



City of Pensacola

City Council

Agenda - Final

Thursday, August 9, 2018, 5:30 PM

Council Chambers, 1st Floor

ROLL CALL

INVOCATION

Pastor Lonnie D. Wesley, III , Greater Little Rock Baptist Church

PLEDGE OF ALLEGIANCE

Council Member P. C. Wu

FIRST LEROY BOYD FORUM

AWARDS

APPROVAL OF MINUTES

1. [18-00318](#) APPROVAL OF MINUTES: REGULAR MEETING DATED JULY 19, 2018

Attachments: [Draft Minutes: 7/19/18](#)

APPROVAL OF AGENDA

CONSENT AGENDA

2. [18-00207](#) PENSACOLA ENERGY - AMENDMENT TO TASK ORDER 8, NATURAL GAS PIPELINE CONSTRUCTION MISCELLANEOUS WORK

Recommendation: That City Council approve an amendment to extend Task Order 8, Natural Gas Pipeline Construction Miscellaneous Work, to R.A.W. Construction, LLC for 90 days for the period from October 1, 2018 through December 31, 2018 with a not to exceed amount of \$250,000. Further, that Council authorize the Mayor to execute the amendment to the task order and take all actions necessary to complete the work.

Sponsors: Ashton J. Hayward, III

Attachments: [RAW Construction Amendment Task Order 8](#)

REGULAR AGENDA

3. [18-00287](#) PUBLIC HEARING FOR THE ANNUAL ASSESSMENT RESOLUTION IMPOSING STORMWATER SERVICE ASSESSMENTS AND APPROVAL OF 2018 STORMWATER ASSESSMENT ROLL

Recommendation: That City Council conduct a public hearing on August 9, 2018 to adopt the final assessment resolution imposing stormwater service assessments and approving the 2018 Stormwater Assessment Roll.

Sponsors: Ashton J. Hayward, III

Attachments: [Assessment Resolution](#)
[PRELIMINARY STORMWATER ASSESSMENT ROLL](#)

4. [18-32](#) RESOLUTION NO. 18-32- IMPOSING STORMWATER SERVICE ASSESSMENTS AND APPROVAL OF 2018 STORMWATER ASSESSMENT ROLL

Recommendation: That City Council adopt Resolution No. 18-32:

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, 2018; APPROVING THE RATE OF ASSESSMENT; APPROVING THE ASSESSMENT ROLL; AND PROVIDING AN EFFECTIVE DATE.

Sponsors: Ashton J. Hayward, III

Attachments: [Resolution No. 18-32](#)

5. [11-18](#) PROPOSED ORDINANCE NO. 11-18 - AMENDING LAND DEVELOPMENT CODE SECTION 12-2-10 (C)(4)(B) HISTORIC AND PRESERVATION LAND USE DISTRICT; OLD EAST HILL PRESERVATION ZONING DISTRICT; CONDITIONAL USES PERMITTED; OEHC-1 NEIGHBORHOOD COMMERCIAL DISTRICT

Recommendation: That City Council approve Proposed Ordinance No. 11-18 on first reading.

AN ORDINANCE AMENDING SECTION 12-2-10 (C)(4)(b) OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; AMENDING THE HISTORIC AND PRESERVATION LAND USE DISTRICT; OLD EAST HILL PRESERVATION ZONING DISTRICT; CONDITIONAL USES PERMITTED; OEHC-1 NEIGHBORHOOD COMMERCIAL DISTRICT PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Sponsors: Ashton J. Hayward, III

Attachments: [Proposed Ordinance No. 11-18](#)
[Applicant's Request, LDC Amendment 12-2-10, Dr. Laura Hall](#)
[GIS Map of Impacted Commercial Districts in Old East Hill](#)
[Corespondence from Citizens, LDC Amendment 12-2-10, Dr. Laura Hall](#)
[Ruling from Code Enforcement Authority, 805 E. Gadsden, Dr. Laura Hall](#)
[April 10, 2018 Planning Board Minutes](#)

6. [12-18](#) PROPOSED ORDINANCE NO. 12-18 - VACATION OF RIGHT-OF-WAY
1600 BLOCK OF NORTH 18TH AVENUE

Recommendation: That City Council adopt Proposed Ordinance No. 12-18 on second reading, as amended (based on action taken at the Public Hearing on 7/19/18).

