



City of Pensacola

CITY COUNCIL

Regular Meeting Minutes

August 10, 2017

5:30 P.M.

Council Chambers

Council President Spencer called the meeting to order at 5:30 P.M.

ROLL CALL

Council Members Present: Brian Spencer, Gerald Wingate, Jewel Cannada-Wynn, Larry B. Johnson (arrived 5:44), Sherri Myers (arrived 5:41; left 7:59), Andy Terhaar, P.C. Wu (arrived 5:44; left 8:20)

Council Members Absent: None.

INVOCATION

Given by Council Member Cannada-Wynn.

PLEDGE OF ALLEGIANCE

Lead by Council Member Wingate.

FIRST LEROY BOYD FORUM

Colvin Rancier: Addressed Council for the need to build a community center in the area of Morris Court.

Gloria Horning: Addressed Council regarding her concerns regarding flooding in the Tanyards neighborhood in which she lives. She detailed her apprehension of the competency of the City's infrastructure as she has observed human waste in the streets and impassable sidewalks and streets.

That concluded the first segment of LeRoy Boyd Forum.

PRESENTATION

1. 17-00446 SURVEY OF PROPERTIES WITHIN THE GOVERNMENTAL CENTER DISTRICT (SPENCER)

Recommendation: Presentation by Ross Pristera, Historic Preservationist with the UWF Historic Trust

PRESENTATION (CONT'D.)

Mr. Ross Pristera presented (hardcopies and overhead slides - - on file with background materials) of their findings in surveying the Governmental Center District. Following the presentation, Mr. Pristera responded to comments and questions accordingly.

AWARDS

Recognition of Rosie O'Grady's, Inc., a.k.a. "Seville Quarter", as it celebrates its fiftieth (50th) Anniversary; and special recognition and appreciation for the major contribution of the founder of that business, Robert J. S. Snow made to reviving, restoring, and developing the Downtown Historic District.

APPROVAL OF MINUTES

2. 17-00462 APPROVAL OF MINUTES: SPECIAL MEETING DATED 7/10/17 AND REGULAR MEETING DATED 7/13/17

A motion to approve was made by Council Member Terhaar and seconded by Council Member Cannada-Wynn.

The motion carried by the following vote:

Yes: 7 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu, Sherri Myers
No: 0 None

APPROVAL OF AGENDA

Council Member Myers referenced copies at Council's places of a revised draft of P.O. No. 35-17 for Council's consideration (under Item 16).

17-00484 APPROVAL TO ADD ITEM - GENERAL DANIEL "CHAPPIE" JAMES FLIGHT ACADEMY LEASE APPROVAL (CANNADA-WYNN)

Council Member Cannada-Wynn referenced hardcopies of an item for Council's consideration this evening and explained this action is required of the grant acceptance and needs to meet an impending deadline for submittal.

A motion to approve adding (this) item to the consent agenda was made by Council Member Terhaar and seconded by Council Member Cannada-Wynn. Council Member Myers indicated the item should be placed on the regular agenda.

The motion carried by the following vote:

Yes: 7 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu, Sherri Myers
No: 0 None

APPROVAL OF AGENDA (CONT'D.)

Council President Spencer indicated an individual in the audience wishes to address Item 7, *Disposition of Surplus Property – 300 Block West Intendencia Street* which is on the consent agenda, **therefore he will move Item 7 to the regular agenda prior to Item 9.**

A motion to approve the agenda as amended (as indicated above) was made by Council Member Wingate and seconded by Council Member Cannada-Wynn.

The motion carried by the following vote:

Yes: 7 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu, Sherri Myers
No: 0 None

CONSENT AGENDA

3. 17-00369 AWARD OF CONTRACT - BID #17-032 BAYOU CHICO NORTH STORMWATER OUTFALL TREATMENT ENHANCEMENT PROJECT

Recommendation: That City Council award a contract for construction of the Bayou Chico North Stormwater Outfall Treatment Enhancement Project to BKW, Inc.. of Pensacola, Florida, the lowest and most responsible bidder with a base bid of \$304,926.06, plus 10% contingency of \$30,492.61 for a total amount of \$335,418.67.

