



# City of Pensacola

## City Council

### Agenda - Final

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Thursday, May 27, 2021, 5:30 PM

Council Chambers, 1st Floor

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Members of the public may attend the meeting in person, however, seating capacity will be restricted to 50% occupancy. Consistent with CDC guidelines, attendees are encouraged to sit at least 6 feet apart. Council encourages citizens to wear face covering

#### ROLL CALL

#### INVOCATION

#### PLEDGE OF ALLEGIANCE

Council Member Casey Jones

#### FIRST LEROY BOYD FORUM

#### AWARDS

#### APPROVAL OF MINUTES

1. [21-00485](#) APPROVAL OF MINUTES: REGULAR MEETING DATED MAY 13, 2021  
AND SPECIAL MEETING DATED MAY 17, 2021

*Attachments:* [Draft: Regular Meeting Dated 5/13/21](#)  
[Draft: Special Meeting Dated 5/17/21](#)

#### APPROVAL OF AGENDA

#### CONSENT AGENDA

2. [21-00398](#) APPOINTMENTS - CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS
- Recommendation:** That City Council reappoint to the Construction Board of Adjustment and Appeals Sean McLemore, electrical contractor to a term expiring March 31, 2023; Stephen Ritz, mechanical contractor to a term ending March 31, 2024; and Amir Fooladi, member at-large to a term ending March 31, 2022.
- Sponsors:** Jared Moore
- Attachments:** [Application of Interest - Amir Fooladi](#)  
[Application of Interest - Sean McLemore](#)  
[Application of Interest - Stephen Ritz](#)  
[Ballots](#)
3. [21-00450](#) ASSIGNMENT OF SUBLEASE AND APPROVAL OF ESTOPPEL CERTIFICATE - HARBORMASTER BUILDING, 997 SOUTH PALAFOX STREET
- Recommendation:** That City Council consent to the assignment of the sublease of the Harbormaster Building (also referred to as the Jaco's Building) located at 997 South Palafox Street from Downtown Property Group USA, LLC to Harbourmaster Pensacola, LLC and approve an estoppel certificate relevant to the same transaction. Further, that City Council authorize the Mayor to execute all pertinent documents necessary to facilitate and complete this action.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Council Action - Approval of Assignment and Estoppel for Harbormaster](#)  
[Assignment of Amended and Restated Lease Agreement - Harbourmaster](#)  
[Lessor Estoppel Certificate with Exhibit for Jacos Bldg - May 2021](#)
4. [21-00453](#) NON-EXCLUSIVE USE AGREEMENT BETWEEN THE UNIVERSITY OF WEST FLORIDA BOARD OF TRUSTEES AND THE CITY OF PENSACOLA
- Recommendation:** That City Council approve the execution of the Non-Exclusive Use Agreement between the University of West Florida Board of Trustees, and the City of Pensacola, Florida for the Vince Whibbs, Sr. Community Maritime Park. Further, that City Council authorize the Mayor to take any and all actions necessary to execute the agreement.
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [Non-Exclusive Use Agreement](#)  
[Renewal Letter - April 23, 2018](#)  
[Renewal Letter - August 15, 2019](#)

5. [21-00470](#) COUNCIL MEMBER EMERITUS DESIGNATION FOR DR. P.C. WU.

**Recommendation:** That City Council confer the designation of Council Member Emeritus to Dr. P.C. WU.

**Sponsors:** Jared Moore

## REGULAR AGENDA

6. [21-00435](#) DECLARATION OF SURPLUS AND DISPOSITION OF REAL PROPERTY - RANDWICK ROAD (ADJACENT TO CAMELOT PARK)

**Recommendation:** That City Council declare the real property located at Randwick Road (Parcel Ref. No. 071S292001007002) as surplus and authorize the Mayor to dispose of via direct negotiation with the Escambia County Housing Finance Authority (ECHFA), per the terms of their Interlocal Agreement with the City of Pensacola for Urban Infill Housing Development Initiatives. Further, that City Council authorize the Mayor to take all actions necessary to execute any contracts or related documents to dispose of the property.

