

PROPOSED
ORDINANCE NO. 46-21

ORDINANCE NO. _____

AN ORDINANCE
TO BE ENTITLED:

AN ORDINANCE AMENDING SECTION 2-3-2 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, NAMING CITY PROPERTY; PROVIDING FOR A PROCESS IN THE NAMING OF STRUCTURES, STREETS OR OTHER PUBLIC PLACES WITHIN THE CITY; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Pensacola adopted Ordinance No. 34-14 in September of 2014 creating Section 2-3-3 (codified now as Section 2-3-2) entitled, Naming City Property; and

WHEREAS, for the benefits of the citizens of Pensacola, a process for the naming of streets, structures, and other public places within the city has been developed; and

WHEREAS, this process allows for a systematic approach to the naming of city property.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF PENSACOLA, FLORIDA:

SECTION 1. Section 2-3-2 of the Code of the City of Pensacola, Florida, is hereby amended to read as follows:

Sec. 2-3-2. Naming city property.

- (a) *Intent of criteria.* The criteria provided herein are intended to provide an identifiable process which citizens may utilize to propose the recognition of individuals who have made a significant contribution to the city, region or nation and whose memory may be honored by the designation of their name and achievements associated with a structure, street, park or other public place in the city. Such individuals may be city residents, historic figures, former elected officials or former city employees whose work, actions or life has made a significant contribution to the community or society. Consideration of such recognition will be made by the city council without reference to such immutable characteristics as race, religion, ethnicity, gender, age or disability. These criteria are intended to be flexible so that there will be an opportunity for recognition of any individual deserving of such, who may not meet all of the objective criteria contained herein. In addition, the city council recognizes that

many of the facilities of the city have established interest groups such as neighborhood associations or other affinity groups, and it is the intent of the council to solicit input from all such interest groups when appropriate.

(b) *Criteria.*

- (1) Parks may be named after streets, geographical locations, historical figures, events, concepts or as otherwise determined by the city council.
- (2) Parks, structures, streets or other public places within the city may be named for individuals or groups that have made exceptional contributions to the Pensacola community.
- (3) Parks, structures, streets, or other public places within the city may be named for a historical figure or an individual or family or organization that has made a significant land, monetary or service contribution to the acquisition of the property, park system or the community in general. These may include the names of early residents or citizens and/or events of significance to the area's history or development which have directly impacted the park's, structures, streets or other public places within the city development.
- (4) Current elected officials and currently employed city staff shall not be eligible for consideration until they are no longer in office or have been retired from city service for at least four years.
- (5) In order to accommodate the interest in recognizing or honoring individuals deserving such recognition or honor, the city council may elect to honor individuals by the erection of informational signage or plaques at a particular facility, structure or portion thereof, without naming the entire park, structure, street or facility after one individual or preempting the opportunity to recognize more than one person's achievements or contributions. However, the renaming of a park, structure, street or facility from one name to another will be discouraged and accepted only for exceptional reasons.
- (6) Streets with historical markers, brown street signs, shall be ineligible for renaming.

(c) *Procedure.*

- (1) Members of council or other individuals or groups that propose to name or rename a park, structure, street, facility or portion thereof must submit a letter to the city clerk with sufficient information or evidence to support a naming or name change. The clerk shall forward a copy of the letter to the offices of the mayor, the council executive and the city council president. If

a renaming is being proposed, the letter must document why the existing name no longer holds any historical significance, or otherwise why the existing name is no longer appropriate.

- (2) If the property or facility under review is within the purview of the parks and recreation board, that board will review such request and discuss the request at a meeting of the board. Following board consideration, the board will make its recommendations to the city council. If the property or facility under review is within the purview of another organization or board, that organization or board will be given the opportunity to consider the request for naming or renaming and make its recommendation to the city council.
- (3) If the request is to name or rename a city street or portion thereof, the council executive will notify the Public Works and Facilities Director or designee who will ensure the following criteria and procedure are met:
 - a. Confirm the naming or renaming of the street or portion thereof does not conflict with other existing street names or create a confusing situation with the flipping of names along the corridor. All renaming requests shall include a surname and given name or relevant initials.
 - b. Request that GIS create a property owner list of all adjoining property owners upon the street or segment thereof to be provided to the Public Works Director or designee.
 - c. Send a certified mailing informing identified property owners of the renaming request and ask each to respond with a Yes or No to the request no later than two (2) weeks from the date of the notification. If no reply is received, the city will consider the lack of response by the property owner to constitute a Yes response.
 - d. The request must receive a 90% approval response rate in order to move forward. If the 90% approval rate is received, the request will be sent to PPD, EMS, FIRE and any other appropriate agency/department to review and provide comments, if any.
 - e. Once the above has been completed, the Public Works Director or designee will notify the council executive, in writing, of staff's recommendation. Once received, the council executive will engage the council president or other council member for sponsorship of the item to be brought before city council for their consideration.
 - f. If approved by city council, the Public Works Director or designee along with technology resources will make the appropriate changes regarding

street signs, city GIS, MSAG, and any other notifications to include but not be limited to; the Post Office, Escambia County, Emergency Operations Center, County and City Dispatch Centers, Pensacola Energy, the Property Appraisers Office, Executive Office of the Governor, ECUA, Florida Department of Revenue Property Tax Administration, Escambia County Tax Collector, Regional Land base Administration Center, Secretary of State, Cox Communications, Florida Power and Light Co., as needed or required to facilitate the name change.

~~(3)~~(4) The city council will make the final decision on all naming or renaming requests.

SECTION 2. If any word, phrase, clause, paragraph, section or provision of this ordinance or the application thereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provision or applications of the ordinance which can be given effect without the invalid or unconstitutional provisions or application, and to this end the provisions of this ordinance are declared severable.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. This ordinance shall take effect on the fifth business day after adoption, unless otherwise provided, pursuant to Section 4.03(d) of the City Charter of the City of Pensacola.

Adopted: _____

Approved: _____
President of City Council

Attest:

City Clerk