



# City of Pensacola

## CITY COUNCIL

### Regular Meeting Minutes

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July 16, 2020

5:30 P.M.

Council Chambers

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Council President Cannada-Wynn called the meeting to order at 5:30 P.M.

#### ROLL CALL

**Council Members Present:** Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers (arrived 6:19; attended by teleconference), Andy Terhaar (attended by teleconference), P.C. Wu (attended by teleconference)

**Council Members Absent:** None

**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:

**Members of the public may attend and participate via live stream and/or phone.**

**To watch the meeting live**

**visit:** [cityofpensacola.com/428/Live-Meeting-Video](https://www.cityofpensacola.com/428/Live-Meeting-Video). **Or** Mayor Grover Robinson's Facebook page at [facebook.com/PensacolaMayor](https://www.facebook.com/PensacolaMayor).

**To provide input:**

- For Leroy Boyd Forum, for items not on the agenda: citizens may submit an online form here <https://www.cityofpensacola.com/ccinput> **beginning at 3:00 P.M. until 5:30 P.M. only** to indicate they wish to speak during LeRoy Boyd Forum **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.

For agenda items: citizens may submit an online form here <https://www.cityofpensacola.com/ccinput> **beginning at 3:00 P.M. until that agenda item has been voted upon** to indicate they wish to speak to a specific 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.**

## INVOCATION

Council President Cannada-Wynn

## PLEDGE OF ALLEGIANCE

Council Member Andy Terhaar

## FIRST LEROY BOYD FORUM

*The following individuals addressed Council via cellphone held to a microphone.*

The following individuals addressed Council regarding their concerns related to installation of 5G cell towers in neighborhoods and around businesses:

Sena McDaniel

David Anderson (emailed hand-out info for Council)

John Herron

Janie Myrick (emailed hand-out info for Council, but unable to be reached by phone)

Mayor Robinson made follow-up remarks and asked City Attorney Woolf to elaborate on the state's preemption of local regulation related to installation of 5G cell towers.

**Frederick Beasley:** Addressed Council regarding a domestic dispute between him and his wife and complained of the Police Department's handling of the issue.

## AWARDS

None

**APPROVAL OF MINUTES**

1. [20-00391 APPROVAL OF MINUTES: REGULAR MEETING DATED JUNE 11, 2020 AND SPECIAL MEETING DATED JUNE 30, 2020](#)

**A motion to approve was made by Council Member Moore and seconded by Council Member Jerrals.**

**The motion carried by the following vote (with Council Member Myers not yet in attendance):**

Yes: 6           Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Andy Terhaar, P.C. Wu  
No: 0           None

**APPROVAL OF AGENDA**

Council President Cannada-Wynn indicated Item 20, 20-00172 REQUEST FOR CITY ATTORNEY LEGAL OPINION - CHARTER AMENDMENT PROCESS **has been pulled by the sponsor.**

**A motion to approve as amended was made by Council Member Moore and seconded by Council Member Jerrals.**

**The motion carried by the following vote (with Council Member Myers not yet in attendance):**

Yes: 6           Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Andy Terhaar, P.C. Wu  
No: 0           None

**CONSENT AGENDA**

2. [20-00311 PORT OF PENSACOLA - OFFSHORE INLAND MARINE LEASE AMENDMENT NO. 3](#)

**Recommendation:** That City Council approve and authorize the Mayor to execute Lease Amendment #3 between the City of Pensacola and Offshore Inland Marine & Oilfield Services. Further, that City Council authorize the Mayor to take all actions necessary to administer the amended Lease Agreement.

**CONSENT AGENDA (CONT'D.)**

3. [20-00317](#) INTERLOCAL AGREEMENT FOR USE OF THE ESCAMBIA COUNTY RAYMOND RIDDLE PARK BY THE CITY OF PENSACOLA BETWEEN ESCAMBIA COUNTY, FLORIDA AND THE CITY OF PENSACOLA, FLORIDA

**Recommendation:** That City Council approve an Interlocal Agreement with Escambia County, Florida for the use of Raymond Riddle Park for the City's athletic programs at no additional costs to the City. Further, that City Council authorize the Mayor to take all actions necessary to execute the Interlocal Agreement.

