



# City of Pensacola

## CITY COUNCIL

### Agenda Conference Minutes

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February 24, 2020

3:30 P.M.

Hagler/Mason Conference Room

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The agenda conference was called to order by Council President Cannada-Wynn at 3:33 P.M.

#### ROLL CALL

**Council Members Present:** Jewel Cannada-Wynn, Jared Moore (arrived 3:34), Ann Hill (arrived 3:33), John Jerrals, Sherri Myers, P.C. Wu (arrived 3:33)

**Council Members Absent:** Andy Terhaar

#### PRESENTATION ITEMS

Mayor Robinson along with Council Member Hill presented a proclamation to Tom McLaulin as the next step for the City of Pensacola to become a *Florida Paddling Trails Blueway Community*.

1. [20-00103 PRESENTATION FROM THE DIRECTOR OF ESCAMBIA COUNTY AREA TRANSIT \(ECAT\)](#)

**Recommendation:** That City Council receive a presentation from the Director of Escambia County Area Transit (ECAT), giving an update and status of ECAT.

Mass Transit Director Tonya Ellis provided an overhead presentation (on file with background materials) to City Council highlighting current initiatives. She responded accordingly to questions.

2. [20-00104 PRESENTATION FROM THE DIRECTOR OF REBUILD NORTHWEST FLORIDA](#)

**Recommendation:** That City Council receive a presentation from the Director of Rebuild Northwest Florida.

Chief Executive Director Garrett Walton provided a summary of Rebuild Northwest Florida's accomplishments since its inception following Hurricane Ivan. He also addressed their closing as of March 31, 2020. (Outline hand-out on file with background materials.)

**REVIEW OF CONSENT AGENDA ITEMS**

3. [20-00030](#) AWARD OF BID #20-008 DAVIS HIGHWAY AT CARPENTER'S CREEK (NORTHSIDE) STORMWATER TREATMENT ENHANCEMENT PROJECT

**Recommendation:** That City Council award Bid #20-008 Davis Highway at Carpenter's Creek (Northside) Stormwater Treatment Enhancement Project to Site and Utility, LLC of Pensacola Florida, the lowest and most responsible bidder with a base bid of \$445,111.00 plus a 10% contingency in the amount of \$44,511.10 for a total amount of \$489,622.10. Further, that City Council authorize the Mayor to execute the contract and take all actions necessary to complete the project.

**Place on Consent Agenda.**

4. [20-00070](#) AWARD OF RFP NO. 19-033, PENSACOLA INTERNATIONAL AIRPORT PERIMETER INTRUSION DETECTION SYSTEM

**Recommendation:** That City Council award RFP No. 19-033, Perimeter Intrusion Detection System, to Security Engineering of Pensacola, Inc., the only responsible proponent, with a base proposal of \$242,181.67, plus a 10% contingency in the amount of \$24,218 for a total amount of \$266,399.67. Further, that City Council authorize the Mayor to execute the contract and take all actions necessary to complete the project.

**Place on Consent Agenda.**

5. [20-00079](#) AWARD OF CONTRACT FOR ITB 20-024 - STREET LIGHT FOUNDATION AND CONDUIT REPLACEMENT

**Recommendation:** That City Council award a contract for ITB 20-024 Street Light Foundations and Conduit Replacement to Ingram Signalization Inc., the lowest and most responsible bidder with a base bid amount of \$448,560, plus a 5% contingency of \$22,428, plus \$24,700 for miscellaneous construction items for a total amount of \$495,688.

Council Member Myers made comments indicating she will not support this project and **requested it be moved from consent to regular agenda.**

**Place on Regular Agenda.**

**REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)**

6. [20-00080](#) AWARD OF CONTRACT FOR ITB 20-021- FY 2020 STREET REHABILITATION

**Recommendation:** That City Council award a contract for ITB 20-021 Fiscal Year 2020 Street Rehabilitation Bid. 20-021 Project to Midsouth Paving Inc. the lowest and most responsible bidder with a base bid amount of \$1,071,649.00 and Alternate 1 bid amount of \$133,814.50 for a total bid amount of \$1,205,463.50 plus a 5% contingency of \$60,273.18 plus \$6,000.00 for miscellaneous construction items for a total amount of \$1,271,736.68.

