City of Pensacola

CITY COUNCIL

Agenda Conference Minutes

May 26, 2020 3:30 P.M. Council Chambers

The agenda conference was called to order by Council President Cannada-Wynn at 3:30 P.M.

ROLL CALL

Council Members Present: Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerralds, Sherri Myers (attended by teleconference), P.C. Wu (attended by teleconference)

Council Members Absent: Andy Terhaar

Also Present: Mayor Grover C. Robinson, IV

To limit the potential spread of COVID-19, some Council Members attended by telephonic conferencing, and members of the public had the opportunity to attend and participate ***only via live stream or phone.*** This change in format was consistent with Executive Order 20-69 issued by Gov. Ron DeSantis and had been adopted at the direction of Council President Jewel Cannada-Wynn in consultation with the City Attorney. Public participation was available as follows:

To watch the meeting live visit: cityofpensacola.com/428/Live-Meeting-Video.

To provide input:

- Public Input will only occur if an item is voted upon to remove from the agenda or add to the agenda (per Council's Rules & Procedures pertaining to agenda conferences)
  - citizens may submit an online form here https://www.cityofpensacola.com/ccinput **beginning at 1:00 P.M. until that agenda item has been voted upon** to indicate they wish to speak to a motion specific to an item on the agenda **and include a phone number. Staff will call the person** at the appropriate time so the citizen can directly address the City Council using a telephone held up to a microphone. **Any form received after an agenda item has been voted upon will not be considered.**

PRESENTATION ITEMS

1. 20-00267 PRESENTATION FROM GREG STRADER, CEO OF BRACE, WITH UPDATE ON HURRICANE PREPAREDNESS IN LIGHT OF COVID-19

Recommendation: That City Council receive a presentation from Greg Strader providing an update on Hurricane preparedness in light of Covid -19.

Chief Executive Officer Greg Strader of Be Ready Alliance Coordinating for Emergencies (BRACE) provided an overhead presentation. He responded accordingly to questions and comments from Council Members. Mayor Robinson also provided input.

2. 20-00268 PRESENTATION FROM TODD THOMSON, EXECUTIVE DIRECTOR OF THE GREATER PENSACOLA CHAMBER OF COMMERCE, REGARDING AN UPDATE ON THE REOPENING OF BUSINESSES AND UNEMPLOYMENT IMPACTS WITHIN THE CITY/COUNTY

Recommendation: That City Council receive a presentation from Todd Thomson providing an update on the reopening of businesses and unemployment impacts within the city/county.

Executive Director Todd Thomson for the Greater Pensacola Chamber of Commerce provided an update to Council. He responded accordingly to questions and comments from Council Members. Mayor Robinson also provided input.

3. 20-00273 PRESENTATION REGARDING CENSUS 2020

Recommendation: That City Council receive a presentation from Nisha Barron providing an update on Census 2020.

Partnership Specialist Nisha Barron with the U.S. Census Bureau, Atlanta Regional Office provided an overhead presentation. She responded accordingly to questions and comments from Council Members. Mayor Robinson also provided input.

REVIEW OF CONSENT AGENDA ITEMS

4. 20-00223 REFERRAL TO ENVIRONMENTAL ADVISORY BOARD (EAB) - REVIEW THE IMPACT OF TREE REMOVALS AND PROVIDE A RECOMMENDATION ON USE OF TREE TRUST FUND FOR REFORESTATION IN CERTAIN AREAS.

Recommendation: That the City Council refer to the EAB, seeking review of the impact of tree removals and provide a recommendation on the use of the Tree Trust Fund for reforestation in the areas of the Pensacola International Airport property, 12th and Summit Blvd (the new Sacred Heart Complex) and along Grande Drive.

Mayor Robinson commented about an upcoming *Civicon* event featuring a nationally known arborist. Council Member Myers (sponsor) made follow-up remarks.

Place on Consent Agenda.

5. 20-00204 AWARD OF CONTRACT TO SITE AND UTILITY, LLC FOR INVITATION TO BID (ITB) #20-035 OSCEOLA GOLF COURSE CART PATHS.