4. 17-00451 APPOINTMENT TO THE DOWNTOWN IMPROVEMENT BOARD (DIB)

Recommendation: That the City Council affirm the Mayor's appointment of Michael Carro and the reappointment of Teri Levin to the Downtown Improvement Board (DIB) for a term of three years expiring August 31, 2020.

5. 17-00399 PENSACOLA PROFESSIONAL FIREFIGHTERS INTERNATIONAL ASSOCIATION OF FIREFIGHTERS (IAFF) LOCAL 707 COLLECTIVE BARGAINING AGREEMENT

Recommendation: That City Council ratify the proposed Pensacola Professional Firefighters International Association of Firefighters (IAFF) Local 707 Collective Bargaining Agreement. Further, that City Council authorize the Mayor to take all actions necessary to execute the agreement.

6. 17-00450 FIREFIGHTERS' RELIEF AND PENSION PLAN SPECIAL ACT

Recommendation: That City Council authorize the Mayor to send changes to the Firefighters' Relief and Pension Plan Special Act to the State Legislature to comply with the provisions in the collective bargaining agreement with the Pensacola Professional Firefighters International Association of Firefighters (IAFF) Local 707. Further that City Council authorize the Mayor to take all actions necessary to effectuate the changes to the Special Act.

CONSENT AGENDA (CONT'D.)8. 17-00448 DISPOSITION OF SURPLUS PROPERTY - WEST INTENDENCIA

Recommendation: That City Council approve the sale of West Intendencia Street, parcel identification number 000S009080014094, account number 153145000 to the highest and most responsible bidder, Charles Liberis Old City Developers, LLC. in the amount of \$20,000. Further that City Council authorize the Mayor to negotiate and execute all necessary documents related to the sale of the property. Finally, that 50 percent of the proceeds, after costs associated with the final transaction, are allocated to the Housing Initiatives Fund.

A motion to approve consent agenda Items 3, 4, 5, 6, and 8 was made by Council Member Johnson and seconded by Council Member Terhaar.

The motion carried by the following vote:

Yes: 7 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu, Sherri Myers
No: 0 None

REGULAR AGENDA7. 17-00445 DISPOSITION OF SURPLUS PROPERTY- 300 BLOCK WEST INTENDENCIA

Recommendation: That City Council approve the sale of 300 Block West Intendencia Street, parcel identification number 000S009070600038, account number 152120000 to the highest and most responsible bidder, P. Taylor Loftin, in the amount of \$115,000. Further that City Council authorize the Mayor to negotiate and execute all necessary documents related to the sale of the property.

A motion to approve was made by Council Member Terhaar and seconded by Council Member Johnson.

Public input was heard from Jay Baynes indicating he was the second place bidder.

P. Taylor Loftin, highest bidder for the property was also in attendance and responded accordingly to questions regarding the intended use of the property, which he indicated will be residential.

There being no further discussion, the vote was called.

REGULAR AGENDA (CONT'D.)**The motion (to approve Item 7) carried by the following vote:**

Yes: 7 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu, Sherri Myers
No: 0 None

9. 17-00422 PUBLIC HEARING FOR THE ANNUAL ASSESSMENT RESOLUTION IMPOSING STORMWATER SERVICE ASSESSMENTS AND APPROVAL OF 2017 STORMWATER ASSESSMENT ROLL

Recommendation: That City Council conduct a public hearing on August 10, 2017 to adopt the final assessment resolution imposing stormwater service assessments and approving the 2017 Stormwater Assessment Roll.

A motion to approve was made by Council Member Terhaar and seconded by Council Member Johnson.

City Administrator Olson read (as required by state law) the purpose of the hearing and indicated there are no rate changes from last year.

Public input was heard from David Whitehill indicating he has made private improvements to his residential property and inquired of exemption to assessments. City Administrator Olson responded that there are provisions for exemptions and he will follow-up with Mr. Whitehill.

Council Member Myers made follow-up remarks related to incentivizing citizens to keep stormwater on private property.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu, Sherri Myers
No: 0 None

REGULAR AGENDA (CONT'D.)

