



City of Pensacola

City Council

Agenda - Final

Thursday, June 17, 2021, 5:30 PM

Council Chambers, 1st Floor

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

The meeting can be watched via live stream at 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 Member Sherri Myers

FIRST LEROY BOYD FORUM

AWARDS

APPROVAL OF MINUTES

1. [21-00546](#) APPROVAL OF MINUTES: REGULAR MEETING DATED MAY 27, 2021

Attachments: [Draft: Regular Minutes Dated 5/27/21](#)

APPROVAL OF AGENDA

CONSENT AGENDA

2. [21-00426](#) AWARD OF CONTRACT - PENSACOLA INTERNATIONAL AIRPORT
GENERAL AVIATION PARKING LOT EXPANSION AT MAYGARDEN
ROAD PROJECT

Recommendation: That City Council award the contract for the Pensacola International Airport General Aviation Parking Lot Expansion at Maygarden Road project to J Miller Construction, Inc., the lowest and best responsible quote, with a base quote in the amount of \$43,162.59 plus quote alternate #1 in the amount of \$400.00 plus quote alternate #2 in the amount of \$2,275.00 plus a 10% contingency in the amount of \$4,583.76 for a total amount of \$50,421.35. Further, that City Council authorize the Mayor to take all actions necessary to execute the contract.

Sponsors: Grover C. Robinson, IV

Attachments: [Quote Tabulation](#)
 [Project Location Map](#)

3. [21-00433](#) FINANCIAL ADVISOR, BOND COUNSEL AND DISCLOSURE COUNSEL
CONTRACTS

Recommendation: That City Council approve the execution of a contract for financial advisor services with RBC Capital Markets, LLC. Further that City Council ratify the contract for bond counsel with Bryant Miller Olive, PA, and the contract for disclosure counsel with Locke Lord, LLP. Finally, that City Council authorize the Mayor to take all actions necessary to execute the contract.

Sponsors: Grover C. Robinson, IV

Attachments: [Financial Advisor Draft Contract](#)
 [Bond Counsel Contract](#)
 [Disclosure Counsel Contract](#)

4. [21-00501](#) COUNCIL MEMBER EMERITUS DESIGNATION FOR THE
FOLLOWING: MICHAEL T. "MIKE" BASS, MICHAEL J. "MIKE"
DESORBO , JOHN W. "JACK" NOBLES, MICHAEL C. "MIKE" WIGGINS,
JOHN JERRALDS, AND JEWEL CANNADA-WYNN

Recommendation: That City Council confer the designation of Council Member Emeritus to the following individuals:

Michael T. "Mike" Bass
Michael J. "Mike" DeSorbo
John W. "Jack" Nobles
Michael C. "Mike" Wiggins
John Jerralds
Jewel Cannada-Wynn

Sponsors: Sherri Myers

5. [21-00491](#) APPOINTMENTS - ZONING BOARD OF ADJUSTMENT

Recommendation: That City Council appoint three (3) individuals who are residents or property owners of the City, to the Zoning Board of Adjustment for a term of three (3) years, expiring July 14, 2024.

Sponsors: Jared Moore

Attachments: [Member List](#)
 [Application of Interest - Steven Sebold](#)
 [Application of Interest - Troy Stepherson](#)
 [Application of Interest - William Weeks](#)
 [Nomination Form - William Weeks](#)
 [Ballot](#)

6. [21-00493](#) APPOINTMENT - AREA HOUSING COMMISSION

Recommendation: That City Council appoint one individual to the Area Housing Commission to fill an unexpired term ending October 31, 2024.

Sponsors: Jared Moore

Attachments: [Member List - City Appointees](#)
 [Nomination Form - Kimberly Krupa](#)
 [Application of Interest - Kimberly Krupa](#)
 [Resume - Kimberly Krupa](#)
 [Ballot](#)

7. [21-00494](#) APPOINTMENT - GENERAL PENSION BOARD

Recommendation: That City Council appoint one individual to the General Pension Board for a term of six (6) years, expiring June 30, 2027.