**Sponsors:** Grover C. Robinson, IV

**Attachments:** [Aerial and Parcel Info from Property Appraiser's website](#)  
[Council Action - Establishing List of City-owned Affordable Housing f](#)  
[Resolution No. 37-08 - Affordable Housing Incentive Plan - adopted](#)  
[Letter of Interest from ECHFA](#)

7. [21-00440](#) DISPOSITION OF REAL PROPERTY - SUBMERGED LAND IN BAYLEN SLIP ADJACENT TO FORMER SCUBA SHACK PROPERTY

**Recommendation:** That City Council approve the publication of the notice of intention to dispose of submerged real property (portion of Parcel Ref. No. 000S009100001034) located in inland waterway Baylen Slip adjacent to 711 South Palafox Street (former Scuba Shack property), via lease, with acceptance of redevelopment submittals during the statutory-required notice period for City-owned parcels located in a designated community redevelopment area (CRA).

**Sponsors:** Grover C. Robinson, IV

**Attachments:** [Legal Ad - Notice for Scuba Shack Submerged - DRAFT](#)  
[Council Action - Scuba Shack Lease - 02-27-1997](#)  
[Scuba Shack Lease - 1997](#)

8. [21-00449](#) PUBLIC HEARING - PROPOSED AMENDMENTS TO THE LAND DEVELOPMENT CODE - PROVIDING FOR PROTECTION OF WATER RESOURCES AND PROMOTING STORMWATER MANAGEMENT

**Recommendation:** That City Council conduct a public hearing on May 27, 2021 to consider proposed amendment to the Land Development Code Sections 12-3-43, 12-4-3, 12-8-4, 12-8-6 and 12-8-18.

**Sponsors:** Grover C. Robinson, IV

**Attachments:** [Proposed Ordinance No. 20-21](#)  
[February 9, 2021 Planning Board Item - Proposed Amendments to the](#)  
[February 9, 2021 Planning Board Minutes](#)  
[August 11, 2021 Planning Board Item - Proposed Amendments to the](#)  
[August 11, 2020 - Planning Board Minutes.pdf](#)

9. [20-21](#) PROPOSED ORDINANCE NO. 20-21: PROPOSED AMENDMENTS TO THE LAND DEVELOPMENT CODE - PROVIDING FOR PROTECTION OF WATER RESOURCES AND PROMOTING STORMWATER MANAGEMENT

**Recommendation:** That City Council adopt the Proposed Ordinance No. 20-21 on first reading:

AN ORDINANCE AMENDING TITLE XII OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, AMENDING THE LAND DEVELOPMENT CODE SECTION 12-3-43 BAYOU TEXAR SHORELINE PROTECTION DISTRICT; SECTION 12-4-3 PARKING LOTS; SECTION 12-8-4 EXEMPTIONS; SECTION 12-8-6 DESIGN STANDARDS FOR STORMWATER MANAGEMENT SYSTEM; AND SECTION 12-8-18 ILLICIT DISCHARGE EXEMPTIONS; TO PROVIDE FURTHER PROTECTION OF WATER RESOURCES AND PROMOTE STORMWATER MANAGEMENT; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

**Sponsors:** Grover C. Robinson, IV

**Attachments:** [Proposed Ordinance No. 20-21](#)  
[February 9, 2021 Planning Board Item - Proposed Amendments to the](#)  
[February 9, 2021 Planning Board Minutes](#)  
[August 11, 2020 Planning Board Item - Proposed Amendments to the](#)  
[August 11, 2020 - Planning Board Minutes](#)

10.     [21-00455](#)     REFERRAL TO PARKS AND RECREATION BOARD - REVIEW AND RECOMMENDATION FOR ALTERNATIVE FENCING FOR THE EAST PENSACOLA HEIGHTS LIONS PARK.

*Recommendation:*     That City Council refer to the Parks and Recreation Board for review and recommendation alternative fencing, currently chain link, at the East Pensacola Heights Lions Park.

*Sponsors:*             Jared Moore

*Attachments:*         [Lions Park Fence Layout](#)

11.     [2021-26](#)     SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-26 - PENSACOLA ENERGY - ACQUISITION OF CAPITAL EQUIPMENT REPLACEMENT VEHICLES

*Recommendation:*     That City Council adopt Supplemental Budget Resolution No. 2021-26.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2021; PROVIDING FOR AN EFFECTIVE DATE.

*Sponsors:*             Grover C. Robinson, IV

*Attachments:*         [Supplemental Budget Resolution No. 2021-26](#)  
                              [Supplemental Budget Explanation No. 2021-26](#)

12.     [2021-27](#)     SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-27 - LAW ENFORCEMENT TRUST FUND (LETF) PURCHASES FOR THE PENSACOLA POLICE DEPARTMENT

*Recommendation:*     That the City Council adopt Supplemental Budget Resolution No. 2021-27.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2021; PROVIDING FOR AN EFFECTIVE DATE.