10. 17-41 RESOLUTION NO. 17-41 - IMPOSING STORMWATER SERVICE ASSESSMENTS AND APPROVAL OF 2017 STORMWATER ASSESSMENT ROLL

Recommendation: That City Council adopt Resolution No. 17-41:

A RESOLUTION OF THE CITY OF PENSACOLA, FLORIDA, RELATING TO THE PROVISION OF STORMWATER MANAGEMENT SERVICES PROVIDED BY THE CITY'S STORMWATER UTILITY; REIMPOSING STORMWATER SERVICE ASSESSMENTS AGAINST DEVELOPED PROPERTY LOCATED WITHIN THE STORMWATER SERVICE AREA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017; APPROVING THE RATE OF ASSESSMENT; APPROVING THE ASSESSMENT ROLL; AND PROVIDING AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Cannada-Wynn and seconded by Council Member Terhaar.

The motion carried by the following vote:

Yes: 7 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu, Sherri Myers
No: 0 None

11. 17-00431 PUBLIC HEARING: REQUEST FOR ZONING MAP AMENDMENT & FUTURE LAND USE AMENDMENT - 109 N. A STREET

Recommendation: That City Council conduct a public hearing on August 10, 2017 to consider the request to amend the City's Future Land Use Map and Zoning Map for property located at 109 North A Street.

Planning Services Administrator Morris provided an overview and explained the request as outlined in the background materials dated August 10, 2017, and overhead graphics of the subject property.

Council Members asked questions with Planning Services Administrator Morris responding accordingly. During discussion, Council Member Myers raised the concerns of neighboring property owners (as expressed in letters provided in background materials).

Input was heard from Mick Novota the property owner requesting the amendment(s).

A motion to approve was made by Council Member Johnson and seconded by Council Member Terhaar.

There being no further discussion, the vote was called.

REGULAR AGENDA (CONT'D.)**The motion (to approve Public Hearing Item 11) carried by the following vote:**

Yes: 5 Brian Spencer, Gerald Wingate, Andy Terhaar, Larry Johnson, P.C. Wu
No: 2 Jewel Cannada-Wynn, Sherri Myers

12. 32-17 PROPOSED ORDINANCE NO. 32-17 - REQUEST FOR ZONING MAP AMENDMENT - 109 N. A STREET

Recommendation: That City Council approve Proposed Ordinance No. 32-17 on first 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.

A motion to approve passage on first reading was made by Council Member Johnson and seconded by Council Member Terhaar.

The motion carried by the following vote:

Yes: 5 Brian Spencer, Gerald Wingate, Andy Terhaar, Larry Johnson, P.C. Wu
No: 2 Jewel Cannada-Wynn, Sherri Myers

13. 33-17 PROPOSED ORDINANCE NO. 33-17 - REQUEST FOR FUTURE LAND USE MAP AMENDMENT - 109 N. A STREET

Recommendation: That City Council approve Proposed Ordinance No. 33-17 on first 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.

A motion to approve passage on first reading was made by Council Member Johnson and seconded by Council Member Terhaar.

The motion carried by the following vote:

Yes: 5 Brian Spencer, Gerald Wingate, Andy Terhaar, Larry Johnson, P.C. Wu
No: 2 Jewel Cannada-Wynn, Sherri Myers

REGULAR AGENDA (CONT'D.)

14. 17-00429 QUASI-JUDICIAL HEARING - FINAL SUBDIVISION PLAT - COTTAGES AT EIGHTH

Recommendation: That City Council conduct a quasi-judicial hearing on August 10, 2017 to consider approval of the final subdivision plat- Cottages at Eighth.

Council President Spencer after confirming there are no public speakers for this hearing and the next (under Item 15), he inquired if it is necessary to read statement into the record describing the process to be followed. City Attorney Bowling indicated he may read the short version of the statement and ensure all facts are included in the record in order to make a decision. She indicated formalities of the proceeding(s) maybe foregone.