Council Member Myers made comments indicating she will not support this project and **requested it be moved from consent to regular agenda.**

**Place on Regular Agenda.**

7. [20-00094](#) FEDERAL COURTHOUSE PARKING LEASE - NORTH PALAFOX LOT

**Recommendation:** That the City Council approve a lease with the United States Government for Federal Courthouse parking at the North Palafox Parking Lot. Further that City Council authorize the Mayor, if necessary, to execute all necessary documents.

**Place on Consent Agenda.**

8. [20-00095](#) APPOINTMENTS - ENVIRONMENTAL ADVISORY BOARD

**Recommendation:** That City Council appoint five (5) individuals who are employed or retired environmental professionals, or members of local environmental organizations, or a business with an interest in City environmental issues; and appoint two (2) members who are residents or property owners of the City as at large members for a term of two (2) years, expiring March 1, 2022.

**Place on Consent Agenda.**

**REVIEW OF REGULAR AGENDA ITEMS**

9. [20-00046](#) FY 2019 COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR)

**Recommendation:** That City Council accept the City of Pensacola Comprehensive Annual Financial Report for the year ended September 30, 2019 as prepared by the Financial Services Department and the Independent Auditors Report issued thereupon.

**Place on Regular Agenda.**

**REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)**

10. [20-00099](#) WORKSHOP FOR CITY COUNCIL TO DISCUSS THEIR PRIORITIES WITHIN THE STRATEGIC PLAN, THE COUNCIL'S BUDGET AND COUNCIL'S PRIORITIES FOR THE FY21 BUDGET

**Recommendation:** That City Council conduct a workshop to discuss their priorities within the City's Strategic Plan, discuss the City Council's Budget and Priorities for the FY21 Budget. Further, that Council authorize the Council President to schedule the workshop to be held within the month of March.

Council Executive Kraher and Council Member Myers (sponsor) clarified the intent of the workshop. Some discussion took place among Council with input from Mayor Robinson.

**Place on Regular Agenda.**

11. [12-20](#) PROPOSED ORDINANCE NO. 12-20 - PROPOSED AMENDMENTS TO THE COMPREHENSIVE PLAN - FUTURE LAND USE ELEMENT

**Recommendation:** That City Council adopt Proposed Ordinance No. 12-20 on second reading.

AN ORDINANCE APPROVING FOR ADOPTION, FOLLOWING THE REQUIRED STATUTORY REVIEW PROCESS BY THE STATE OF FLORIDA, AMENDMENTS TO THE COMPREHENSIVE PLAN OF THE CITY OF PENSACOLA, FLORIDA, FUTURE LAND USE ELEMENT; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

City Attorney Woolf explained since the public hearing and approval of the ordinance on first reading (which took place on 2/13/20) the proposed amendments were transmitted to the Department of Economic Development (DEO) for review. Following receipt of DEO's review comments the ordinance will come before Council for second reading and adoption. **Therefore, P.O. No. 12-20 will be pulled at this time.**

**Withdrawn.**

**REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)**

12. [02-20](#) PROPOSED ORDINANCE NO. 02-20 - REQUEST FOR ZONING MAP AMENDMENT - COMMUNITY MARTITIME PARK PARCELS

**Recommendation:** That City Council adopt Proposed Ordinance No. 02-20 on second 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.

**Place on Regular Agenda.**

13. [05-20](#) REVISED: PROPOSED ORDINANCE NO. 05-20 - VACATION OF RIGHT OF WAY - BAPTIST ANNEXATION AREA

**Recommendation:** That City Council adopt Proposed Ordinance No. 05-20 on second reading.

AN ORDINANCE CLOSING, ABANDONING AND VACATING RAWSON LANE FROM BRENT LANE TO CORDAY STREET, CORDAY STREET FROM DIXIE DRIVE TO I-110, AND JOE ELLIOTT WAY IN ITS ENTIRETY; IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; REPEALING CLAUSE, AND PROVIDING AN EFFECTIVE DATE.

**Place on Regular Agenda.**

14. [13-20](#) PROPOSED ORDINANCE NO. 13-20 - ESTABLISHING THE URBAN CORE REDEVELOPMENT BOARD

**Recommendation:** That City Council adopt Proposed Ordinance No. 13-20 on second reading:

AN ORDINANCE ESTABLISHING AN URBAN CORE REDEVELOPMENT BOARD; REPEALING CLAUSE; SEVERIBILITY; AND PROVIDING AN EFFECTIVE DATE.