Recommendation: That City Council award a contract to Site and Utility, LLC for ITB #20-035 Osceola Golf Course Cart Paths for $249,308.00, and a 10% contingency of $24,930.80 for a total amount of $274,238.80. Further, that City Council authorize the Mayor to execute all contracts, related documents, and take all related actions necessary to complete the project.

Council Member Myers requested this item **be placed on the regular agenda**.

Place on Regular Agenda.

6. 20-00214 AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN THE CITY OF PENSACOLA AND ESCAMBIA COUNTY FOR EXCHANGE OF SOLID WASTE SERVICES

Recommendation: That City Council approve the Amendment to the current Interlocal Agreement between the City of Pensacola and Escambia County for exchange of solid waste services. Further, that City Council authorize the Mayor to execute all documents relating to the interlocal agreement.

Place on Consent Agenda.

REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)

7. 20-00266 VISIT PENSACOLA INC. LEASE FOR VISITOR INFORMATION CENTER AT WAYSIDE PARK

Recommendation: That City Council authorize the Mayor to execute a 15-year lease with Visit Pensacola, Inc., for the Visitor Information Center located at Wayside Park, for its continued use as a Visitor Information Center and to house the administrative offices of Visit Pensacola, Inc.

Place on Consent Agenda.

8. 20-00271 PENSACOLA SPORTS ASSOCIATION SECOND AMENDMENT TO LEASE AGREEMENT

Recommendation: That City Council approve a second amendment to the lease agreement with the Pensacola Sports Association (PSA) for the property located at 101 West Main Street to extend the lease for a period of three (3) years, terminating on October 31, 2026.

Mayor Robinson responded accordingly to questions from Council Member Hill.

Place on Consent Agenda.

9. 20-00227 AWARD OF CONTRACT TO J. MILLER CONSTRUCTION, INC. FOR INVITATION TO BID (ITB) #20-044 LEGION FIELD IMPROVEMENTS

Recommendation: That City Council award a contract to J. Miller Construction, Inc. for ITB #20-044 Legion Field Improvements base bid for $452,588.42 and additive alternate #4 for $74,970.00 for a total contract award amount of $527,558.42 plus a 10% contingency of $52,755.84, for a total amount of $580,314.26. Further, that City Council authorize the Mayor to execute all contracts, related documents, and take all related actions necessary to complete the project.

Place on Consent Agenda.

REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)

10. 20-00208 AIRPORT - PENSACOLA AVIATION CENTER CONSENT TO SUBLEASE TO MEGA T INC.

Recommendation: That City Council authorize the Mayor to execute written consent allowing Pensacola Aviation Center to sublease portions of its Leased Premises to Mega T Inc., d/b/a Pensacola Air. Further, that City Council authorize the Mayor to take all necessary actions to execute the written consent.

Airport Director responded accordingly to questions from Council Member Moore.

Place on Consent Agenda.

11. 20-00263 INTERLOCAL AGREEMENT BETWEEN THE CITY OF PENSACOLA AND ESCAMBIA COUNTY REGARDING A NAME CHANGE OF THE HUMAN RELATIONS COMMISSION

Recommendation: That the City Council approve an Interlocal Agreement with Escambia County, Florida regarding a name change of the Human Relations Commission; further that City Council ratify the Mayor's action in executing the Interlocal Agreement.

Mayor Robinson (sponsor) and Council President Cannada-Wynn made comments.

Place on Consent Agenda.

12. 20-00224 AWARD OF BID NO. 20-046 PENSACOLA INTERNATIONAL AIRPORT REMAIN-OVERNIGHT (RON) APRON

Recommendation: That City Council award Bid No. 20-046, Pensacola International Airport Remain-Overnight Apron, to Independence Excavating, Inc., the lowest and most responsible bidder with a base bid of $4,911,965.00, bid alternate 1 of $104,900, plus a 10% contingency in the amount of $501,686.50 for a total amount of $5,518,551.50. Further, that City Council authorize the Mayor to execute the contract and take all actions necessary to complete the project.

