



City of Pensacola

CITY COUNCIL

Regular Meeting Minutes

January 20, 2022

5:30 P.M.

Council Chambers

Council President Hill called the meeting to order at 5:30 P.M.

ROLL CALL

Council Members Present: Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton, Casey Jones, Jared Moore, Sherri Myers (attended via Microsoft Teams)

Council Members Absent: None

Also Present: Mayor Grover C. Robinson, IV

Members of the public may attend the meeting in person. City Council encourages those not fully vaccinated to wear face coverings that cover their nose and mouth.

The meeting can also be watched live stream at: [cityofpensacola.com/428/Live-Meeting-Video](https://www.cityofpensacola.com/428/Live-Meeting-Video).

To provide input:

- 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.
- Agenda Items, for specific items on the agenda: 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

Moment of Silence

PLEDGE OF ALLEGIANCE

Council Member Casey Jones

FIRST LEROY BOYD FORUM

The following individuals addressed Council (via phone held up to a microphone) regarding issues of homelessness:

Chiara Chappotin

Melissa Pino

Gloria Horning: Addressed Council regarding: 1) high cost of housing; 2) homelessness; 3) issues related to code violations not being enforced at the former wastewater treatment site (now privately owned) which is currently being used as a debris site and described debris blown by wind gusts.

Teresa Preston: Also addressed Council regarding issues related to code violations not being enforced at the former wastewater treatment site (now privately owned) which she questioned the legality of it currently being used as a debris site, and no silt fencing to prevent runoff. She indicated she lives in close proximity to the site and will hold the City responsible for any damages which may be sustained to her property due to the situation.

Council Member Wiggins asked City staff to address Dr. Horning and Ms. Preston's concerns with Deputy City Administrator Forte responding accordingly.

AWARDS

None

APPROVAL OF MINUTES

1. [22-00108 APPROVAL OF MINUTES: SPECIAL MEETING DATED DECEMBER 16, 2021 AND REGULAR MEETING DATED DECEMBER 16, 2021](#)

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

Mayor Robinson advised City services will be closed or delayed tomorrow due to expected inclement weather.

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

APPROVAL OF AGENDA

A motion to approve the agenda as presented was made by Council Member Moore and seconded by Council Member Wiggins.

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

CONSENT AGENDA

2. [22-00060](#) APPOINTMENT OF MIKE WIGGINS TO CHARTER REVIEW COMMISSION TO FILL A VACANCY CREATED BY THE WITHDRAWAL OF THOMAS WILLIAMS.

Recommendation: That City Council appoint Mike Wiggins to the Charter Review Commission in accordance with City Charter Section 8.01(b).

3. [22-00025](#) AWARD OF CONTRACT - BID #22-004 PORT OF PENSACOLA SHORELINE PROTECTION REPAIRS

Recommendation: That City Council award a contract for ITB #22-004-040 Port of Pensacola Shoreline Protection Repairs to Underwater Mechanix Services LLC. of Jacksonville, Florida, the lowest and most responsible bidder, with a base bid of \$506,839 plus a 10% contingency of \$50,683.90 for a total of \$557,522.90. Further, that City Council authorize the Mayor to take all actions necessary to execute the contract and complete the project.

4. [22-00036](#) AWARD OF ARCHITECTURAL AND URBAN DESIGN CONTINUING SERVICES CONTRACTS FOR RFQ# 21-042 PROFESSIONAL ARCHITECTURAL AND URBAN DESIGN CONSULTING SERVICES FOR DEVELOPMENT AND REDEVELOPMENT PROJECTS & INITIATIVES

Recommendation: That City Council award contracts to Goodwyn, Mills, Cawood (GMC), DAG Architects, Inc., MKSK, Inc., Townes+Architects, P.A., and Tunnell, Spangler & Associates, Inc. for continuing professional architectural and urban design services requested through RFQ # 21-042 for an initial term of five (5) years. Further, that Council authorize the Mayor take all actions necessary to negotiate and execute the necessary contracts, including the two one-year renewal options specified in the RFQ.

