



# City of Pensacola

## City Council

### Agenda - Final

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Thursday, October 27, 2022, 5:30 PM

Council Chambers, 1st Floor

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**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 be watched via live stream at [cityofpensacola.com/video](http://cityofpensacola.com/video). Citizens may submit an online form at <https://www.cityofpensacola.com/ccinput> BEGINNING AT 3:00 P.M.

#### ROLL CALL

#### INVOCATION

#### PLEDGE OF ALLEGIANCE

Council Vice President Delarian Wiggins

#### FIRST LEROY BOYD FORUM

#### AWARDS

#### APPROVAL OF MINUTES

1. [22-01072](#) APPROVAL OF MINUTES: REGULAR MEETING DATED OCTOBER 13, 2022

*Attachments:* [Draft: Regular Meeting Dated 10/13/22](#)

#### APPROVAL OF AGENDA

#### CONSENT AGENDA

2. [22-00986](#) AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN THE CITY OF PENSACOLA AND ESCAMBIA COUNTY FOR BURGESS ROAD SIDEWALK AND DRAINAGE IMPROVEMENTS PROJECT
- Recommendation:** That City Council approve the Amendment to the Interlocal Agreement between the City of Pensacola and Escambia County for the Burgess Road Sidewalk and Drainage Improvement Project.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Legislative Action Item FILE ID # 21-00206](#)  
[Interlocal Agreement with Escambia County](#)  
[Interlocal Agreement with Emerald Coast Utilities Authority](#)  
[Amendment to Interlocal Agreement with Escambia County](#)
3. [22-00999](#) INTERLOCAL AGREEMENT - PENSACOLA-ESCAMBIA COUNTY PROMOTION AND DEVELOPMENT COMMISSION
- Recommendation:** That City Council approve and authorize the Mayor to take the actions necessary to execute the Interlocal Agreement between the Escambia County Board of County Commissioners and the City of Pensacola relating to the funding of the Pensacola-Escambia County Promotion and Development Commission (PEDC) for FY 2023.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Interlocal Agreement between the Escambia County Board of County](#)
4. [22-01012](#) WRITE-OFF OF UNCOLLECTIBLE GOVERNMENTAL ACCOUNTS RECEIVABLE
- Recommendation:** That City Council approve the write-off of \$10,416.67 in unpaid annual lease fees due from Gulf Coast Tennis Group, LLC.
- Sponsors:** Grover C. Robinson, IV
5. [22-01029](#) WRITE-OFF OF UNCOLLECTIBLE GOVERNMENTAL ACCOUNTS RECEIVABLE
- Recommendation:** That City Council approve the write-off of \$44,635.11 in unpaid ad valorem equivalent payments due from the late Gary Lowry and \$5,345.00 in unpaid ad valorem equivalent payments due from Aberfeldy Home Construction LLC, retroactive to September 30, 2022.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Write-off Report for Leases FY2022 - Port Royal Phase II.pdf](#)

6. [22-01014](#) REVISED: AWARD OF CONTRACT - ITB NO. 22-052 BERTH 2/3 CORNER FENDERS REPAIRS PROJECT AT PORT OF PENSACOLA - GULF MARINE CONSTRUCTION INC.
- Recommendation:** That City Council award Bid No. 22-052 for Berth 2/3 Corner Fender Repairs Project at the Port of Pensacola to Gulf Marine Construction Inc. of Pensacola, Florida with a base bid of \$109,490.00 plus 10% contingency of \$10,949.00 for a total of \$120,439.00. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this contract and complete the work, consistent with the bid, contracting documents, and the Mayor's Executive Powers as granted in the City Charter.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [ITB No. 22-052 Tabulation of Bids](#)  
[ITB No 22-052 Vendor Reference List](#)
7. [22-01056](#) DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL MEMBER CASEY JONES - DISTRICT 3
- Recommendation:** That City Council approve funding of \$1,000 for OnBikes Pensacola and \$500 for the H.Y.P.E. Annual Turkey Drive from the City Council Discretionary Funds for District 3.
- Sponsors:** Casey Jones
8. [22-01057](#) DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL VICE PRESIDENT DELARIAN WIGGINS - DISTRICT 7
- Recommendation:** That City Council approve funding of \$500 to OnBikes Pensacola from the City Council Discretionary Funds for District 7.
- Sponsors:** Delarian Wiggins