4. [20-00323](#) AWARD OF BID NO. 20-045 PENSACOLA INTERNATIONAL AIRPORT CUSTOMS AND BORDER PROTECTION GENERAL AVIATION FACILITY

**Recommendation:** That City Council award Bid No. 20-045, Pensacola International Airport Customs and Border Protection General Aviation Facility, to Birkshire Johnstone, LLC, the lowest and most responsible bidder with a base bid of \$3,660,000.00, bid alternate 1 in the amount of \$25,000.00, plus a 10% contingency in the amount of \$368,500.00, for a total amount of \$4,053,500.00. Further, that City Council authorize the Mayor to execute the contract and take all actions necessary to complete the project.

5. [20-00341](#) APPOINTMENT - AREA HOUSING COMMISSION

**Recommendation:** That City Council appoint Taran Black to the Area Housing Commission to fill an unexpired term ending October 31, 2020.

6. [20-00342](#) APPOINTMENT - URBAN CORE REDEVELOPMENT BOARD

**Recommendation:** That City Council appoint Spencer Leeper a resident, owner or operator of a business in the Waterfront Area to fill an unexpired term of three (3) years, ending March 31, 2023.

7. [20-00343](#) APPOINTMENTS - ZONING BOARD OF ADJUSTMENT

**Recommendation:** That City Council reappoint Christopher J. Lonergan, Clayton Taylor, and Boyce T. White 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, 2023.

8. [20-00354](#) NAMING OF HITZMAN-OPTIMIST PARK DISC GOLF COURSE, HOLE NUMBER ONE, IN MEMORY OF MATTHEW BRAZIL.

**Recommendation:** That City Council approve the naming of Hitzman-Optimist Park Disc Golf Course, Hole Number One, in memory of Matthew Brazil.

**CONSENT AGENDA (CONT'D.)**

9. [20-00358](#) DEDICATION OF CORDOVA SQUARE PARK BENCH IN MEMORY OF SAMUEL W. BEARMAN.

**Recommendation:** That City Council approve the dedication of either a park bench or swing to be located on the east end of Cordova Square in memory of Samuel W. Bearman.

10. [20-00371](#) REFERRAL TO PLANNING BOARD - PROPOSED AMENDMENTS TO SECTION 12-6-4 OF THE LAND DEVELOPMENT CODE (LDC)

**Recommendation:** That City Council approve sending various amendments to Section 12-6-4 of the LDC to the Planning Board for review and recommendation.

11. [20-00312](#) FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) 9TH AVENUE BRIDGE LIGHTING MAINTENANCE AGREEMENT

**Recommendation:** That City Council authorize the Mayor to execute the Maintenance Agreement FPID ID #437178-1 between the City of Pensacola and the Florida Department of Transportation (FDOT) associated with the installation of new LED street/pedestrian lighting for the new bridge to be constructed on 9th Avenue over Carpenters Creek.

12. [20-00322](#) SANDSPUR DEVELOPMENT, LLC GROUND LEASE AND DEVELOPMENT AGREEMENT AMENDMENT NUMBER 1

**Recommendation:** That City Council authorize the Mayor to execute Amendment Number 1 of the Ground Lease and Development Agreement with Sandspur Development, LLC and execute both the associated Easement Agreement and the Memorandum of Ground Lease to reduce the Sandspur leasehold area, in substantially similar form as appropriate to carry out the purpose of the transaction. Further, that City Council authorize the Mayor to take all necessary actions to execute Amendment Number 1, the Easement Agreement, and the Memorandum of Ground Lease.

**A motion to approve consent agenda Items 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12 was made by Council Member Jerrals and seconded by Council Member Hill.**

**The motion carried by the following vote (with Council Member Myers not yet in attendance):**

Yes: 6	Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Andy Terhaar, P.C. Wu
No: 0	None

**REGULAR AGENDA**

13. [20-00319 PUBLIC HEARING: REQUEST TO VACATE ALLEYWAY - BLOCK 61, EAST PENSACOLA HEIGHTS](#)

**Recommendation:** That City Council conduct a public hearing on July 16, 2020, to consider the request to vacate the alleyway located in Block 61, East Pensacola Heights.