A motion to approve consent agenda items 2, 3, and 4 was made by Council Member Wiggins and seconded by Council Member Brahier.

CONSENT AGENDA (CONT'D.)

The motion (to approve consent agenda items 2, 3, and 4) carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore, Sherri Myers
No: 0 None

REGULAR AGENDA

5. [22-00052 DISTRICTING COMMISSION PROPOSED PLAN FOR DIVIDING THE CITY INTO DISTRICTS FOR THE ELECTION OF COUNCIL MEMBERS.](#)

Recommendation: That City Council approve the proposed districting plan submitted by the Districting Commission. Further that City Council sunset the Districting Commission, as their work is complete.

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

Districting Commission Chairperson Diane Mack addressed Council thanking numerous City staff, Council staff, City Clerk staff, outside legal counsel, and Supervisor of Elections David Stafford (also in attendance) and Deputy Supervisor of Elections Chris Heaney. She then provided an overview of the process which resulted in the proposed plan for City Council Districts. Additionally, the Commission's legal counselors Meredith Bush (formerly Crawford) of Clark Partington Law Firm and Sharmin Hibbert of Pittman Law Group addressed Council providing a legal opinion of the process and plan, as well as other constitutional issues and considerations taken up by the Commission in the development of the proposed plan.

Several Council Members made follow-up remarks.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore, Sherri Myers
No: 0 None

REGULAR AGENDA (CONT'D.)

6. [22-00053](#) PUBLIC HEARING: PROPOSED AMENDMENT TO THE LAND DEVELOPMENT CODE SECTION 12-3-31 - COMMUNITY REDEVELOPMENT AREA (CRA) URBAN DESIGN OVERLAY

Recommendation: That City Council conduct a Public Hearing on January 20, 2022, to consider proposed amendments to Land Development Code Section 12-3-31.

Hardcopies of a revised draft of P.O. No. 03-22 were provided at Council's places based on discussion during the January 18th Community Redevelopment Agency (CRA) Board meeting (on file with background materials).

Council Member Broughton (sponsor) summarizing the proposed amendments.

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

Mayor Robinson provided input. Assistant CRA Administrator D'Angelo responded accordingly to questions.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

7. [03-22](#) PROPOSED ORDINANCE NO. 03-22 - AMENDMENT TO LAND DEVELOPMENT CODE SECTION 12-3-31 (6) AND TABLE 12-3-31.12 - COMMUNITY REDEVELOPMENT AREA (CRA) URBAN DESIGN OVERLAY

Recommendation: That City Council approve Proposed Ordinance No. 03-22 on first reading:

AN ORDINANCE AMENDING SECTION 12-3-31 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, COMMUNITY REDEVELOPMENT AREA (CRA) URBAN DESIGN OVERLAY DISTRICT STANDARDS; REVISING SECTION 12-3-31 (6) MODIFICATIONS AND APPEALS AND TABLE 12-3-31.12 GLAZING REQUIREMENTS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

REGULAR AGENDA (CONT'D.)

As referenced during the public hearing item (above), hardcopies of a revised draft of P.O. No. 03-22 were provided at Council's places based on discussion during the January 18th Community Redevelopment Agency (CRA) Board meeting (on file with background materials).

A motion to amend was made by Council Member Brahier and seconded by Council Member Moore to approve revisions to Section 12-3-31 (6), second paragraph, regarding the abbreviated process for review of modifications adding verbiage "or the Mayor's designee" and Table 12-3-31.12 deleting references to "Blank Wall Length".

There being no discussion, **the vote on the amendment was called.**

The motion to amend carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

There being no discussion, **the vote on the main motion as amended was called.**

The main motion as amended carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

8. [22-00008 LEASE-LIGHTHOUSE PRIVATE CHRISTIAN ACADEMY, INC. FOR THE MALCOLM YONGE GYMNASIUM - 900 EAST JACKSON STREET](#)

Recommendation: That City Council approve a lease with the Lighthouse Private Christian Academy, Inc., for the Malcolm Yonge Gymnasium at 900 East Jackson Street. Further, that City Council authorize the Mayor to take all actions necessary to execute the lease.