Sponsors: Jared Moore

Attachments: [Member List](#)
 [Application of Interest - William Wells](#)
 [Resume - William Wells](#)
 [Ballot](#)

8. [21-00517](#) APPOINTMENT - PENSACOLA-ESCAMBIA DEVELOPMENT COMMISSION (PEDC)
- Recommendation:** That City Council appoint one individual to the Pensacola-Escambia Development Commission for a term of two (2) years, expiring June 30, 2023.
- Sponsors:** Jared Moore
- Attachments:** [Nomination Form - Edwin Taylor](#)
 [Application of Interest - Edwin Taylor](#)
 [Resume - Edwin Taylor](#)
 [Ballot](#)

REGULAR AGENDA

9. [21-00479](#) AMENDMENTS TO CITY OF PENSACOLA FY 2019-2020 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ANNUAL ACTION PLAN
- Recommendation:** That City Council approve Amendments to the FY 2019-2020 CDBG Annual Action Plan in order to receive \$463,126 in CDBG-CV Coronavirus Aid, Relief, and Economic Security (CARES) Act funding and the Proposed CDBG-CV Program Budget and Activity Summary. Further, that City Council authorize the Mayor to take any and all actions to execute all documents relating to the program administration
- Sponsors:** Grover C. Robinson, IV
- Attachments:** [CDBG-CV Program Proposed Budget and Activity Summary](#)
 [Public Notice Amendment to FY 2019-2020 CDBG Annual Action Plan](#)
10. [21-00499](#) PUBLIC HEARING - PROPOSED AMENDMENT TO THE LAND DEVELOPMENT CODE, SECTION 12-6-6(8) - HERITAGE TREES.
- Recommendation:** That City Council conduct a public hearing on June 17, 2021 to consider proposed amendment to the Land Development Code, Section 12-6-6(8) - Heritage Trees.
- Sponsors:** Jennifer Brahier
- Attachments:** [Proposed Ordinance No. 27-21](#)
 [5-11-21 LH minutes - Planning Board](#)

11. [27-21](#) PROPOSED ORDINANCE NO. 27-21 - AMENDMENT TO LAND DEVELOPMENT CODE SECTION 12-6-6 (8) - HERITAGE TREES
- Recommendation:** That City Council approve Proposed Ordinance No. 27-21 on first reading:
- AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE, TREE/LANDSCAPE REGULATIONS CHAPTER 12, SECTION 12-6-6(8) HERITAGE TREES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.
- Sponsors:** Jennifer Brahier
- Attachments:** [Proposed Ordinance No. 27-21](#)
 [5-11-21 LH minutes - Planning Board](#)
12. [21-00490](#) APPOINTMENTS - PLANNING BOARD
- Recommendation:** That City Council appoint seven (7) individuals, one of whom is a Licensed Florida Architect, to the Planning Board for a term of two years, expiring July 14, 2023.
- Sponsors:** Jared Moore
- Attachments:** [Member List](#)
 [Application of Interest - Danny Grundhoefer](#)
 [Application of Interest - Kurt Larson](#)
 [Resume - Kurt Larson](#)
 [Nomination Form - Brandon McFarren](#)
 [Application of Interest - Brandon McFarren](#)
 [Application of Interest - Charletha Powell](#)
 [Application of Interest - Paul Ritz](#)
 [Resume - Paul Ritz](#)
 [Application of Interest - Eladies Sampson](#)
 [Nomination Form - Myra Van Hoose](#)
 [Application of Interest - Myra Van Hoose](#)
 [Resume - Myra Van Hoose](#)
 [Application of Interest - Bianca Villegas](#)
 [Nomination Forms - Bianca Villegas](#)
 [Ballots](#)

13. [21-00528](#) CITY COUNCIL CONSENT TO THE MAYOR'S APPOINTMENT OF CLARK MERRITT AS PORT DIRECTOR FOR THE CITY OF PENSACOLA
- Recommendation:* That City Council consent to the Mayor's appointment of Clark Merritt as Port Director of the City of Pensacola in accordance with the City Charter Section 4.01(a)(7).
- Sponsors:* Grover C. Robinson, IV
- Attachments:* [Clark Merritt Resume](#)
14. [21-00452](#) REQUEST FOR LICENSE TO USE RIGHT OF WAY - 1715 E. GONZALEZ STREET
- Recommendation:* That City Council consider the request for a License to Use Right of Way for a parking area at 1715 E. Gonzalez Street.
- Sponsors:* Grover C. Robinson, IV
- Attachments:* [License to Use Right of Way Application](#)
 [Code Enforcement Authority Minutes 3-16-21](#)
 [Planning Board Minutes May 11, 2021 DRAFT](#)
15. [21-00475](#) PENSACOLA ENERGY - APPROVAL OF NATURAL GAS SUPPLY CONTRACT WITH GULF STATES GAS DISTRICT
- Recommendation:* That City Council approve a thirty (30) year contract for the purchase of natural gas through a pre-paid agreement with the Gulf States Gas District ("GSGD"). Further, that City Council authorize the Mayor to take all actions necessary to execute the gas supply contract by July 1, 2021.
- Sponsors:* Grover C. Robinson, IV
- Attachments:* [Gas Supply Contract](#)

