

Office of the City Clerk

**COUNCIL MEETING, COUNCIL CHAMBERS
CITY HALL NOVEMBER 12, 2015, 5:30 P.M.**

**City of
Pensacola**



*America's First Settlement
Established 1559*

ROLL CALL

INVOCATION Pastor Clifton Riley, Bethel AME Church

PLEDGE OF ALLEGIANCE – Council Member Larry B. Johnson

BOYD FORUM (*Public comment upon any subject not on the agenda unless waived by a majority of the existing membership of Council.*)

AWARDS AND PRESENTATIONS

APPROVAL OF MINUTES: Regular Meeting October 8, 2015

APPROVAL OF AGENDA

CONSENT AGENDA

1. AIRPORT COMMERCE PARK – PROPERTY ACQUISITION 2500 BLOCK OF DOUGLAS AVENUE – COLLEGE HEIGHTS

Recommendation:

That City Council authorize the purchase of the 2500 Block of Douglas Avenue (Parcel ID# 14-1S-29-2000-018-003) from Kenneth Anderson for \$22,000, along with a 5% contingency and closing costs for a total authorization of \$24,360.

2. AIRPORT – GENERAL SERVICES ADMINISTRATION AMENDMENT NO. 4

Recommendation:

That City Council authorize the Mayor to execute Amendment No. 4 to the Lease Agreement with the General Services Administration to provide additional office space for the Transportation Security Administration at the Pensacola International Airport.

3. AGREEMENT WITH FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE USE OF THE STORMWATER MANAGEMENT POND AT PENSACOLA INTERNATIONAL AIRPORT

Recommendation:

That City Council authorize the Mayor to execute the Agreement and associated Easement with the Florida Department of Transportation for the use of the stormwater management facility at Pensacola International Airport.

4. AWARD OF CONTRACT QUOTE – LONG HOLLOW POND BERM MITIGATION PROJECT (APRIL 2014 FLOOD EVENT)

Recommendation:

That City Council award a contract for construction of the Long Hollow Pond Berm Mitigation Project (April 2014 Flood Event) to J Miller Construction, Inc., of Pensacola, Florida, the lowest and most responsible quoter with a base quote amount of \$97,849.00, plus a 10% contingency of \$9,784.90 for a total amount of \$107,633.90.

REGULAR AGENDA

5. APPOINTMENT – EASTSIDE REDEVELOPMENT BOARD

Recommendation:

That City Council appoint one of its members to the Eastside Redevelopment Board for a term of two (2) years, expiring November, 2016.

6. APPOINTMENT – ESCAMBIA-PENSACOLA HUMAN RELATIONS COMMISSION

Recommendation:

That City Council appoint two (2) individuals to the Escambia-Pensacola Human Relations Commission for a term of two years expiring September 30, 2017.

7. APPOINTMENT – ZONING BOARD OF ADJUSTMENT

Recommendation:

That City Council appoint an individual that is a resident or property owner of the City to the Zoning Board of Adjustments for a term of three (3) years, expiring July 14, 2018.

8. PUBLIC HEARING: TREE PLANTING TRUST FUND

Recommendation:

That the City Council conduct a public hearing on November 12, 2015 and adopt the Proposed Ordinance amending Section 12-6-10(C) of the Code of the City of Pensacola pertaining to the Tree Planting Trust Fund and the procedures to be followed for making expenditures from that fund.

PROPOSED ORDINANCE NO. 19-15

AN ORDINANCE AMENDING SECTION 12-6-10 (C) OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, PERTAINING TO THE TREE PLANTING TRUST FUND; LIMITING THE MAYOR'S AUTHORIZATION TO MAKE EXPENDITURES FROM THE FUND; ESTABLISHING PRIORITIES IN PROVIDING FUNDING; ESTABLISHING A PROCESS FOR FUND APPROVAL; AMENDING THE GRANT PROGRAM; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

9. PUBLIC HEARING: REQUEST TO VACATE ALLEYWAY, BLOCK 35, EAST PENSACOLA HEIGHTS

Recommendation:

That City Council conduct a public hearing on November 12, 2015 to consider a request to vacate the alleyway located in Block 35, East Pensacola Heights.