Council President Spencer then read into the record describing how a quasi-judicial proceeding differs from legislative action (referencing this statement also applies to the process to be followed under Item 15). He then called on City staff as to whether or not this issue is contested. **Planning Services Administrator Morris indicated this issue is not contested.** Council President Spencer indicated he will dispense of formalities and called for evidence to be entered into the record by City staff.

Planning Services Administrator Morris presented evidence into the record on behalf of the City describing the issue and referencing all background materials provided in the agenda package, as well as overhead slides of the subject site plan.

Council Executive Kraher noted for the record that the attachment of the final site plan in the agenda materials is not correct (it is the plan for Item 15), but the overhead slide of the site plan presented by Planning Services Administrator Morris during this hearing is correct. (Agenda background materials for the record have been corrected.)

Input was heard from Gregory Stack the developer of the subdivision.

Council Members asked questions of Mr. Stack and Planning Services Administrator Morris which the responded accordingly.

That concluded evidence.

A motion to approve was made by Council Member Terhaar and seconded by Council Member Johnson.

The motion carried by the following vote:

Yes: 7	Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn, Larry Johnson, P.C. Wu, Sherri Myers
No: 0	None

REGULAR AGENDA (CONT'D.)

15. 17-00430 QUASI-JUDICIAL HEARING - FINAL SUBDIVISION PLAT - RIVER BIRCH

Recommendation: That City Council conduct a quasi-judicial hearing on August 10, 2017 to consider approval of the final subdivision plat- River Birch.

Planning Services Administrator Morris presented evidence into the record on behalf of the City describing the issue and referencing all background materials provided in the agenda package, as well as overhead slides of the subject site plan.

Note for the record: that the attachment of the final site plan in the agenda materials is correct, but the overhead slide of the site plan presented by Planning Services Administrator Morris during this hearing is not correct.

That concluded evidence.

A motion to approve was made by Council Member Terhaar and seconded by Council Member Johnson.

The motion carried by the following vote:

Yes: 7 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu, Sherri Myers
No: 0 None

16. 35-17 PROPOSED ORDINANCE NO. 35-17 - EQUITABLE DISTRIBUTION OF LOCAL OPTION SALES TAX REVENUES (MYERS)

Recommendation: That City Council approve proposed Ordinance No. 35-17 on first reading as revised:

AN ORDINANCE AMENDING SECTION 3-1 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, FINANCE AND TAXATION - GENERAL PROVISIONS; CREATING SECTION 3-1-14 TO PROVIDE EQUITABLE DISTRIBUTION OF LOCAL OPTION SALES TAX REVENUES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE

A motion to approve passage on first reading (as revised) was made by Council Member Myers and seconded by Council Member Wingate.

Discussion took place among Council with Council Member Myers fielding comments and questions. City Administrator Olson was also provided an opportunity for input. Council Member Myers inquired of City Attorney Bowling if LOST funding can be separated from the annual budget approval process, which she indicated she will research in order to respond.

REGULAR AGENDA (CONT'D.)

Upon conclusion of discussion, the vote was called (on P.O. No. 35-17 on first reading as revised).

The motion failed by the following vote:

Yes: 1 Sherri Myers
No: 6 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu

17. 17-00449 AMENDMENT TO LAND DEVELOPMENT CODE SECTION 12-2-21 (PALAFOX HISTORIC BUSINESS DISTRICT) (SPENCER)

Recommendation: That City Council refer to the Planning Board for review and recommendation amendments to the Land Development Code Section 12-2-21 (Palafox Historic Business District)

A motion to approve was made by Council Member Terhaar and seconded by Council Member Wingate.

Some discussion took place among Council with Council President Spencer fielding comments and questions.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu, Sherri Myers
No: 0 None

18. 17-00400 CITY OF PENSACOLA FY 2017-2018 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ANNUAL ACTION PLAN AND HOME INVESTMENT PARTNERSHIPS ACT (HOME) PROGRAMS

Recommendation: That City Council approve the FY 2017-2018 CDBG Annual Action Plan for the period October 1, 2017 through September 30, 2018, for submission to U. S. Department of Housing and Urban Development, and the City of Pensacola 2017-2018 CDBG and HOME Programs Proposed Budgets and Activities Summary. Further, the City Council authorize the Mayor to execute all documents relating to the programs' administration.