Planning Services Director Morris explained the issue as outlined in the memorandum (dated 7/16/20) and presented overhead graphics of subject alleyway proposed for vacation. She responded accordingly to questions from Council Member Moore regarding ownership of the adjacent parcel.

**A motion to approve was made by Council Member Moore and seconded by Council Member Jerrals.**

There being no discussion or public input, the vote was called.

**The motion carried by the following vote (with Council Member Myers not yet in attendance):**

Yes: 6      Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Andy Terhaar, P.C. Wu  
No: 0      None

14. [31-20 PROPOSED ORDINANCE NO. 31-20 - VACATION OF ALLEYWAY - BLOCK 61, EAST PENSACOLA HEIGHTS](#)

**Recommendation:** That City Council approve Proposed Ordinance No. 31-20 on first reading.

AN ORDINANCE CLOSING, ABANDONING AND VACATING A PORTION OF THE ALLEYWAY LOCATED IN BLOCK 61, EAST PENSACOLA; IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE. (Adjacent to 2900, 2904, and 2906 E. Lee Street; and 2903 and 2905 E. Blount Street; and 1098 Bayou Boulevard).

**A motion to approve on first reading was made by Council Member Moore and seconded by Council Member Cannada-Wynn.**

**REGULAR AGENDA (CONT'D.)**

**The motion (to approve P.O. #31-20 on first reading) carried by the following vote (with Council Member Myers not yet in attendance):**

Yes: 6      Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Andy Terhaar, P.C. Wu  
No: 0      None

15. [20-00333 PUBLIC HEARING - ADOPTION OF AMENDMENTS TO THE COMPREHENSIVE PLAN - FUTURE LAND USE ELEMENT](#)

**Recommendation:** That City Council conduct the second required public hearing on July 16, 2020 to adopt proposed amendments to the **Comprehensive Plan - Future Land Use Element**.

Planning Services Director Morris explained the proposed amendments as outlined in the memorandum (dated 7/16/20) and presented overhead slides. Council Member Wu inquired of incentive provisions which Planning Services Director Morris indicated not with this item but the following public hearing (Item 17, 20-00334).

**A motion to approve was made by Council Member Moore and seconded by Council Member Jerrals.**

There being no discussion or public input, the vote was called.

**The motion carried by the following vote (with Council Member Myers not yet in attendance):**

Yes: 6      Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Andy Terhaar, P.C. Wu  
No: 0      None

16. [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. \(Ordinance No. 16-20\)](#)

**A motion to adopt was made by Council Member Moore and seconded by Council Member Cannada-Wynn.**

**REGULAR AGENDA (CONT'D.)**

**The motion (to adopt P.O. #12-20) carried by the following vote (with Council Member Myers not yet in attendance):**

Yes: 6      Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Andy Terhaar, P.C. Wu  
No: 0      None

17. [20-00334 PUBLIC HEARING - ADOPTION OF AMENDMENTS TO THE COMPREHENSIVE PLAN AND ADOPTION OF THE CURRENT FUTURE LAND USE MAP](#)

**Recommendation:** That City Council conduct a public hearing on July 16, 2020, to consider the adoption of Amendments to the Comprehensive Plan and adopt the Current Future Land Use Map as an exhibit to the Comprehensive Plan.

Planning Services Director Morris explained the proposed amendments as outlined in the memorandum (dated 7/16/20) and presented overhead slides. She responded accordingly to questions from Council Member Cannada-Wynn related to density.

**A motion to approve was made by Council Member Moore and seconded by Council Member Jerrals.**

There being no discussion or public input, the vote was called.

**The motion carried by the following vote:**

Yes: 7      Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0      None

18. [35-20 PROPOSED ORDINANCE NO. 35-20 - ADOPTING AMENDMENTS TO THE COMPREHENSIVE PLAN AND ADOPTING THE CURRENT FUTURE LAND USE MAP](#)

**Recommendation:** That City Council approve Proposed Ordinance No. 35-20 on first reading.

[AN ORDINANCE ADOPTING AMENDMENTS TO THE COMPREHENSIVE PLAN AND ADOPTING THE CURRENT FUTURE LAND USE MAP OF THE CITY OF PENSACOLA, FLORIDA; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.](#)



**REGULAR AGENDA (CONT'D.)**

**A motion to approve on first reading (P.O. #35-20) was made by Council Member Hill and seconded by Council Member Cannada-Wynn.**