PROPOSED ORDINANCE NO. 21-15

AN ORDINANCE CLOSING, ABANDONING AND VACATING THE ALLEYWAY LOCATED IN BLOCK 35, EAST PENSACOLA HEIGHTS; IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

10. PUBLIC HEARING: COMPREHENSIVE PLAN ZONING MAP AMENDMENTS

Recommendation:

That City Council conduct a public hearing on November 12, 2015 to consider amending the City's Zoning Map to correspond to the previously adopted Future Land Use Map that was amended as part of a Comprehensive Plan update.

PROPOSED ORDINANCE NO. 24-15

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.

11. PUBLIC HEARING: REQUEST TO AMEND LAND DEVELOPMENT CODE – TATTOO PARLORS/STUDIOS

Recommendation:

That City Council conduct the first of two required public hearings on November 12, 2015 to consider a requested amendment to the Land Development Code to allow tattoo parlors/studios as a permitted use in the R-NC (residential neighborhood commercial) zoning district.

12. LONGHOLLOW RETENTION FACILITY RADIO TOWER (DIVINE WORD RADIO)

Recommendation:

That City Council direct staff to assemble and present pertinent information for the City Council to consider in making an informed determination whether the current tower lease may be amended or terminated and the recently constructed tower be substantially modified or completely removed.

13. REQUEST FOR LICENSE TO USE RIGHT OF WAY – EAST MAXWELL STREET

Recommendation:

That City Council approve the request for a license to use a 70' x 150' portion of the East Maxwell Street right of way at the east side of the intersection of Maxwell Street and Whaley Avenue.

14. GENERAL AGREEMENT THAT ESTABLISHES THE MANAGEMENT RELATIONSHIP BETWEEN THE CITY OF PENSACOLA AND THE NATIONAL PARK SERVICE GULF ISLAND NATIONAL SEASHORE FOR THE PENSACOLA BAY FERRY SYSTEM

Recommendation:

That City Council authorize the Mayor to negotiate and execute a General Agreement that establishes the operational relationship between the City of Pensacola and the National Park Service (NPS) Gulf Island National Seashore for the Pensacola Bay Ferry System.

15. AWARD OF CONTRACT – RFQ #15-026 – ARCHITECTURAL AND ENGINEERING DESIGN SERVICES FOR THE FERRY LANDING PROJECT

Recommendation:

That City Council approve the selection of Atkins North America Inc. under Request for Qualifications No. 15-026 for the Architectural and Engineering Design Services for the Ferry Landing Project at Commendencia Slip. Further that City Council authorize the Mayor to negotiate and execute the contract, and any associated documents, with Atkins North America Inc.

16. REVISED PARKING LEASE AGREEMENT FOR SINE QUA HOLDINGS

Recommendation:

That City Council authorize the Mayor to negotiate and execute a revised lease agreement with Sine Qua Non Holdings for two paved surface parking lots owned by the City (Port of Pensacola) and located south of E. Cedar Street between S. Jefferson and Commendencia Streets.

17. REVISED PARKING LEASE AGREEMENT FOR SIDDIQI INVESTMENTS, LLC

Recommendation:

That City Council authorize the Mayor to negotiate and execute a revised lease agreement with Siddiqi Investments, LLC for two paved surface parking lots owned by the City (Port of Pensacola) and located south of E. Cedar Street between S. Jefferson and Commendencia Streets. Further, that City Council authorize the Mayor to execute an Assignment and Assumption Agreement with Siddiqi Investments, LLC and Pensacola Downtown Hotel, LLC.

18. WRITE-OFF OF UNCOLLECTIBLE ACCOUNTS RECEIVABLE

Recommendation:

That City Council approves the write-off of \$15,937.50 in unpaid lease fees due from Daggs Enterprises, LLC ("Daggs") retroactive to September 30, 2015.

19. SUPPLEMENTAL BUDGET RESOLUTION – FY 2015

Recommendation:

That City Council approve the resolution amending the Fiscal Year 2015 budget retroactive to September 30, 2015.

SUPPLEMENTAL BUDGET RESOLUTION NO. 56-15

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2015; PROVIDING FOR AN EFFECTIVE DATE.