A motion to approve was made by Council Member Terhaar and seconded by Council Member Cannada-Wynn.

REGULAR AGENDA (CONT'D.)**The motion (on Item 18) carried by the following vote:**

Yes: 7 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu, Sherri Myers
No: 0 None

19. 17-00424 FEDERAL AVIATION ADMINISTRATION GRANT AGREEMENT -
 DEMOLITION SERVICES AT AIR COMMERCE PARK

Recommendation: That City Council approve and authorize the Mayor to execute the acceptance of the Federal Aviation Administration Airport Improvement Program (AIP) Grant 3-12-0063-041-2017 in the amount of \$43,796 for demolition services at Air Commerce Park at the Pensacola International Airport and to take all actions necessary relating to the finalization of the grant. Further, that City Council approve a supplemental budget resolution appropriating the grant funds.

A motion to approve was made by Council Member Terhaar and seconded by Council Member Cannada-Wynn.

The motion carried by the following vote:

Yes: 7 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu, Sherri Myers
No: 0 None

20. 17-40 SUPPLEMENTAL BUDGET RESOLUTION NO. 17-40 - FEDERAL AVIATION
 ADMINISTRATION GRANT AGREEMENT - DEMOLITION SERVICES AT AIR
 COMMERCE PARK

Recommendation: That City Council approve Supplemental Budget Resolution No. 17-40.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2017; PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Terhaar and seconded by Council Member Cannada-Wynn.

The motion carried by the following vote:

Yes: 7 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu, Sherri Myers
No: 0 None

REGULAR AGENDA (CONT'D.)

21. 34-17 PROPOSED ORDINANCE NO. 34-17, AMENDMENT TO SECTION 10-4-19 - SCHEDULE OF GAS RATES AND CHARGES

Recommendation: That City Council approve Proposed Ordinance No. 34-17 on first reading.

AN ORDINANCE AMENDING SECTION 10-4-19 OF THE CODE OF THE CITY OF PENSACOLA ENTITLED: "SCHEDULE OF RATES AND CHARGES"; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE

A motion to approve passage on first reading was made by Council Member Terhaar and seconded by Council Member Johnson.

The motion carried by the following vote:

Yes: 6 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu
No: 1 Sherri Myers

22. 17-00438 PENSACOLA ENERGY - AWARD OF BID #17-028, NATURAL GAS PIPELINE CONSTRUCTION EAST OF I-110 LOW PRESSURE AREA UPGRADES

Recommendation: That City Council award Bid #17-028 Natural Gas Pipeline Construction to R.A.W. Construction, LLC, the lowest and most responsible bidder in the amount of \$2,796,754.25 for six (6) natural gas infrastructure replacement projects, \$320,058.00 for the miscellaneous work option as outlined in the bid specifications plus a 10% contingency of \$311,680.42 for a total amount of \$3,428,484.67 for a period of one year. Further, that Council authorize the Mayor to execute a contract and take all actions necessary to complete the project. Finally, that City Council adopt a supplemental budget resolution appropriating funds for this project.

A motion to approve was made by Council Member Johnson and seconded by Council Member Cannada-Wynn.

The motion carried (with Council Member Myers no longer in attendance) by the following vote:

Yes: 6 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu
No: 0 None

REGULAR AGENDA (CONT'D.)

23. 17-45 SUPPLEMENTAL BUDGET RESOLUTION NO. 17-45 - PENSACOLA ENERGY - AWARD OF BID #17-028, NATURAL GAS PIPELINE CONSTRUCTION EAST OF I-110 LOW PRESSURE AREA UPGRADES

Recommendation: That City Council adopt Supplemental Budget Resolution No. 17-45

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2017 PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Johnson and seconded by Council Member Cannada-Wynn.

The motion carried (with Council Member Myers no longer in attendance) by the following vote:

Yes: 6 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu
No: 0 None

24. 17-38 RESOLUTION NO. 17-38 - AUTHORIZING A FINANCING IN THE PRINCIPAL AMOUNT OF \$4,082,000 TO FINANCE ELIGIBLE CAPITAL PROJECTS IN THE COMMUNITY REDEVELOPMENT AGENCY'S WESTSIDE TAX INCREMENT FINANCING DISTRICT AND AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF PENSACOLA AND THE COMMUNITY REDEVELOPMENT AGENCY RELATING TO SUCH FINANCING.