**The motion carried by the following vote:**

Yes: 7      Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0      None

**19. [20-00325](#) TENTATIVE MILLAGE RATE - FISCAL YEAR 2021**

**Recommendation:** That City Council set the tentative Fiscal Year 2021 millage rate for the City of Pensacola at 4.2895 mils and for the Downtown Improvement District at 2.0000 mils and authorize the Mayor to set final levies in compliance with the new property tax reform regulations. Further, that the Mayor may administratively adjust the final adopted millage rate upon receipt of the final valuation if the City's final current year gross taxable value is reduced by more than 1%. Finally, that the first public hearing on the Fiscal Year 2021 millage rates be held on September 9, 2020, at 5:30 p.m. in Council Chambers.

**A motion to approve was made by Council Member Moore and seconded by Council Member Cannada-Wynn.**

Mayor Robinson made comments indicating the tentative millage rate is the same as last year.

There being no discussion, the vote was called.

**The motion carried by the following vote:**

Yes: 7      Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0      None

**REGULAR AGENDA (CONT'D.)**

**\*\*\*THE FOLLOWING ITEM WAS WITHDRAWN BY THE SPONSOR\*\*\***

20. [20-00172 REQUEST FOR CITY ATTORNEY LEGAL OPINION - CHARTER AMENDMENT PROCESS](#)

**Recommendation:** That the City Council ask the City Attorney to provide a legal opinion addressing three (3) issues:

*First, does the language within the City of Pensacola Charter Section 8.02(c) - Consistency - which states, "Except as additionally provided herein, the method for Charter amendments shall be consistent with State Law," potentially impose additional charter amendment process requirements which may be inconsistent with Florida law; Second, to determine if the second sentence in the Charter Section 8.02.(b) Initiation by Petition that reads - "Each petition proposing amendments to this Charter shall be commenced in the same manner as an ordinance proposed by initiative in Article VII of this Charter." - is preempted by Section 166.031 Charter Amendments, Florida Statutes. Finally, does the language in Section 8.02(b) impose any limitations that may be contrary to state law.*

**Withdrawn**

21. [20-00283 PENSACOLA INTERNATIONAL AIRPORT - FLORIDA DEPARTMENT OF TRANSPORTATION PUBLIC TRANSPORTATION GRANT AGREEMENT NO. 435717-5-94-01](#)

**Recommendation:** That City Council approve and authorize the Mayor to execute the acceptance of the Florida Department of Transportation (FDOT) Public Transportation Grant Agreement No. 435717-5-94-01 in the amount of \$84,600 to aid in funding a portion of the Remain-Overnight Apron project at the Pensacola International Airport. Further, that City Council authorize the Mayor to take all actions necessary relating to the finalization of the grant.

**A motion to approve was made by Council Member Hill and seconded by Council Member Moore.**

**The motion carried by the following vote:**

Yes: 7	Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu
No: 0	None

**REGULAR AGENDA (CONT'D.)**

22. [2020-16](#) RESOLUTION NO. 2020-16 - FLORIDA DEPARTMENT OF TRANSPORTATION PUBLIC TRANSPORTATION GRANT AGREEMENT - RELOCATION OF HELICOPTER OPERATIONS AT THE PENSACOLA INTERNATIONAL AIRPORT

**Recommendation:** That City Council approve Resolution No. 2020-16.

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF PENSACOLA TO EXECUTE A PUBLIC TRANSPORTATION GRANT AGREEMENT FINANCIAL PROJECT 435717-5-94-01 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR RELOCATION OF HELICOPTER OPERATIONS AT PENSACOLA INTERNATIONAL AIRPORT; PROVIDING FOR AN EFFECTIVE DATE.

**A motion to adopt was made by Council Member Moore and seconded by Council Member Hill.**

**The motion carried by the following vote:**

Yes: 7           Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0           None

23. [20-00309](#) AIRPORT - STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AMENDMENT TO THE PUBLIC TRANSPORTATION AGREEMENT 441494-2-94-01

**Recommendation:** That City Council authorize the Mayor to accept and execute the State of Florida Department of Transportation Amendment to the Public Transportation Grant Agreement Financial Project 441494-2-94-01 in the amount of \$34,000,000 for Pensacola International Airport Facilities Development related to the MRO expansion. Further, that City Council approve the grant resolution and authorize the Mayor or his designee to take all actions necessary related to the finalization of the grant amendment.