AN ORDINANCE CLOSING, ABANDONING AND VACATING A PORTION OF THE 1600 BLOCK OF NORTH 18TH AVENUE RIGHT OF WAY; IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Sponsors: Ashton J. Hayward, III

Attachments: [Proposed Ordinance No. 12-18 Revised](#)
[Vacation of Right-of-Way Application, 18th Avenue, dated May 11, 2018](#)
[Right-of-Way Map, 18th Avenue Right-of-Way Vacation Request](#)
[June 12, 2018 Planning Board Minutes](#)
[Technical Comments, 18th Avenue Right-of-Way Vacation Request](#)
[Citizen Comments, 18th Avenue Right-of-Way Vacation Request](#)
[Neighbor Petition, 18th Avenue Right-of-Way Vacation Request](#)
[EMAIL FROM JODY BRAXTON FOLLOWING 1ST READING](#)
[EMAIL FROM STEPHEN DUNN MOODY](#)
[LETTER IN OPPOSITION FROM EAST HILL NEIGHBORHOOD ASSOCIATION](#)
[VARIOUS HANDOUTS PROVIDED AT CC MTG](#)

7. [13-18](#) PROPOSED ORDINANCE NO. 13-18 - AMENDING SECTION 3-3-2 -
REGULATING CONTRACTING AND PURCHASE OF COMMODITIES
AND SERVICES

Recommendation: That City Council approve Proposed Ordinance No. 13-18 - Amending Section 3-3-2 of the Code - Regulating contracting and purchase of commodities and services adding language to cover purchase of legal services, on first reading.

AN ORDINANCE AMENDING SECTION 3-3-2 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; CONTRACTS FOR PUBLIC WORK AND PURCHASES OF OTHER COMMODITIES AND SERVICES; LOWEST AND BEST RESPONSIBLE BIDDER; REJECTION OF BIDS; APPROVAL OF COUNCIL AND MAYOR; EMERGENCY PURCHASES; REGULATING CONTRACTING AND PURCHASE OF LEGAL SERVICES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Sponsors: Sherri Myers

Attachments: [Proposed Ordinance No. 13-18](#)

8. [14-18](#) PROPOSED ORDINANCE NO. 14-18 - AMENDING SECTION 2-6-3
CODE OF ETHICS - PROHIBITIONS

Recommendation: That City Council approve Proposed Ordinance No. 14-18 on first reading:

AN ORDINANCE AMENDING SECTION 2-6-3 CODE OF ETHICS;
PROHIBITIONS; OF THE CODE OF THE CITY OF PENSACOLA,
FLORIDA; PROVIDING FOR SEVERABILITY; REPEALING
CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Sponsors: Sherri Myers

Attachments: [Proposed Ordinance No. 14-18](#)

9. [18-00269](#) ANALYSIS OF GENTRIFICATION DUE TO URBAN REVITALIZATION

Recommendation: That City Council allocate \$200,000 to hire a consultant to perform an analysis of the impact of urban revitalization in the CRA urban core on the African American population in the city limits and that the consultant provide Council with recommendations to mitigate the dislocation, displacement, economic loss of affordable housing, and community resources in historically African American and low income communities.

Sponsors: Sherri Myers

Attachments: [Demographic for CRA Urban Core Population for 2000](#)

10. [18-35](#) RESOLUTION NO. 18-35 - SUPPORT OF THE ESCAMBIA-PENSACOLA
HUMAN RELATIONS COMMISSION

Recommendation: That City Council adopt Resolution No. 18-35:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PENSACOLA, FLORIDA, IN SUPPORT OF THE ESCAMBIA-PENSACOLA
HUMAN RELATIONS COMMISSION, URGING BOTH ESCAMBIA
COUNTY AND THE CITY OF PENSACOLA CONTINUED FUNDING OF
COMMISSION.