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

Discussion took place among Council with Parks and Recreation Director Cooper responding accordingly to questions regarding public use of the building and repair/improvement costs of the building.

Upon conclusion of discussion, the vote was called.

REGULAR AGENDA (CONT'D.)

The motion (to approve Item 22-00008) carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore, Sherri Myers
No: 0 None

9. [22-00003 PENSACOLA INTERNATIONAL AIRPORT - CONCESSIONS RENT RELIEF AIRPORT RESCUE GRANT NO. 3-12-0063-050-2022](#)

Recommendation: That City Council approve the acceptance of the Concessions Rent Relief Airport Rescue Grant 3-12-0063-050-2022 in the amount of \$941,414 to provide for relief from rent and minimum annual guarantees to in-terminal airport concessions 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 acceptance and execution of the grant. Finally, that City Council adopt a Supplemental Budget Resolution to appropriate the grant funds.

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

Public input was heard from Deon Bread (via phone held up to a microphone).

There being no discussion the vote was called.

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore, Sherri Myers
No: 0 None

10. [2022-002 SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-002 - CONCESSIONS RENT RELIEF AIRPORT RESCUE GRANT NO. 3-12-0063-050-2022](#)

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-002:

[A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR FISCAL YEAR ENDING SEPTEMBER 30, 2022; PROVIDING FOR AN EFFECTIVE DATE](#)

A motion to adopt was made by Council Member Brahier and seconded by Council Member Jones.

REGULAR AGENDA (CONT'D.)

The motion (to adopt Res. No. 2022-002) carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore, Sherri Myers
No: 0 None

11. [22-00006](#) FY21 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM: STATE

Recommendation: That City Council approve the acceptance the FY21 Edward Byrne Memorial Justice Assistance Grant (JAG) Program: State, agreement between the City of Pensacola and the State of Florida Department of Law Enforcement, Office of Criminal Justice Grants in the amount of \$55,104.00, upon award of the grant. Further, that City Council authorize the Mayor to take all actions necessary to execute the grant. Finally, that City Council adopt a supplemental budget resolution appropriating the grant funds.

A motion to approve was made by Council Member Brahier and seconded by Council Member Wiggins.

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore, Sherri Myers
No: 0 None

12. [2022-003](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-003 - FY21 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM: STATE

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-003

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

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

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore, Sherri Myers
No: 0 None

REGULAR AGENDA (CONT'D.)

13. [22-00013](#) BUREAU OF JUSTICE ASSISTANCE (BJA) FY20 CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING PROGRAM

Recommendation: That City Council approve the acceptance the BJA FY20 Coronavirus Emergency Supplemental Funding Program agreement between the City of Pensacola and the U.S. Department of Justice, Bureau of Justice Assistance, in the amount of \$81,255.00. Further, that City Council authorize the Mayor to take all actions necessary to accept the grant. Finally, that City Council adopt a supplemental budget resolution appropriating the grant funds.

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

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

14. [2022-004](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-004 - BUREAU OF JUSTICE ASSISTANCE (BJA) FY20 CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING PROGRAM

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-004

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

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

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

REGULAR AGENDA (CONT'D.)

15. [22-00012](#) STATE OF FLORIDA - FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION GRANT AGREEMENT NO. 21130 - BAARS PARK AND SANDER BEACH KAYAK FISHING TRAIL ACCESS UPGRADES PROJECT

Recommendation: That City Council approve the State of Florida - Florida Fish and Wildlife Conservation Commission (FWC) Grant Agreement No. 21130 in the amount of \$143,000 for Planning, Engineering and Design Services, and Permitting for Baars Park and Sanders Beach Kayak Fishing Trail Access Upgrades. Further, that City Council authorize the Mayor to take all actions necessary to accept and execute the grant. Finally, that City Council adopt a supplemental budget resolution to appropriate the grant funds.