Place on Consent Agenda.

REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)

13. 20-00228 AIRPORT - APPROVAL OF LEASE AGREEMENT WITH AERONAUTICAL RADIO, INC.

Recommendation: That City Council authorize the Mayor to execute a five (5) year lease agreement with Aeronautical Radio, Inc. at Pensacola International Airport. Further, that City Council authorize the Mayor to take all necessary actions to execute the lease agreement.

Place on Consent Agenda.

14. 20-00217 PENSACOLA INTERNATIONAL AIRPORT - EXTENSION OF PUBLIC PARKING SERVICES MANAGEMENT AGREEMENT

Recommendation: That City Council authorize the Mayor to execute Amendment No. 3 with Republic Parking Systems, LLC, to provide for two one-year extensions of the management agreement covering the operation of the public parking facilities at Pensacola International Airport.

Place on Consent Agenda.

15. 20-00275 PENSACOLA INTERNATIONAL AIRPORT - CARES ACT GRANT OFFER, GRANT NO. 3-12-0063-045-2020

Recommendation: That City Council approve and authorize the Mayor to execute the acceptance of the CARES Act Grant 3-12-0063-045-2020 in the amount of $11,081,566 to help offset declining revenue at the Pensacola International Airport as a result of the COVID-19 Public Health Emergency. Further, that City Council authorize the Mayor to take all actions necessary relating to the finalization of the grant.

Mayor Robinson (sponsor) and Airport Director Flynn responded accordingly to questions Council President Cannada-Wynn made comments.

Place on Consent Agenda.

REVIEW OF REGULAR AGENDA ITEMS

16. 20-00269 PUBLIC HEARING: PROPOSED AMENDMENT TO THE LAND DEVELOPMENT CODE - REPEALING AND REPLACING SECTION 12-4-6 AND AMENDING SECTION 12-14-1- PERTAINING TO TEMPORARY SIGNS

Recommendation: That City Council conduct a public hearing on May 28, 2020, to consider a proposed amendment repealing and replacing Section 12-4-6 and amending 12-14-1 of the Land Development Code pertaining to the regulation of temporary signs.

Place on Regular Agenda.

17. 29-20 PROPOSED ORDINANCE NO. 29-20 - PROPOSED AMENDMENT TO THE LAND DEVELOPMENT CODE - REPEALING AND REPLACING SECTION 12-4-6 AND AMENDING SECTION 12-14-1- PERTAINING TO TEMPORARY SIGNS.

Recommendation: That City Council approve Proposed Ordinance No. 29-20 on first reading:

AN ORDINANCE AMENDING THE CODE OF THE CITY OF PENSACOLA, FLORIDA, TITLE XII LAND DEVELOPMENT CODE, CHAPTER 12-4 REGULATING SIGNS; REPEALING AND REPLACING SECTION 12-4-6 TEMPORARY SIGNS TO CONFORM TO THE REQUIREMENTS OF LAW AND PROVIDING FOR ENFORCEMENT; AMENDING SECTION 12-14-1 DEFINITIONS ENUMERATED; AMENDING DEFINITION OF TEMPORARY SIGNS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

18. 20-00211 PORT - STREAMLINE BOATS OF NW FLORIDA LLC LEASE AGREEMENT

Recommendation: That City Council authorize the Mayor to execute the Lease Agreement with Streamline Boats of NW Florida LLC for a marine manufacturing facility at the Port of Pensacola. Further, that City Council authorize the Mayor to take all actions necessary to execute and administer the Lease Agreement.

Council Member Myers referenced email correspondence in response to her question and concerns (on file with background materials) and encouraged Council Members to read the information. Mayor Robinson and Port Director Miller addressed Council regarding the proposed lease agreement. Council Member Myers made follow-up remarks.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

19. 20-00252 EXTENSION OF THE MAYORAL DECLARATION OF STATE OF EMERGENCY

Recommendation: That City Council approve the Mayor's request for an extension of the Declaration of Emergency until July 7, 2020.