## REGULAR AGENDA

9. [22-01055](#) CITY COUNCIL CONSENT TO THE MAYOR'S APPOINTMENT OF STEPHEN RINGL AS DIRECTOR OF INNOVATION AND TECHNOLOGY
- Recommendation:** That City Council consent to the Mayor's appointment of Stephen Ringl as Director of Innovation and Technology in accordance with City Charter Section 4.01(a)(7).
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Stephen Ringl Resume](#)

10. [22-01033](#) APPOINTMENT - ENVIRONMENTAL ADVISORY BOARD
- Recommendation:** That City Council appoint an at-large resident or property owner of the City to the Environmental Advisory Board to fill an unexpired term ending March 1, 2024.
- Sponsors:** Ann Hill
- Attachments:** [Member List](#)  
[Nomination Form - Cheyenna Novotny](#)  
[Application of Interest - Cheyenna Novotny](#)  
[Resume - Cheyenna Novotny](#)  
[Nomination Form - Michael Swords III](#)  
[Application of Interest - Michael Swords III](#)  
[Resume - Michael Swords III](#)  
[Ballot.pdf](#)
11. [22-01008](#) CONTRACT WITH VEORIDE, INC. TO OPERATE AS A VENDOR FOR THE DOCKLESS SHARED MICROMOBILITY PROGRAM
- Recommendation:** That City Council approve a contract with VeoRide, Inc. to operate as a Dockless Shared Micromobility Program vendor in the City of Pensacola. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this contract and complete the work, consistent with the contracting documents and the Mayor's Executive Powers as granted in the City Charter.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Operating Agreement and Permit with VeoRide, Inc.](#)
12. [22-01041](#) THIRD ADDENDUM TO THE PARTIAL ASSIGNMENT TO INSPIRED COMMUNITIES OF FLORIDA LLC OF THE OPTION AGREEMENT BETWEEN THE CITY OF PENSACOLA AND STUDER PROPERTIES LLP
- Recommendation:** That City Council approve and authorize the Mayor to execute the Third Addendum to the Partial Assignment to Inspired Communities of Florida LLC of the Option Agreement between the City of Pensacola and Studer Properties LLP for the development of Parcels 3, 6, and 8 of the Vince J. Whibbs Sr. Community Maritime Park, removing the previously-held option for Parcel 9 and extending the agreement for twelve months through September 30, 2023. Also, that City Council authorize the Mayor to take the actions necessary to execute and administer this agreement, consistent with the terms of the agreement and the Mayor's Executive Powers as granted in the City Charter.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Third Addendum to the Partial Assignment to Inspired Option Agreeer](#)

13. [22-01042](#) LEASE - GROUND SUBLEASE WITH NORTHWEST FLORIDA PROFESSIONAL BASEBALL LLC FOR PARCEL 9 OF THE VINCE J. WHIBBS SR. COMMUNITY MARITIME PARK
- Recommendation:** That City Council approve and authorize the Mayor to execute the Ground Sublease for Parcel 9 of the Vince J. Whibbs Sr. Community Maritime Park with Northwest Florida Professional Baseball LLC (NFPB) for the construction and use of batting cages and other stadium amenities, through March 31, 2032 and coterminous with the Multi-Use Facility Non-Exclusive Use Agreement for Blue Wahoos Stadium. Also, that City Council authorize the Mayor to take the actions necessary to execute and administer this sublease, consistent with the terms of the sublease and the Mayor's Executive Powers as granted in the City Charter.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Ground Sublease - Maritime Park Parcel 9](#)  
[Map of CMP Parcels](#)
14. [22-00973](#) FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) SUBGRANT FOR HIGHWAY TRAFFIC FUNDS
- Recommendation:** That City Council accept the FY 2023 Florida Department of Transportation (FDOT) Subgrant for Highway Traffic Safety Funds in the amount of \$45,000. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer the grant, consistent with the terms of the grant and the Mayor's Executive Powers as granted in the City Charter. Finally, that City Council adopt the supplemental budget resolution appropriating grant funds.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [FDOT Subgrant for Highway Traffic Safety Funds, Project #M5HVE-;](#)  
[Supplemental Budget Resolution No. 2022-098](#)  
[Supplemental Budget Explanation No. 2022-098](#)