Recommendation: That City Council adopt Resolution No. 17-38.

A RESOLUTION OF THE CITY OF PENSACOLA, FLORIDA AUTHORIZING THE ISSUANCE BY THE CITY OF A WESTSIDE REDEVELOPMENT REVENUE BOND, SERIES 2017, IN THE PRINCIPAL AMOUNT OF \$4,082,000 TO FINANCE CERTAIN COMMUNITY REDEVELOPMENT IMPROVEMENTS IN THE WESTSIDE COMMUNITY REDEVELOPMENT AREA AS DESCRIBED HEREIN; PLEDGING THE TAX INCREMENT REVENUES OF THE WESTSIDE COMMUNITY REDEVELOPMENT AREA AND THE CITY'S LOCAL BUSINESS TAX AS SECURITY FOR THE PAYMENT OF SAID SERIES 2017 BOND; PROVIDING FOR THE RIGHTS, SECURITY, AND REMEDIES FOR THE REGISTERED OWNER OF THE SERIES 2017 BOND; MAKING CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; AUTHORIZING THE AWARD OF THE SALE OF THE SERIES 2017 BOND; AUTHORIZING FURTHER OFFICIAL ACTION IN CONNECTION WITH THE DELIVERY OF THE SERIES 2017 BOND; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.

REGULAR AGENDA (CONT'D.)

27. 17-44 SUPPLEMENTAL BUDGET RESOLUTION NO. 17-44 - APPROPRIATING FUNDING IN CONNECTION WITH THE EASTSIDE REDEVELOPMENT REVENUE BOND, SERIES 2017 AND THE PENSACOLA INNER CITY COMMUNITY REDEVELOPMENT AREA HOUSING INITIATIVES FUND.

Recommendation: That City Council adopt Supplemental Budget Resolution No. 17-44.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2017; PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Cannada-Wynn and seconded by Council Member Terhaar.

The motion carried (with Council Member Myers no longer in attendance) by the following vote:

Yes: 5 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn, P.C.
 Wu
No: 1 Larry Johnson

28. 17-34 RESOLUTION NO. 17-34 - AUTHORIZING THE AMENDED AND RESTATED INTERLOCAL AGREEMENT BETWEEN THE CITY OF PENSACOLA AND THE COMMUNITY REDEVELOPMENT AGENCY.

Recommendation: That City Council adopt Resolution No. 17-34.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA, FLORIDA, AUTHORIZING AN AMENDED AND RESTATED INTERLOCAL AGREEMENT BETWEEN THE CITY AND THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF PENSACOLA, FLORIDA, TO PROVIDE FOR THE FINANCING OF COMMUNITY REDEVELOPMENT PROJECTS WITHIN THE EASTSIDE REDEVELOPMENT AREA WHICH MAY INCLUDE, BUT ARE NOT LIMITED TO, THE CONSTRUCTION AND RETROFITTING OF THE GENERAL DANIEL "CHAPPIE" JAMES, JR. MUSEUM & YOUTH FLIGHT ACADEMY; APPROVING THE FORM OF THE AMENDED AND RESTATED INTERLOCAL AGREEMENT; RATIFYING AND CONFIRMING ALL PRIOR ACTIONS OF THE CITY COUNCIL ASSOCIATED THEREWITH; AND PROVIDING AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Cannada-Wynn and seconded by Council Member Terhaar.

REGULAR AGENDA (CONT'D.)

The motion (on Res. No. 17-34) carried (with Council Member Myers no longer in attendance) by the following vote:

Yes: 5 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn, P.C.
 Wu
No: 1 Larry Johnson

29. 17-26 SUPPLEMENTAL BUDGET RESOLUTION NO. 17-26 - APPROPRIATING FUNDING FOR THE FISCAL YEAR 2017 AND FISCAL YEAR 2018 INTEREST PAYMENT ON THE LOAN FROM THE CITY'S INSURANCE RETENTION FUND TO THE COMMUNITY REDEVELOPMENT AGENCY'S EASTSIDE TAX INCREMENT FINANCING DISTRICT

Recommendation: That City Council adopt Supplemental Budget Resolution No. 17-26.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2017; PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Terhaar and seconded by Council Member Cannada-Wynn.