A motion to approve was made by Council Member Jones and seconded by Council Member Brahier.

Public input was heard from Chris Curb.

Mayor Robinson (sponsor) responded accordingly to questions from Council Member Myers and clarified this is the planning stages of the project. He also responded to comments made by Mr. Curb.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

16. [2022-007](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-007 - STATE OF FLORIDA - FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION GRANT AGREEMENT NO. 21130 - BAARS PARK AND SANDERS BEACH KAYAK FISHING TRAIL ACCESS UPGRADES PROJECT

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-007

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2022; PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Jones and seconded by Council Member Brahier.

REGULAR AGENDA (CONT'D.)

Public input was heard from Chris Curb (regarding Res No. 2022-007).

Mayor Robinson (sponsor) made follow-up remarks responding to Mr. Curb's comments.

There being no further discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore, Sherri Myers
No: 0 None

17. [22-00019 PUBLIC WORKS AND FACILITIES - STATE OF FLORIDA - FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION \(FWC\) GRANT AGREEMENT NO. 21129 PENSACOLA MARITIME PARK PUBLIC FISHING MARINA](#)

Recommendation: That City Council approve the acceptance of the Florida Fish and Wildlife Conservation Commission Grant Agreement No. 21129 in an amount not to exceed \$3,038,895.00. Further, that City Council authorize the Mayor to take all actions necessary relating to the acceptance and finalization of the grant. Finally, that City Council adopt a Supplemental Budget Resolution to appropriate the grant funds.

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

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore, Sherri Myers
No: 0 None

REGULAR AGENDA (CONT'D.)

18. [2022-008 SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-008 - STATE OF FLORIDA - FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION \(FWC\) GRANT AGREEMENT NO. 21129 - PENSACOLA MARITIME PARK PUBLIC FISHING MARINA](#)

Recommendation: That the City Council adopt Supplemental Budget Resolution No. 2022-008.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2022; PROVIDING FOR AN EFFECTIVE DATE.

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

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

19. [2022-005 SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-005 - LAW ENFORCEMENT TRUST FUND \(LETF\) PURCHASES FOR THE PENSACOLA POLICE DEPARTMENT](#)

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-005.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2022; PROVIDING FOR AN EFFECTIVE DATE.

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

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

REGULAR AGENDA (CONT'D.)

20. [2022-006](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-006 - LAW ENFORCEMENT TRUST FUND (LETF) PURCHASES FOR THE PENSACOLA POLICE DEPARTMENT

Recommendation: That the City Council adopt Supplemental Budget Resolution No. 2022-006.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2022; PROVIDING FOR AN EFFECTIVE DATE.

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

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore, Sherri Myers
No: 0 None

21. [22-00035](#) AWARD OF BID #21-046 CECIL T. HUNTER POOL FACILITY REPLACEMENT PROJECT

Recommendation: That City Council award Bid #21-046 Cecil T. Hunter Pool Facility Replacement Project to Emerald Coast Constructors, Inc., of Pensacola Florida, the lowest and most responsible bidder with a base bid of \$1,530,000.00 plus a 10% contingency in the amount of \$153,000.00 for a total amount of \$1,683,000.00. Further, that City Council authorize the Mayor to execute the contract and take all action necessary to complete the project. Finally, that City Council adopt a supplemental budget resolution appropriating additional funding for the project.

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

Discussion took place with comments from Council Members Myers and Brahier with reference to the discussion during agenda conference.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore
No: 1 Sherri Myers

REGULAR AGENDA (CONT'D.)

22. [2022-009 SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-009 CECIL T. HUNTER POOL FACILITY REPLACEMENT PROJECT](#)

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-009

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2022; PROVIDING FOR AN EFFECTIVE DATE.

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

The motion carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore
No: 1 Sherri Myers

23. [2022-011 SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-011 - GARDEN STREET LANDSCAPE PROJECT - "A" STREET TO ALCANIZ STREET](#)

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-011.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2022; PROVIDING FOR AN EFFECTIVE DATE.

