



City of Pensacola

CITY COUNCIL AGENDA CONFERENCE

Meeting Minutes

May 8, 2017

3:44 P.M.

Hagler-Mason Conference Room

ROLL CALL

Council Members Present: Brian Spencer, Gerald Wingate, Jewel Cannada-Wynn, Larry B. Johnson, Sherri Myers (left 4:38), Andy Terhaar, P.C. Wu

Council Members Absent: None

PRESENTATION ITEMS

None.

REVIEW OF CONSENT AGENDA ITEMS

1. [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.

Place on Consent Agenda.

2. [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.

Place on Consent Agenda.

REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)3. [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

Place on Consent Agenda.

4. [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.

After some discussion, Council Member Wingate requested this item be placed on the regular agenda.

Place on Regular Agenda.

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.

Place on Consent Agenda.

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.

Place on Consent Agenda.

REVIEW OF REGULAR AGENDA ITEMS

7. [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.

Place on Regular Agenda.

8. [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).

Place on Regular Agenda.

9. [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.

Place on Regular Agenda.

10. [17-00277](#) APPOINTMENT OF POLICE CHIEF

Recommendation: That City Council consent to the appointment of Tommi Lyter as Chief of the Pensacola Police Department.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)11. [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.

A motion to move this item to the consent agenda was made by Council Member Myers and seconded by Council Member Johnson.

The motion carried by the following vote:

Yes: 5 Brian Spencer, Gerald Wingate, Andy Terhaar, Larry Johnson, Sherri Myers
No: 1 P.C. Wu

Place on Consent Agenda.

12. [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.

Place on Regular Agenda.

13. [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.

Place on Regular Agenda.

14. [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.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

15. [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

Place on Regular Agenda.

16. [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.

Place on Regular Agenda.

17. [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

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

18. 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.

Place on Regular Agenda.

19. 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.

Place on Regular Agenda.

20. 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.

Place on Regular Agenda

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

21. [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; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE

Place on Regular Agenda.

22. [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; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

FOR DISCUSSION

23. [17-00301 50 ACRE ECONOMIC FEASIBILITY STUDY COMMITTEE](#)

Place for Discussion.

INFORMATIONAL ITEMS

None.

CONSIDERATION OF ANY ADD-ON ITEMS

None.

READING OF ITEMS FOR COUNCIL AGENDA

As presented above.

No objections.

COMMUNICATIONS**24. [17-00154 CITY ADMINISTRATOR COMMUNICATION](#)**

- Fire Chief David Allen provided an overhead presentation – *City-Wide Emergency Management Plan* and responded accordingly to questions.
- City Administrator Olson provided a verbal update to Council advising various initiatives and providing updates on projects and events.

CITY ATTORNEY'S COMMUNICATION

None.

25. [17-00197 MONTHLY CRIME REPORT \(APRIL 2017\)](#)

Acting Police Chief Lyter provided an overhead presentation and responded accordingly to questions.

26. [17-00089 MONTHLY FINANCIAL REPORT \(MARCH 2017\) - CHIEF FINANCIAL OFFICER RICHARD BARKER, JR.](#)

Chief Financial Officer Barker provided an overhead presentation and responded accordingly to questions.

27. [17-00145 MONTHLY FINANCIAL REPORT \(APRIL 2017\) - CHIEF FINANCIAL OFFICER RICHARD BARKER, JR.](#)

Chief Financial Officer Barker provided an overhead presentation and responded accordingly to questions.

CITY COUNCIL COMMUNICATION

None.

ADJOURNMENT

5:14 P.M.