20. FY 2016 ENCUMBRANCE CARRYOVER BUDGET RESOLUTION

Recommendation:

That City Council approve the resolution amending the fiscal year 2016 budget.

RESOLUTION NO. 57-15

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2016; PROVIDING FOR AN EFFECTIVE DATE.

21. UPDATED INTERLOCAL AGREEMENT FOR CREATION OF THE FLORIDA-ALABAMA TRANSPORTATION PLANNING ORGANIZATION

Recommendation:

That the City Council approve a resolution that authorizes the Mayor to execute the updated Interlocal Agreement for Creation of The Florida-Alabama Transportation Planning Organization (TPO) on behalf of the City.

RESOLUTION NO. 58-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA, FLORIDA, AUTHORIZING THE EXECUTION OF THE INTERLOCAL AGREEMENT FOR CREATION OF THE FLORIDA-ALABAMA TRANSPORTATION PLANNING ORGANIZATION (TPO).

22. PENSACOLA INTERNATIONAL AIRPORT – MASTER PLANNING SERVICES

Recommendation:

That City Council approve the selection of RS&H, Inc. under Request for Qualifications No. 15-022 for Consulting Services for a Master Plan Update at the Pensacola International Airport. Further, that City Council authorize the Mayor to execute a contract in the amount of \$1,509,586 plus a 10% contingency of \$150,958 for a total amount of \$1,660,544. Further, that City Council approve the supplemental budget resolution appropriating the funds.

SUPPLEMENTAL BUDGET RESOLUTION NO. 59-15

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2016; PROVIDING FOR AN EFFECTIVE DATE.

23. AWARD OF MASTER AGREEMENT FOR CONTINUING ENGINEERING SERVICES FOR INFRASTRUCTURE CONSTRUCTION, RENOVATION AND EXPANSION PROJECTS RELATED TO TRANSPORTATION AND STORMWATER

Recommendation:

That City Council authorize the Mayor to negotiate and execute contracts with Hatch Mott MacDonald Florida, LLC, DRMP, Inc., and Atkins North America, Inc., for continuing professional engineering services for infrastructure construction, renovation and expansion projects related to transportation and stormwater for a term of three years.

24. PENSACOLA ENERGY – APPROVAL OF TASK ORDER WITH R.A.W. CONSTRUCTION, LLC

Recommendation:

That City Council approve the proposed task order to use R.A.W. Construction, LLC under unit pricing awarded through ITB #14-029 FY2014 Pensacola Energy Natural Gas Pipeline Construction contract to assist Pensacola Energy to install new services and natural gas mains as projects occur for system expansion not to exceed \$700,000 in Fiscal Year 2016 and further authorize the Mayor to execute the task order agreement with R.A.W. Construction.

25. ADOPTION OF A FOOD TRUCKS ORDINANCE CREATING CHAPTER 7-12 AND SECTION 7-12-1 OF THE CODE – 2ND READING

PROPOSED ORDINANCE NO. 22-15

AN ORDINANCE CREATING CHAPTER 7-12 AND SECTION 7-12-1 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; ESTABLISHING REGULATIONS FOR THE OPERATION OF MOBILE FOOD DISPENSING VEHICLES; CREATING A MOBILE FOOD ESTABLISHMENT PERMIT; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

26. PUBLIC-PRIVATE PARTNERSHIPS ORDINANCE – 2ND READING

PROPOSED ORDINANCE NO. 23-15

AN ORDINANCE OF THE CITY OF PENSACOLA, FLORIDA; MAKING LEGISLATIVE FINDINGS; CREATING ARTICLE IV OF CHAPTER 3-3 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; CREATING PUBLIC PRIVATE PARTNERSHIP PROCEDURES FOR THE CITY; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

DISCUSSION

MAYOR'S REPORT

Monthly Crime Report – David Alexander, III, Chief of Police
City Administrator Update – Eric Olson, City Administrator

CITY ATTORNEY COMMUNICATIONS

COUNCIL COMMUNICATIONS

CIVIC ANNOUNCEMENTS

BOYD FORUM *(Public comment upon any subject not on the agenda unless waived by a majority of the existing membership of Council.)*

ADJOURNMENT

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.

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