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

Council Member Myers made comments.

There being no further discussion, the vote was called.

The motion carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore
No: 1 Sherri Myers

REGULAR AGENDA (CONT'D.)

24. [22-00057](#) BAYVIEW PARK PLAYGROUND FUNDING FOR A Poured IN PLACE BASE VS. ENGINEERED WOOD FIBER.

Recommendation: That City Council allocate \$100,000 to the Bayview Park Playground project to allow for a Poured in Place Base.

A motion to approve was made by Council Member Jones and seconded by Council Member Wiggins.

Council Member Moore (sponsor) explained the intent for bringing this forward. He responded accordingly to questions from Council Member Myers.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore, Sherri Myers
No: 0 None

25. [22-00056](#) REFERRAL FROM ENVIRONMENTAL ADVISORY BOARD - REDUCTION AND REMOVAL OF STYROFOAM PRODUCTS INCLUDING DRINK CONTAINERS AND TO USE ALTERNATIVE PAPER BASED PRODUCTS

Recommendation: Recommendation from the Environmental Advisory Board: That City Council be encouraged to [work with the Mayor's Office] to extend the action taken in 19-00034 for the reduction and removal of Styrofoam products in City Hall to all city departments and facilities to stop purchasing Styrofoam products, including drink containers and to use alternative paper based products.

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

Mayor Robinson made comments. Council Member Myers (co-sponsor) explained why she believes this is an important issue.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
 Casey Jones, Jared Moore, Sherri Myers
No: 0 None

REGULAR AGENDA (CONT'D.)**26. [01-22 PROPOSED ORDINANCE NO. 01-22: PROPOSED AMENDMENT TO CHAPTER 7-9 OF THE CODE OF THE CITY OF PENSACOLA - DOCKLESS SHARED MICROMOBILITY DEVICES PILOT PROGRAM](#)**

Recommendation: The City Council approve Proposed Ordinance No. 01-22 on first reading:

AN ORDINANCE OF THE CITY OF PENSACOLA, FLORIDA AMENDING CHAPTER 7-9 OF THE CODE OF THE CITY OF PENSACOLA TO REGULATE A DOCKLESS SHARED MICROMOBILITY DEVICE PILOT PROGRAM; PROVIDING FOR INDEMNIFICATION AND INSURANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Hardcopies of a revised draft of P.O. No. 03-22 and revised map of proposed franchise area were provided at Council's places based on additional input from stakeholders and discussion during the January 18th agenda conference (on file with background materials).

Discussion ensued among Council with City Attorney Pepler and Transportation Planner Cerame responding accordingly to comments and questions. Mayor Robinson (sponsor) also provided input.

Based on discussion, a motion to amend was made by Council Member Brahier and seconded by Council Member Moore to approve revisions presented to Section 7-9-4 adding Subsection (s) "No micromobility device shall be operational and available for use between the hours of 12:00 am and 5:00 am, Friday morning through Sunday morning." and striking references to proposed language regarding identifying downtown core and striking all language identifying downtown core streets (striking Subsections 1 through 11 as provided in the revised draft at Council's places). Additionally, striking all references to "micromobility devices and motorized scooters" throughout Chapter 7-9 with the intent that these regulations apply only to "shared micromobility devices".

Ivan Levine requested to address Council regarding this proposed ordinance and was called at this time but was no longer in attendance.

Mayor Robinson indicated he has been in communication with Mr. Levine regarding his concerns.

There being no further discussion, **the vote on the amendment was called.**

REGULAR AGENDA (CONT'D.)

The motion **to amend** (P.O. No. 01-22) carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

There being no further discussion, **the vote on the main motion as amended was called.**

The main motion **as amended** carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

27. [05-22 PROPOSED ORDINANCE NO. 05-22 - AMENDING SECTION 11-4-182 OF THE CITY CODE - USE OF RIGHTS-OF-WAY BY WIRELESS COMMUNICATIONS FACILITIES](#)

Recommendation: That City Council approve Proposed Ordinance No. 05-22 on first reading:

AN ORDINANCE AMENDING SECTION 11-4-182 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; USE OF RIGHTS-OF-WAY BY WIRELESS COMMUNICATIONS FACILITIES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

A motion to approve on first reading (as revised and presented during the January 18th agenda conference - - on file with background materials) was made by Council Member Jones and seconded by Council Member Moore.