15. [2022-098](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-098 FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) SUBGRANT FOR HIGHWAY TRAFFIC FUNDS
- Recommendation:* That City Council adopt Supplemental Budget Resolution No. 2022-098.
- A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2023; PROVIDING FOR AN EFFECTIVE DATE.
- Sponsors:* Grover C. Robinson, IV
- Attachments:* [Supplemental Budget Resolution No. 2022-098](#)  
[Supplemental Budget Explanation No. 2022-098](#)
16. [22-01010](#) FIRST AMENDMENT TO JOINT PARTICIPATION AGREEMENT (JPA) CONTRACT NO. ASR43 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION - LANDSCAPING OF ADDITIONAL STATE ROADS
- Recommendation:* That City Council approve the First Amendment to the Joint Participation Agreement (JPA) Contract No. ASR43 between the Florida Department of Transportation and the City of Pensacola for landscaping of additional state roads. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this First Amendment to JPA Contract No. ASR43, consistent with the terms of the agreement and the Mayor's Executive Powers as granted in the City Charter. Also, that City Council adopt a supplemental budget resolution appropriating the funds.
- Sponsors:* Grover C. Robinson, IV
- Attachments:* [Original JPA Landscape Agreement 1\) Original JPA Landscape Agreement First Amendment to JPA Landscape Agreement Contract No. ASR43](#)

17. [2022-105](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-105 - FIRST AMENDMENT TO THE JOINT PARTICIPATION AGREEMENT (JPA) CONTRACT NO. ASR43 - LANDSCAPING OF STATE ROADS
- Recommendation:** That the City Council adopt Supplemental Budget Resolution No. 2022-105:
- A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2023; PROVIDING FOR AN EFFECTIVE DATE.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Supplemental Budget Resolution No. 2022-105](#)  
[Supplemental Budget Explanation No. 2022-105](#)  
[Original JPA Landscape Agreement Contract No. ASR43](#)  
[First Amendment to Joint Participation Agreement Contract No. ASR](#)
18. [52-22](#) PROPOSED ORDINANCE NO. 52-22 - PROPOSED AMENDMENT TO CHAPTER 7-9 OF THE CODE OF THE CITY OF PENSACOLA - DOCKLESS SHARED MICROMOBILITY DEVICES PROGRAM
- Recommendation:** That City Council adopt Proposed Ordinance No. 52-22 on second reading.
- AN ORDINANCE OF THE CITY OF PENSACOLA, FLORIDA AMENDING CHAPTER 7-9 OF THE CODE OF THE CITY OF PENSACOLA TO REGULATE A DOCKLESS SHARED MICROMOBILITY DEVICE PROGRAM; PROVIDING FOR INDEMNIFICATION AND INSURANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Proposed Ordinance No. 52-22](#)  
[Shared Micromobility Franchise Area Map](#)  
[Proposed Forced Parking Area Map](#)

19. [53-22](#) PROPOSED ORDINANCE NO. 53-22 - PROPOSED AMENDMENT - CITY OF PENSACOLA LAND DEVELOPMENT CODE CHAPTER 12-6 - APPENDIX A PROTECTED TREE LIST - INCLUSION OF QUERCUS HEMISPHERAERICA (DARLINGTON OAK)

**Recommendation:** That City Council adopt Proposed Ordinance No. 53-22 on second reading.

AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE, TITLE 12, CHAPTER 12-6, APPENDIX A, OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA TO ADD QUERCUS HEMISPHERAERICA TO THE LIST OF PROTECTED TREES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

**Sponsors:** Ann Hill

**Attachments:** [Proposed Ordinance No. 53-22](#)  
[Planning Board Minutes September 13, 2022](#)

## 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.*