**A motion to approve was made by Council Member Hill and seconded by Council Member Moore.**

Mayor Robinson provided a brief update on Airport operations considering the COVID-19 pandemic.

There being no discussion, the vote was called.

**REGULAR AGENDA (CONT'D.)**

**The motion to approve (Item 23, 20-00309) carried by the following vote:**

Yes: 7      Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0      None

24. [2020-18 RESOLUTION NO. 2020-18 - STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AMENDMENT TO THE PUBLIC TRANSPORTATION AGREEMENT 441494-2-94-01](#)

**Recommendation:** That City Council adopt Resolution No. 2020-18.

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF PENSACOLA TO EXECUTE AN AMENDMENT TO PUBLIC TRANSPORTATION GRANT AGREEMENT FINANCIAL PROJECT 441494-2-94-01 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR FACILITIES DEVELOPMENT AT THE PENSACOLA INTERNATIONAL AIRPORT AIR COMMERCE PARK; PROVIDING AN EFFECTIVE DATE.

**A motion to adopt was made by Council Member Hill and seconded by Council Member Moore.**

**The motion carried by the following vote:**

Yes: 7      Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0      None

25. [20-00321 REQUEST FOR LICENSE TO USE RIGHT OF WAY - 2110 LAKEVIEW AVENUE](#)

**Recommendation:** That City Council consider the request for a License to Use Right of Way for a fence at 2110 Lakeview Avenue.

**A motion to consider the request was made by Council Member Moore and seconded by Council Member Jerrals.**

Discussion took place among Council with Planning Services Director Morris explaining the issue as outlined in the memorandum (dated 7/16/20) and presented overhead graphics of subject right of way being requested for a license to use. As indicated in the memorandum, the Planning Board unanimously denied (this) request. Planning Services Director Morris fielded comments and questions of Council Members.

**REGULAR AGENDA (CONT'D.)**

**A motion to deny the request for license to use the right of way (Item 25, 20-00321) was made by Council Member Moore and seconded by Council Member Jerrals.**

There being no further discussion, the vote was called.

**The motion carried by the following vote:**

Yes: 7      Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0      None

26. [2020-21 RESOLUTION NO. 2020-21 - ENCOURAGING THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS TO PASS LEGISLATION REQUIRING THE WEARING OF FACE COVERING IN PUBLIC SETTINGS](#)

**Recommendation:** That City Council adopt Resolution No. 2020-21:

[A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA, FLORIDA RESPECTFULLY ENCOURAGING THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSION TO PASS LEGISLATION REQUIRING THE WEARING OF FACE COVERINGS WITHIN THE COUNTY WHILE IN PUBLIC SETTINGS; PROVIDING AN EFFECTIVE DATE.](#)

**A motion to adopt was made by Council Member Hill and seconded by Council Member Moore.**

Discussion ensued among Council with input from Mayor Robinson.

Upon conclusion of discussion, the vote was called.

**The motion carried by the following vote:**

Yes: 6      Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar  
No: 1      P.C. Wu

**REGULAR AGENDA (CONT'D.)**

27. [34-20](#) PROPOSED ORDINANCE NO. 34-20 - CREATING SECTION 2-3-5 OF THE CODE OF THE CITY OF PENSACOLA, RELATED TO THE DISPOSITION OF SENSITIVE PROPERTIES

**Recommendation:** That City Council approve Proposed Ordinance No. 34-20 on first reading:

AN ORDINANCE CREATING SECTION 2-3-5 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, RELATED TO THE PRESERVATION OF SENSITIVE CITY-OWNED PROPERTIES; PROVIDING FOR ASSESSMENT OF HISTORICAL, ARCHAEOLOGICAL, ARCHITECTURAL, AND ENVIRONMENTAL CHARACTERISTICS OF REAL PROPERTY PRIOR TO DISPOSITION; PROVIDING FOR PUBLIC HEARING PRIOR TO DISPOSITION OF SENSITIVE PROPERTIES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE

**A motion to approve on first reading was made by Council Member Hill and seconded by Council Member Moore.**

Council President Cannada-Wynn asked for clarification regarding the intent of the proposed ordinance. Mayor Robinson responded with Planning Services Director Morris elaborating and clarified this pertains only to real property.