**Place on Regular Agenda.**

**DISCUSSION**

15. [20-00100 IMPLEMENTATION OF RESOLUTION NO. 2019-60 - USE OF PESTICIDES AND HERBICIDES IN PARKS AND ON ATHLETIC FIELDS, NOTICE AND POSTING ON THE CITY WEBSITE. REQUEST VS. REQUIREMENT.](#)

Council Member Myers (sponsor) addressed Council as outlined in the memorandum provided in the 2/24/20 agenda package and referenced photos of signage (as attached to the memo and an additional photo hand out of a notice in front of Tryon Library - - on file with background materials). She indicated Mayor Robinson has not honored the request contained in Resolution No. 2019-60 to post information on the City's website in advance of spraying, therefore she intends to bring forward an ordinance for Council's consideration requiring such information.

Mayor Robinson addressed Council Member Myers' comments explaining the issue was simply miscommunication and lack of understanding among staff regarding "sufficient notice". He assured that it is the administration and staff's intent to fully honor Resolution No. 2019-60. In response Council Member Myers expressed satisfaction with Mayor Robinson's explanation and intent to cooperate.

**CONSIDERATION OF ANY ADD-ON ITEMS**

Council President Cannada-Wynn referenced hardcopies of an **add-on item** as follows:

**20-00108 MEMORANDUM OF UNDERSTANDING BETWEEN THE ESCAMBIA COUNTY PROPERTY APPRAISER, ESCAMBIA COUNTY TAX COLLECTOR, AND THE CITY OF PENSACOLA FOR COLLECTION OF FRAUDULENTLY CLAIMED HOMESTEAD EXEMPTIONS LEADING TO UNPAID TAXES**

**Council Member Wu moved to add-on Item 20-00108 and Council Member Jerrals seconded.**

*The motion passed unanimously.*

Adam Cobb, Legal Counsel for the Escambia County Property Appraiser provided an overhead presentation (on file with background materials) outlining the intent of the memorandum of understanding. Honorable Chris Jones, Property Appraiser addressed Council and responded accordingly to questions. City Attorney Woolf also provided clarification. Mayor Robinson made follow-up remarks at the end of discussion.

**Council President Cannada-Wynn suggested this item be placed on the consent agenda.**

***No objections.***

**READING OF ITEMS FOR COUNCIL AGENDA**

City Clerk Burnett read the items as presented above.

*No objections.*

**COMMUNICATIONS****CITY ADMINISTRATOR'S COMMUNICATION**

City Administrator Wilkins advised Council of upcoming positions when which are being advertised or currently in the interview and short list stages of the hiring process. He also announced dates scheduled for upcoming public meetings for Fiscal Year 2021 prioritizing and strategic planning.

Mayor Robinson addressed issues of on-going gun violence within the community; reported on last week's meeting facilitated by Escambia County's consultant related to restoration of Carpenter's Creek and impacts on Bayou Texar; and recent spillage of raw sewage impacting Carpenter's Creek which ECUA was not forthcoming in communicating with the City or Escambia County.

**CITY ATTORNEY'S COMMUNICATION**

City Attorney Woolf referenced an email communication she sent last week to City Council advising of the Supreme Court's ruling regarding the Bayview Cross which ruled in favor of the City being able to continue to maintain the monument.

Council Member Myers inquired of the availability of accessing copies of City court pleadings and cases. City Attorney Woolf responded accordingly. Council Member Myers also relayed her frustration in trying to access City contracts on the website database.

**MONTHLY FINANCIAL REPORT - CHIEF FINANCIAL OFFICER RICHARD BARKER, JR.****16. [20-00074](#) MONTHLY FINANCIAL REPORT – JANUARY 2020 - CHIEF FINANCIAL OFFICER RICHARD BARKER, JR.**

Chief Financial Officer Barker provided an overhead presentation (on file with background materials). He responded accordingly to Council Member Myers' question related to the Housing Initiatives Fund.

**CITY COUNCIL COMMUNICATION**

Council Member Myers made follow-up remarks regarding last week's meeting facilitated by Escambia County's consultant related to restoration of Carpenter's Creek and impacts on Bayou Texar. She also made comments regarding a task force established over 20 years ago which produced a final report on *Carpenter's Creek and Bayou Texar Stormwater Management and Assessment – May 2000* and indicated she obtained a copy. Mayor Robinson made follow-up remarks.

**ADJOURNMENT**

5:35 P.M.