Place on Regular Agenda.

20. 20-00260 INTERLOCAL AGREEMENT FOR DOWNTOWN PARKING MANAGEMENT - CITY/DIB

Recommendation: That City Council provide notice to terminate the November 29, 2007, Interlocal Agreement, as amended, between the City of Pensacola and the Pensacola Downtown Improvement Board as well as the November 29, 2007, Interlocal Agreement, as amended, between the Community Redevelopment Agency of the City of Pensacola and the Pensacola Downtown Improvement Board for the management of downtown parking facilities. Further, that City Council confirm the May 26, 2020 decision of the Community Redevelopment Agency to terminate the Interlocal Agreement for parking management entered into between the CRA and the Downtown Improvement Board on November 29, 2007. Further, that City Council authorize the Mayor to take all appropriate measures for the City to resume its responsibility for parking regulation and enforcement.

Place on Regular Agenda.

******THE FOLLOWING ITEM WAS PULLED BY THE SPONSOR******

21. 30-20 PROPOSED ORDINANCE NO. 30-20 AMENDING SECTION 14-2-68 OF THE CODE OF THE CITY OF PENSACOLA, CREATING EXEMPTIONS TO THE PROHIBITION ON THE USE OF FIREWORKS FOR CERTAIN DESIGNATED HOLIDAYS..

Recommendation: *That City Council approve Proposed Ordinance No. 30-20 on first reading:*

AN ORDINANCE AMENDING SECTION 14-2-68 OF THE CODE OF THE CITY OF PENSACOLA, STATE OF FLORIDA, CREATING EXEMPTIONS TO THE PROHIBITION ON THE USE OF FIREWORKS FOR CERTAIN DESIGNATED HOLIDAYS. PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Withdrawn.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

22. 2020-06 SUPPLEMENTAL BUDGET RESOLUTION NO. 2020-06 - 12TH AVENUE AND CROSS STREET HMGP STORMWATER IMPROVEMENT PROJECT-ADDITIONAL HMGP FUNDING

Recommendation: That the City Council adopt Supplemental Budget Resolution No. 2020-06.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2020; PROVIDING FOR AN EFFECTIVE DATE.

Some discussion took place with Deputy City Administrator of Community Development Fiddler, Public Works & Facilities Director Owens, and Mayor Robinson fielding comments and questions.

Place on Regular Agenda.

23. 2020-10 SUPPLEMENTAL BUDGET RESOLUTION NO. 2020-10 - LAW ENFORCEMENT TRUST FUND (LETF) PURCHASES FOR THE PENSACOLA POLICE DEPARTMENT

Recommendation: That the City Council adopt Supplemental Budget Resolution No. 2020-10.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2020; PROVIDING FOR AN EFFECTIVE DATE.

Place on Regular Agenda.

24. 2020-11 SUPPLEMENTAL BUDGET RESOLUTION NO. 2020-11 - LAW ENFORCEMENT TRUST FUND (LETF) PURCHASES FOR THE PENSACOLA POLICE DEPARTMENT

Recommendation: That the City Council adopt Supplemental Budget Resolution No. 2020-11.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2020; PROVIDING FOR AN EFFECTIVE DATE.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

******THE FOLLOWING ITEM WAS PULLED BY THE SPONSOR******

25. 2020-14 SUPPLEMENTAL BUDGET RESOLUTION NO. 2020-14 - CARES ACT ADDITIONAL HOUSING CHOICE VOUCHER (HCV) ADMINISTRATIVE FUNDING

Recommendation: *That the City Council adopt Supplemental Budget Resolution No. 2020-14.*

Withdrawn.

26. 09-20 PROPOSED ORDINANCE NO. 09-20 - VACATION OF RIGHT OF WAY - PENSACOLA INTERNATIONAL AIRPORT PHASE II

Recommendation: That City Council adopt Proposed Ordinance No. 09-20 on second reading.