There being no further discussion, the vote was called.

**The motion carried by the following vote:**

Yes: 7      Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0      None

28. [37-20](#) PROPOSED ORDINANCE NO. 37-20, CLOSING, ABANDONING AND VACATING A UTILITY EASEMENT ALONG A VACATED PORTION OF BAY BOULEVARD

**Recommendation:** That City Council approve Proposed Ordinance No. 37-20 on first reading:

AN ORDINANCE CLOSING, ABANDONING AND VACATING A UTILITY EASEMENT ALONG A VACATED PORTION OF BAY BOULEVARD IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE. (Adjacent to 1010 Bay Boulevard)

**REGULAR AGENDA (CONT'D.)**

**A motion to approve on first reading (P.O. #37-20) was made by Council Member Moore and seconded by Council Member Jerrals.**

**The motion carried by the following vote:**

Yes: 7            Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0            None

29. [14-20 REVISED PROPOSED ORDINANCE NO. 14-20 - ADOPTING THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION'S MODEL FOR FLORIDA-FRIENDLY USE OF FERTILIZER](#)

**Recommendation:** That the City Council adopt Proposed Ordinance No. 14-20 on second reading.

[AN ORDINANCE CREATING CHAPTER 7-15 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, REGULATING TO THE COMMERCIAL APPLICATION OF FERTILIZER FOR THE PROTECTION OF LOCAL WATER BODIES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE. \(Ordinance No. 17-20\)](#)

A memorandum and revised draft of P.O. #14-20 was provided to Council making **an administrative correction from Chapter 7-12 to 7-15.**

**A motion to adopt as amended was made by Council Member Hill and seconded by Council Member Cannada-Wynn.**

Council Member Myers inquired about including pesticides and herbicides. City Administrator Wilkins indicated Council can come back and amend, at this time the adoption of these regulations is required by the state.

There being no further discussion, the vote was called.

**The motion carried by the following vote:**

Yes: 7            Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0            None

**REGULAR AGENDA (CONT'D.)**

30. [22-20 PROPOSED ORDINANCE NO. 22-20: REQUEST TO VACATE RIGHT OF WAY - 16TH AVENUE](#)

**Recommendation:** That City Council adopt Proposed Ordinance No. 22-20 on second reading.

AN ORDINANCE CLOSING, ABANDONING AND VACATING A PORTION OF 16TH AVENUE IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE. **(Between Belmont and Wright Streets [Ordinance No. 18-20])**

**A motion to adopt was made by Council Member Moore and seconded by Council Member Cannada-Wynn.**

**The motion carried by the following vote:**

Yes: 7           Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0           None

31. [23-20 PROPOSED ORDINANCE NO. 23-20 - REQUEST FOR FUTURE LAND USE AMENDMENT - 1421 SONIA STREET](#)

**Recommendation:** That City Council adopt Proposed Ordinance No. 23-20 on second reading:

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN AND FUTURE LAND USE MAP OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE. **(Split HDR, High-Density Residential, and CO, Conservation to MDR, Medium Density Residential [Ordinance No. 19-20])**

**A motion to adopt was made by Council Member Moore and seconded by Council Member Hill.**

**The motion carried by the following vote:**

Yes: 7           Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0           None



**REGULAR AGENDA (CONT'D.)**

32. [24-20 PROPOSED ORDINANCE NO. 24-20 - REQUEST FOR ZONING MAP AMENDMENT - 1421 SONIA STREET](#)

**Recommendation:** That City Council adopt Proposed Ordinance No. 24-20 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. **(Split R2-B, Multiple Family Zoning District, and CO, Conservation Zoning District to R-1AA, Residential Zoning District [Ordinance No. 20-20])**

A motion to adopt was made by Council Member Hill and seconded by Council Member Cannada-Wynn.