16. [2021-35](#) RESOLUTION NO. 2021-35 - NATURAL GAS SUPPLY CONTRACT
 WITH GULF STATES GAS DISTRICT

Recommendation: That City Council adopt Resolution No. 2021-35.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA, FLORIDA, (i) AUTHORIZING THE EXECUTION OF A GAS SUPPLY CONTRACT WITH THE GULF STATES GAS DISTRICT ("GSGD") FOR THE PURCHASE OF NATURAL GAS FROM GSGD; (ii) ACKNOWLEDGING THAT GSGD WILL ISSUE ITS GAS SUPPLY REVENUE BONDS TO FUND THE PURCHASE OF A SUPPLY OF NATURAL GAS FROM BP ENERGY COMPANY ("BPEC"), WHICH GAS WILL BE USED TO MAKE DELIVERIES UNDER THE CONTRACT; AND (iii) FOR OTHER PURPOSES AND PROVIDING AN EFFECTIVE DATE.

Sponsors: Grover C. Robinson, IV

Attachments: [Resolution No. 2021-35](#)

17. [21-00514](#) ENVIRONMENTAL ADVISORY BOARD (EAB) GOALS - PRIORITIES
 2021-2022

Recommendation: That City Council approved the goals - priorities developed by the Environmental Advisory Board for the upcoming year 2021-2022.

Sponsors: Jennifer Brahier

Attachments: [EAB Goals - Priorities 2021-2022](#)

18. [2021-37](#) RESOLUTION NO. 2021-37 - CITY COUNCIL ENCOURAGES THE
 WEARING OF FACE COVERINGS WITHIN PUBLIC SETTINGS AND
 BUSINESSES WITHIN THE CITY FOR THOSE NOT FULLY
 VACCINATED.

Recommendation: That City Council adopt Resolution No. 2021-37:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA, FLORIDA ENCOURAGING THE WEARING OF FACE COVERINGS IN PUBLIC SETTINGS AND WITHIN BUSINESSES WITHIN THE CITY OF PENSACOLA FOR THOSE NOT FULLY VACCINATED; AND PROVIDING AN EFFECTIVE DATE

Sponsors: Jared Moore

Attachments: [Resolution No. 2021-37 -- Face Coverings for those fully vaccinated](#)

19. [2021-36](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-36 -
APPROPRIATING FUNDING IN RELATION TO THE AMERICAN
RESCUE PLAN ACT (ARPA) FOR (1) THE RECOVERY OF REVENUE
LOSS, (2) GRANT COMPLIANCE AND ADMINISTRATION AND (3)
FACILITY IMPROVEMENTS

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2021-36.

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. 2021-36](#)
[Supplemental Budget Explanation No. 2021-36](#)

20. [2021-34](#) RESOLUTION NO. 2021-34 - SUBORDINATION OF CITY UTILITY
INTEREST WITH FLORIDA DEPARTMENT OF TRANSPORTATION
(FDOT)

Recommendation: That City Council adopt Resolution No. 2021-34.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PENSACOLA, FLORIDA, FOR THE SUBORDINATION OF CITY
UTILITY INTEREST BETWEEN THE STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION (FDOT) AND CITY OF
PENSACOLA (CITY) d/b/a PENSACOLA ENERGY FOR PARCEL
100.3R, SEGMENT #2224761, MANAGING DISTRICT 3, COUNTY
ESCAMBIA.

Sponsors: Grover C. Robinson, IV

Attachments: [Resolution No. 2021-34](#)
[Subordination of City Utility Interest Agreement Parcel 100.3R](#)
[FDOT Right of Way Map](#)

21. [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 second 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](#)

22. [26-21](#) REVISED PROPOSED ORDINANCE NO. 26-21 - AMENDING SECTION 7-8-5(F) - INCREASING MAXIMUM CHARGES FOR TOWING INOPERABLE VEHICLES WITHIN THE CITY

Recommendation: That City Council adopt revised Proposed Ordinance No. 26.21 on second reading:

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

Sponsors: Lissa Dees

Attachments: [Proposed Ordinance No. 26-21 \(Rev\)](#)
 [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](#)

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.