AN ORDINANCE CLOSING, ABANDONING AND VACATING EMILY STREET, BEAUMONT STREET, TULANE AVENUE, AIRLANE DRIVE, AND SHERRILL AVENUE; IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

27. 19-20 PROPOSED ORDINANCE NO. 19-20 - VACATION OF ALLEYWAY - BLOCK 29, EAST PENSACOLA HEIGHTS

Recommendation: That City Council adopt Proposed Ordinance No. 19-20 on second reading.

AN ORDINANCE CLOSING, ABANDONING AND VACATING A PORTION OF THE ALLEYWAY LOCATED IN BLOCK 29, EAST PENSACOLA HEIGHTS, IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

28. 20-20 PROPOSED ORDINANCE NO. 20-20 PROVIDING A DATE CERTAIN FOR DETERMINATION OF A COASTAL HIGH-HAZARD AREA BOUNDARY

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

AN ORDINANCE AMENDING ORDINANCE NO. 49-07 AS SUBSEQUENTLY AMENDED BY ORDINANCE N0. 16-08; PROVIDING A DATE CERTAIN FOR DETERMINATION OF A COASTAL HIGH-HAZARD AREA BOUNDARY; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Council Member Hill asked for clarification with Council Executive Kraher responding accordingly. Mayor Robinson also provided input.

Place on Regular Agenda.

29. 21-20 PROPOSED ORDINANCE NO. 21-20 PROVIDING A DATE CERTAIN FOR DETERMINATION OF A COASTAL HIGH-HAZARD AREA BOUNDARY

Recommendation: That City Council adopt Proposed Ordinance No. 21-20 on second reading:

AN ORDINANCE AMENDING ORDINANCE NO. 50-07 AS SUBSEQUENTLY AMENDED BY ORDINANCE N0. 17-08; PROVIDING A DATE CERTAIN FOR DETERMINATION OF A COASTAL HIGH-HAZARD AREA BOUNDARY; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Place on Regular Agenda.

FOR DISCUSSION

30. 20-00139 INSTALLATION OF TRAFFIC CALMING DEVICES PETITION PROCESS

Council Member Myers (sponsor) indicated the issue of the need for traffic calming devices in neighborhoods is a very common complaint she receives from constituents. She referenced the departmental petition process as onerous. **She suggested an ordinance to set a policy**. Council President Cannada-Wynn also express concerns with the petition process. Mayor Robinson addressed concerns raised.

Council Member Myers indicated she is inclined to bring forward an ordinance for consideration.

CONSIDERATION OF ANY ADD-ON ITEMS

None

READING OF ITEMS FOR COUNCIL AGENDA

City Clerk Burnett read the items as presented above.

No objections.

COMMUNICATIONS

CITY ADMINISTRATOR'S COMMUNICATION

Andrew Rothfeder with Studer Properties, LLC addressed Council providing an update on the Community Maritime Park parcels and West Main Project (former wastewater treatment facility). He explained the Request for Proposal (RFP) process being undertaken to solicit development proposals and the anticipated timeline. They hope to come forward with recommendations in July. He responded accordingly to questions from Council Members. Mayor Robinson also provided input. City Attorney Woolf clarified the committee for the RFP process is not subject to Sunshine Law requirements if Council does not make the appointments to the committee.

City Administrator Wilkins continued with updates. He indicated he will be sending out requested information regarding Economic Development Ad Valorem Tax Exemptions (EDATEs). He also announced the upcoming retirement of Airport Director Flynn.

Council Members Cannada-Wynn and Hill expressed concerns regarding delayed pick-up of yard debris with Mayor Robinson responding accordingly.

QUARTERLY FINANCIAL REPORT

31. 20-00250 QUARTERLY FINANCIAL REPORT - SIX MONTHS ENDING MARCH 31, 2020 (UNAUDITED) - FINANCE DIRECTOR AMY LOVOY

Finance Director Lovoy provided an overhead presentation (on file with background materials). Some discussion took place following the presentation with Mayor Robinson addressing comments and questions.

CITY ATTORNEY'S COMMUNICATION

None

CITY COUNCIL COMMUNICATION

None

ADJOURNMENT

6:20 P.M.