The motion carried (with Council Member Myers no longer in attendance) by the following vote:

Yes: 5 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn, P.C.
 Wu
No: 1 Larry Johnson

30. 29-17 PROPOSED ORDINANCE NO. 29-17 - VACATION OF RIGHT-OF-WAY 700 BLOCK OF COMMENDENCIA STREET - FERRY LANDING

Recommendation: That City Council adopt Proposed Ordinance No. 29-17 on second reading.

AN ORDINANCE CLOSING, ABANDONING AND VACATING A PORTION OF THE COMMENDENCIA STREET RIGHT OF WAY; IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE. (Ordinance No. 22-17)

A motion to adopt was made by Council Member Terhaar and seconded by Council Member Wingate.

REGULAR AGENDA (CONT'D.)

The motion (on P.O. No. 29-17) carried (with Council Member Myers no longer in attendance) by the following vote:

Yes: 6 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu
No: 0 None

- 31. 31-17 PROPOSED ORDINANCE NO. 31-17-- AMENDMENT TO SECTION 12-12-8 OF THE LAND DEVELOPMENT CODE-REGULATION OF PATRONS' DOGS AT PERMITTED FOOD SERVICE ESTABLISHMENTS (MYERS)

Recommendation: That City Council adopt Proposed Ordinance No. 31-17 as amended on second reading.

AN ORDINANCE AMENDING SECTION 12-12-8 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, REGULATION OF PATRONS' DOGS AT PERMITTED FOOD SERVICE ESTABLISHMENTS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE. (Ordinance No. 23-17)

A motion to adopt was made by Council Member Johnson and seconded by Council Member Terhaar.

The motion carried (with Council Member Myers no longer in attendance) by the following vote:

Yes: 6 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu
No: 0 None

- 32. 17-00484 ADD-ON ITEM - GENERAL DANIEL "CHAPPIE" JAMES FLIGHT ACADEMY LEASE APPROVAL (CANNADA-WYNN)

Recommendation: That City Council approve Lease Agreement with the General Daniel "Chappie" James Flight Academy for lease of the space at the General Daniel "Chappie" James, Jr. Memorial Home site at 1606-1608 Dr. Martin Luther King, Jr. Drive.

A motion to approve was made by Council Member Cannada-Wynn and seconded by Council Member Terhaar.

The motion carried (with Council Member Myers no longer in attendance) by the following vote:

Yes: 6 Brian Spencer, Gerald Wingate, Andy Terhaar, Jewel Cannada-Wynn,
 Larry Johnson, P.C. Wu
No: 0 None

DISCUSSION

None.

COUNCIL EXECUTIVE'S REPORT

Council Executive Kraher addressed Council regarding the following:

- Reminded Council Members to submit names to serve on the Complete Streets Committee
- September busy month with budget hearings and regular meeting schedule - - working on scheduling recognition reception for board members
- Update on Budget Analyst selection process - - trying to keep local - - please refer interest persons.
- The process of recodification is moving forward and suggested Council will want to address a review of the Land Development Code which will probably take place in October/November.

MAYOR'S COMMUNICATION

None.

COUNCIL COMMUNICATIONS

Council Member Johnson advised Council he has been meeting with staff and the architect for the construction of the new Bayview Resource Center and that he is researching additional funding for the project.

CIVIC ANNOUNCEMENTS

Council Member Cannada-Wynn announced school is in session.

SECOND LEROY BOYD FORUM

None.

ADJOURNMENT

WHEREUPON the meeting was adjourned at 8:21 P.M.

Adopted: September 14, 2017

Approved: Brian K. Spencer
Brian K. Spencer, President of City Council

Attest:
Ericka L. Burnett
Ericka L. Burnett, City Clerk