**The motion carried by the following vote:**

Yes: 7           Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0           None

33. [25-20 PROPOSED ORDINANCE NO. 25-20 - REQUEST FOR FUTURE LAND USE MAP AMENDMENT - 1700 BLK LANSING DRIVE](#)

**Recommendation:** That City Council adopt Proposed Ordinance No. 25-20 on second reading:

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN AND FUTURE LAND USE MAP OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE. **(MDR, Medium Density Residential to a Commercial FLUM designation [Ordinance No. 21-20])**

A motion to adopt was made by Council Member Hill and seconded by Council Member Jerrals.

**The motion carried by the following vote:**

Yes: 7           Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0           None

**REGULAR AGENDA (CONT'D.)**

34. [26-20 PROPOSED ORDINANCE NO. 26-20 - REQUEST FOR ZONING MAP AMENDMENT - 1700 BLK LANSING DRIVE](#)

**Recommendation:** That City Council adopt Proposed Ordinance No. 26-20 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. **(R-1AA, One and Two Family Residential Zoning District to C-1, Retail Commercial Zoning District [Ordinance No. 22-20])**

**A motion to adopt was made by Council Member Hill and seconded by Council Member Jerrals.**

**The motion carried by the following vote:**

Yes: 7           Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0           None

35. [27-20 PROPOSED ORDINANCE NO. 27-20 - PROPOSED AMENDMENT TO THE LAND DEVELOPMENT CODE - CITY CODE SECTION 12-2-4, VACATION OF STREETS, ALLEYS, SECTION 12-12-7, LICENSE TO USE RIGHT OF WAY, SECTION 12-13-2 VARIANCES, AND SECTION 12-13-5, APPLICATION DEADLINES](#)

**Recommendation:** That City Council adopt Proposed Ordinance No. 27-20 on second reading.

AN ORDINANCE AMENDING SECTION 12-2-4, VACATION OF STREETS, ALLEYS, SECTION 12-12-7, LICENSE TO USE RIGHT OF WAY, SECTION 12-13-2 VARIANCES, AND SECTION 12-13-5, APPLICATION DEADLINES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

**A motion to adopt was made by Council Member Moore and seconded by Council Member Jerrals.**

**The motion carried by the following vote:**

Yes: 7           Jewel Cannada-Wynn, Jared Moore, Ann Hill, John Jerrals, Sherri Myers, Andy Terhaar, P.C. Wu  
No: 0           None

## **COUNCIL EXECUTIVE'S REPORT**

Council Executive Kraher provided an update to Council regarding the *Unity Project Committee* referencing the legislative action item 20-00073 (memorandum from February 13, 2020 at Council's places) approving the establishment of the committee. He advised Council Members to each submit a nomination to him by July 31<sup>st</sup>. There will be a total of twelve (12) members with additional appointees with expertise.

Also, he will be reaching out to Council Members to schedule individual budget briefings by City staff next week. Hardcopies of the Fiscal Year 2021 Proposed Budget have been provided to each Council Member.

Finally, looking to schedule a workshop (possibly) the last week of July regarding recodification.

## **MAYOR'S COMMUNICATION**

Mayor Robinson provided an update on his discussions with local hospitals regarding increased hospitalizations due to COVID-19.

He also announced the 40<sup>th</sup> Anniversary of the Center for Independent Living. The staff was kind enough to provide cupcakes for each Council Member and him. He asked the Council to help him wish them well in a recorded video at the end of the meeting.

Finally, tomorrow is the 199<sup>th</sup> Anniversary of Florida becoming a part of the United States and he looks forward to next year's 200<sup>th</sup> celebrations.

## **COUNCIL COMMUNICATIONS**

Council Member Myers made follow-up remarks on the good work of the Center for Independent Living.

Council Member Wu congratulated Rear Adm. Kyle J. Cozad as commander, Naval Education and Training Command (NETC) and his wife on his retirement after 35 years of service.

## **CIVIC ANNOUNCEMENTS**

Mayor Robinson and City Council Members video recorded "Happy 40<sup>th</sup> Anniversary to the Center for Independent Living".

## **SECOND LEROY BOYD FORUM**

None

**ADJOURNMENT**

WHEREUPON the meeting was adjourned at 7:21 P.M.

\*\*\*\*\*

Adopted: August 13, 2020

Approved: Jewel Cannada-Wynn  
Jewel Cannada-Wynn, President of City Council

Attest:

Ericka L. Burnett  
Ericka L. Burnett, City Clerk