*Sponsors:*             Grover C. Robinson, IV

*Attachments:*         [Supplemental Budget Resolution No. 2021-27](#)  
                              [Supplemental Budget Explanation No. 2021-27](#)  
                              [Letter of Certification](#)  
                              [Boys and Girls Club of the Emerald Coast LETF Application](#)

13.     [2021-31](#)     RESOLUTION NO. 2021-31 - PRELIMINARY ASSESSMENT  
RESOLUTION INDICATING CITY COUNCIL'S INTENT TO INCREASE  
THE CITY'S STORMWATER ASSESSMENT RATE FOR FY 2021-22  
AND TO SET A MAXIMUM RATE OF EIGHTY DOLLARS (\$80.00) PER  
EQUIVALENT STORMWATER UNIT (ESU).

**Recommendation:**     That City Council adopt Resolution No. 2021-31:

A RESOLUTION OF THE CITY OF PENSACOLA, FLORIDA,  
RELATING TO THE PROVISION OF STORMWATER MANAGEMENT  
SERVICES; ESTIMATING THE COST OF STORMWATER  
MANAGEMENT SERVICES PROVIDED BY THE CITY'S  
STORMWATER UTILITY; DESCRIBING THE METHOD OF  
CHARGING THE COST OF STORMWATER MANAGEMENT  
SERVICES AGAINST ASSESSED PROPERTY; DIRECTING THE  
STORMWATER UTILITY DIRECTOR TO PREPARE OR DIRECT THE  
PREPARATION OF A STORMWATER ASSESSMENT ROLL;  
AUTHORIZING A PUBLIC HEARING FOR THE PROPOSED  
STORMWATER SERVICE ASSESSMENTS AND DIRECTING THE  
PROVISION OF NOTICE THEREOF; PROVIDING FOR  
COLLECTION; AND PROVIDING AN EFFECTIVE DATE.

**Sponsors:**             Grover C. Robinson, IV

**Attachments:**         [Resolution No. 2021-31](#)  
[PRESENTATION](#)

14.     [2021-32](#)     RESOLUTION NO. 2021-32 - AMENDING THE CITY'S FINANCIAL  
PLANNING AND ADMINISTRATION POLICY

**Recommendation:**     That City Council adopt Resolution No. 2021-32.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
PENSACOLA, FLORIDA; AMENDING THE FINANCIAL PLANNING  
AND ADMINISTRATION POLICY; PROVIDING SEVERABILITY;  
PROVIDING AN EFFECTIVE DATE.

**Sponsors:**             Grover C. Robinson, IV

**Attachments:**         [Resolution No. 2021-32](#)

15.     [26-21](#)       PROPOSED ORDINANCE NO. 26-21 - REPEALING SECTION 7-8-5(F) - MAXIMUM TOWING CHARGES FOR REMOVING INOPERABLE VEHICLES

*Recommendation:*     That City Council approve Proposed Ordinance No. 26.21 on first reading:

AN ORDINANCE REPEALING SECTION 7-8-5 (f) OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; ELIMINATING MAXIMUM CHARGES FOR TOWING INOPERABLE VEHICLES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

*Sponsors:*           Lissa Dees

*Attachments:*       [Proposed Ordinance No. 26-21](#)  
                              [City Ordinance No. 25-09, adopted July 9, 2009](#)  
                              [Escambia County Code Sec. 94-171 through 94-176](#)  
                              [Escambia County Resolution No. R-2021-59, adopted March 25, 2021](#)

16.     [21-21](#)       PROPOSED ORDINANCE NO. 21-21 - ESTABLISHING A PROCESS AND SCHEDULE FOR THE DISTRICTING COMMISSION TO SUBMIT PLAN FOR THE REDISTRICTING OF CITY COUNCIL BOUNDARIES FOR THE NOVEMBER 8, 2022 GENERAL ELECTION

*Recommendation:*     That City Council adopt Proposed Ordinance No. 21-21, Version-1 on second reading:

AN ORDINANCE OF THE CITY OF PENSACOLA, FLORIDA; ESTABLISHING A PROCESS AND A SCHEDULE FOR THE DISTRICTING COMMISSION TO SUBMIT PLAN FOR THE REDISTRICTING OF CITY COUNCIL BOUNDARIES FOR THE NOVEMBER 8, 2022 GENERAL ELECTION; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

*Sponsors:*           Jared Moore

*Attachments:*       [Proposed Ord. No.21-21 V1](#)  
                              [Proposed Ord No.21-21 V2](#)  
                              [Redistricting Time Line Comparison](#)

## 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.*