINING TO BUDGET ANALYST
CLASSIFICATION AND SALARY; PROVIDING FOR SEVERABILITY;
REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE
- Sponsors:** Sherri Myers
- Attachments:** [ORDINANCE NO. 10-16 -- Budget Analyst](#)
[Proposed Ordinance No. 15-17](#)

19. [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.

Sponsors: Brian Spencer

Attachments: [Proposed Ordinance 16-17 - Obstructions of Public Rights-Of-Way -- Prohi.](#)

20. [09-17](#) PROPOSED ORDINANCE NO. 09-17 - CREATING SEC. 8-1-28 OF THE CITY CODE - PROHIBITING SOLICITATION OF DONATIONS UPON PUBLIC SIDEWALKS AND RIGHTS-OF-WAY IN THE DOWNTOWN VISITORS' DISTRICT

Recommendation: That City Council adopt Proposed Ordinance No. 09-17, as revised, on second reading.

AN ORDINANCE CREATING SECTION 8-1-28 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; DEFINING THE DOWNTOWN VISITORS' DISTRICT AND REGULATING THE CONDUCT OF INDIVIDUALS ON SIDEWALKS AND PUBLIC RIGHTS-OF-WAY THEREIN; PROVIDING DEFINITIONS; PROHIBITING SOLICITATION OF DONATIONS; PROVIDING PENALTIES THEREFOR; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Sponsors: Ashton J. Hayward, III, Brian Spencer

Attachments: [Proposed Ordinance Section 8-1-28 Second Reading \(Solicitation - Revised Letter from John Peacock, DIB Chairman](#)
[DIB Panhandling Ordinance Boundary Map](#)
[LETTER FROM DIB CHAIRMAN - 4/13/17 MEETING](#)

21. [11-17](#) PROPOSED ORDINANCE NO. 11-17 - AMENDMENT TO SECTION 4-3-97, PROVIDING SANITATION COLLECTION FEE AND CREATING A SANITATION EQUIPMENT SURCHARGE.

Recommendation: That City Council adopt Proposed Ordinance No. 11-17 on second reading.

AN ORDINANCE AMENDING SECTION 4-3-97 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING FOR INCREASE IN SANITATION FEES; PROVIDING FOR SANITATION EQUIPMENT SURCHARGE; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Sponsors: Ashton J. Hayward, III

Attachments: [Proposed Ordinance No. 11-17](#)
[Sanitation Rate Study Report](#)

22. [12-17](#) PROPOSED ORDINANCE NO. 12-17 - AMENDING SECTION 6-2-3 OF THE CITY CODE--PARKS AND RECREATION BOARD - DUTIES

Recommendation: That City Council adopt Proposed Ordinance No. 12-17 on second reading.

AN ORDINANCE AMENDING SECTION 6-2-3 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, PARKS AND RECREATION BOARD - DUTIES; TO PROVIDE FOR THE INCLUSION WITHIN THE DUTIES LANGUAGE STATING, "AND RECREATIONAL ACTIVITIES"; PROVIDING FOR SEVERABILITY; R E P E A L I N G C L A U S E ; PROVIDING AN EFFECTIVE DATE

Sponsors: Brian Spencer

Attachments: [Proposed Ordinance No. 12-17](#)
[March 16, 2017 Parks and Recreation Board Minutes.pdf](#)

23. [13-17](#) PROPOSED ORDINANCE NO. 13-17 - AMENDING SECTION 8-3 OF THE CITY CODE - CREATING SECTION 8-3-4 NO WAKE ZONE FOR THE PORTION OF THE WATERS NORTH OF THE HARBOR CHANNEL ADJACENT TO THE RED BUOY MARKER KNOWN AS "PMT2" LOCATED IN PENSACOLA BAY TO THE ENTRANCE OF PALAFOX PIER BASIN AND FROM THE WEST END OF THE PORT OF PENSACOLA TO THE WEST END OF THE HARBOR CHANNEL

Recommendation: That City Council adopt Proposed Ordinance No. 13-17 on second reading.

AN ORDINANCE AMENDING SECTION 8-3 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, OFFENSES UPON WATERS; CREATING SECTION 8-3-4 TO PROVIDE FOR A NO WAKE ZONE FOR THE PORTION OF THE WATERS NORTH OF THE HARBOR CHANNEL ADJACENT TO THE RED BUOY MARKER KNOWN AS "PMT2" LOCATED IN PENSACOLA BAY TO THE ENTRANCE OF PALAFOX PIER BASIN AND FROM THE WEST END OF THE PORT OF PENSACOLA TO THE WEST END OF THE HARBOR CHANNEL; PROVIDING FOR SEVERABILITY; R E P E A L I N G C L A U S E ; PROVIDING AN EFFECTIVE DATE.

Sponsors: Brian Spencer

Attachments: [Proposed Ordinance No. 13-17](#)
[ProposedNoWake Zone](#)

DISCUSSION

24. [17-00301](#) 50 ACRE ECONOMIC FEASIBILITY STUDY COMMITTEE

Sponsors: Brian Spencer

COUNCIL EXECUTIVE'S REPORT

MAYOR'S COMMUNICATION

COUNCIL COMMUNICATIONS

CIVIC ANNOUNCEMENTS

SECOND LEROY BOYD FORUM

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.