Sponsors: Sherri Myers

Attachments: [Resolution No. 18-35](#)
[Sec.5.2.20 Fair Housing Director](#)
[Sec.5.2.22 Fair Housing Board](#)

11. [18-00282](#) AMERICAN CREOSOTE SITE (ACW)

Recommendation: That City Council give its authorization for ~~City~~ the Mayor's staff to proceed with the following strategies regarding the ACW:

1. Complete any remaining title searches on rights of way
2. Pursue acquisition of the parcels owned by the now dissolved American Creosote Works Florida, Inc. and the Pensacola Creosoting Co.
3. Continue discussions with BNSF Railroad regarding their portions and possible acquisition

Sponsors: Jewel Cannada-Wynn

Attachments: [AERIAL MAP](#)

12. [18-31](#) RESOLUTION NO. 18-31 - THE GLADES PROJECT

Recommendation: That City Council adopt Resolution No. 18-31.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA, FLORIDA, CERTIFYING THAT THE NORTHWEST FLORIDA HOUSING DEVELOPMENT CORPORATION'S PROPOSED DISASTER RECOVERY HOUSING PROGRAM IS CONSISTENT WITH LOCAL PLANS AND REGULATIONS INCLUDING COMPREHENSIVE PLANS

Sponsors: Gerald Wingate

Attachments: [Resolution No. 18-31](#)

13. [18-29](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 18-29 - APPROPRIATING FUNDING IN CONNECTION WITH THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

Recommendation: That the City Council adopt Supplemental Budget Resolution No. 18-29.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2018; PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Ashton J. Hayward, III

Attachments: [Supplemental Budget Resolution No. 18-29](#)
[Supplemental Budget Explanation No. 18-29](#)

14. [16-18](#) PROPOSED ORDINANCE NO. 16-18 - AMENDMENT TO SECTION 4-3-97, SANITATION COLLECTION FEE AND EQUIPMENT SURCHARGE

Recommendation: That City Council approve Proposed Ordinance No. 16-18 on first reading.

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

Sponsors: Ashton J. Hayward, III

Attachments: [Proposed Ordinance 16-18](#)

15. [20-18](#) PROPOSED ORDINANCE NO. 20-18, AMENDMENT TO SECTION 10-4-19 - SCHEDULE OF GAS RATES AND CHARGES

Recommendation: That City Council approve Proposed Ordinance No. 20-18 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.

Sponsors: Ashton J. Hayward, III

Attachments: [Proposed Ordinance No. 20-18](#)

16. [18-00314](#) VOTE OF "NO CONFIDENCE" FOR THE CITY ADMINISTRATOR RELATED TO THE HANDLING OF THE RECYCLING ISSUE

Recommendation: That City Council take a vote of "No Confidence" for the City Administrator, Eric Olson, in relation to his handling of the recycling issue.

Sponsors: Sherri Myers

Attachments: [Olson Memorandum of May 2, 2018 re Recycling Program](#)

17. [18-00316](#) BAYVIEW COMMUNITY RESOURCE CENTER ARCHITECTURAL AND ENGINEERING SERVICES

Recommendation: That City Council approve the cost breakdown as outlined by Caldwell Associates for the rebid of the Bayview Community Resource Center and authorize the acceptance of the additional architectural and engineering services.

Sponsors: Ashton J. Hayward, III

Attachments: [Caldwell Associates Cost Breakdown](#)
[Caldwell Associates Request for Additional Services](#)
[Caldwell Associates Executed Contract](#)
[Caldwell Associates Summary Cost Change](#)
[HANDOUT FROM CALDWELL ASSOCIATES ARCHITECT AT CC MTG](#)

DISCUSSION

COUNCIL EXECUTIVE'S REPORT

MAYOR'S COMMUNICATION

COUNCIL COMMUNICATIONS

CIVIC ANNOUNCEMENTS

SECOND LEROY BOYD FORUM

ADJOURNMENT

Any opening invocation that is offered before the official start of the Council meeting shall be the voluntary offering of a private person, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the City Council or the city staff, and the City is not allowed by law to endorse the religious or non-religious beliefs or views of such speaker. Persons in attendance at the City Council meeting are invited to stand during the invocation and to stand and recite the Pledge of Allegiance. However, such invitation shall not be construed as a demand, order, or any other type of command. No person in attendance at the meeting shall be required to participate in any opening invocation that is offered or to participate in the Pledge of Allegiance. You may remain seated within the City Council Chambers or exit the City Council Chambers and return upon completion of the opening invocation and/or Pledge of Allegiance if you do not wish to participate in or witness the opening invocation and/or the recitation of the Pledge of Allegiance.

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.