Council Member Jones (sponsor) explained the intent of the proposed amendments. Mayor Robinson and Council Member Broughton made comments.

Upon conclusion of discussion, called for the vote.

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

REGULAR AGENDA (CONT'D.)

28. [52-21](#) PROPOSED ORDINANCE NO. 52-21 - GENERAL PENSION & RETIREMENT PLAN ORDINANCE AMENDING TERMS OF EMPLOYEE ELECTED BOARD MEMBERS

Recommendation: That City Council adopt Proposed Ordinance No. 52-21 on second reading.

AN ORDINANCE AMENDING SECTION 9-4-103 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, PENSION BOARD TO PROVIDE FOR SIX YEAR TERMS FOR EMPLOYEE ELECTED MEMBERS OF THE PENSION BOARD FOR THE GENERAL PENSION AND RETIREMENT FUND OF THE CITY; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE. ([Ordinance No. 01-22](#))

A motion to adopt was made by Council Member Jones and seconded by Council Member Wiggins.

The motion carried by the following vote:

Yes: 7 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore, Sherri Myers
No: 0 None

29. [2022-001](#) RESOLUTION NO. 2022-001 SUPPORTING AN APPLICATION FOR TRANSPORTATION ALTERNATIVES PROGRAM FUNDING

Recommendation: That City Council adopt Resolution No. 2022-001:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA SUPPORTING AN APPLICATION FOR TRANSPORTATION ALTERNATIVES PROGRAM FUNDING TO DESIGN AND CONSTRUCT A MULTI-USE PATH AT HOLLICE T. WILLIAMS PARK; PROVIDING FOR AN EFFECTIVE DATE.

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

Some discussion took place with Transportation Planner Cerame responding accordingly to questions. Mayor Robinson (sponsor) also provided input.

The motion carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, Teniade Broughton,
Casey Jones, Jared Moore,
No: 1 Sherri Myers

COUNCIL EXECUTIVE'S REPORT

Council Executive Kraher reminded Council of an upcoming workshop scheduled for January 26th beginning at 5:30 P.M. to discuss *Preliminary Feasibility Study regarding Electric Utility*.

MAYOR'S COMMUNICATION

Mayor Robinson reiterated City services will be closed or delayed tomorrow due to expected inclement weather. Also, he will bring forward an action item for Council consideration at the February 10th Council meeting regarding Community Maritime Park Parcels 4 and 5.

COUNCIL COMMUNICATIONS

Council Member Brahier thanked City staff for their collaboration on City Council initiatives.

Council Member Broughton requested an update on relocation efforts of homeless individuals within the I-110 encampment (Hollice T. Williams Greenway). Mayor Robinson responded accordingly along with Neighborhood Administrator Powell.

Council Member Myers provided an update on the development of a car wash at 2660 Creighton Road which possible removal of trees along the sidewalk facing Creighton Road was discussed during agenda conference on January 18th. She has been advised by Building Official Bilby that the plans indicate those trees will not be removed, but he is trying to get in touch with the project architect to confirm since it appears the trees are "tagged". She also made follow-up remarks concerning the relocation efforts of homeless individuals within the I-110 encampment (Hollice T. Williams Greenway). Mayor Robinson made follow-up remarks on the tree issue at 2660 Creighton Road indicating the "tagging" could have various implications.

CIVIC ANNOUNCEMENTS

None

SECOND LEROY BOYD FORUM

None

ADJOURNMENT

WHEREUPON the meeting was adjourned at 7:55 P.M.

Adopted: February 10, 2022

Approved: *Ann Hill*
Ann Hill, President of City Council

Attest:

Ericka L. Burnett
Ericka L. Burnett, City Clerk