



City of Pensacola

CITY COUNCIL

Regular Meeting Minutes

May 11, 2023

5:30 P.M.

Council Chambers

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

ROLL CALL

Council Members Present: Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier, Teniade Broughton, Jared Moore, Allison Patton

Council Members Absent: None

Also Present: Mayor D.C. Reeves

INVOCATION

Moment of Silence

PLEDGE OF ALLEGIANCE

Council Member Teniade Broughton

AWARDS

Mayor Reeves along with City staff and others presented certificates to *2022-2023 Pensacola Youth Council*.

Mayor Reeves recognized Financial Services staff for their accomplishment in receiving the Government Finance Officers Association Distinguish Budget Presentation Award for its Fiscal Year 2022 Financial Report.

FIRST LEROY BOYD FORUM

Denise Manassa: Director of Community Prevention with CDAC addressed Council regarding drug awareness campaigns and the upcoming *Pensacola Opioid Summit* on June 15th.

APPROVAL OF MINUTES

1. [23-00406](#) APPROVAL OF MINUTES: REGULAR MEETING DATED APRIL 27, 2023

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

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

APPROVAL OF AGENDA

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

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

CONSENT AGENDA

2. [23-00363](#) PLACING AN ADDITIONAL PLAQUE ON AN EXISTING BENCH LOCATED IN BARTRAM PARK IN HONOR OF JAMES WINSTEAD

Recommendation: That City approve the placement of an additional plaque on an existing bench in Bartram Park in honor of James Winstead.

3. [23-00366](#) DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL MEMBER JARED MOORE - DISTRICT 4

Recommendation: That City Council approve funding of \$1,000 to Independence for the Blind of West Florida from the City Council Discretionary Funds for District 4.

A motion to approve consent agenda items 2 and 3 was made by Council Member Moore and seconded by Council Member Patton.

CONSENT AGENDA (CONT'D.)

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

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

REGULAR AGENDA

4. [23-00365](#) DECLARATION OF SURPLUS AND DISPOSITION (SALE) OF REAL PROPERTY - PORTION OF 900 EAST JACKSON STREET

Recommendation: That City Council declare as surplus a small portion of the real property located at 900 East Jackson Street (Parcel Ref. No. 182S305001000000) adjacent to the Unity of Pensacola church and authorize the Mayor to dispose of this portion of the parcel via direct negotiation with Sanctuary Event Center Pensacola LLC. Also, that City Council waive a portion of the Disposition of City-Owned Real Property policy regarding pre-disposition mailout notices to radial property owners. Finally, that City Council authorize the Mayor to take all action necessary to execute and administer the sale consistent with the Mayor's Executive Powers as granted by the City Charter.

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

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

5. [23-00384](#) PENSACOLA AND PERDIDO BAYS ESTUARY PROGRAM (PPBEP) FIRST AMENDED AND RESTATED INTERLOCAL AGREEMENT

Recommendation: That City Council approve the PPBEP First Amended and Restated Interlocal Agreement.

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

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

REGULAR AGENDA (CONT'D.)

6. [23-00236](#) MEMORANDUM OF AGREEMENT WITH THE CHAPPIE JAMES MUSEUM OF PENSACOLA INC. FOR ADMINISTRATION OF AFRICAN AMERICAN HISTORICAL AND CULTURAL GRANT #23.S.AA.900.120 - GENERAL CHAPPIE JAMES MUSEUM AND FLIGHT ACADEMY EXPANSION

Recommendation: That City Council approve a Memorandum of Understanding with the Chappie James Museum of Pensacola, Inc. for administration of African American Historical and Cultural Grant #23.S.AA.900.120 to support the General Chappie James Museum and Flight Academy Expansion project. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this grant, consistent with the terms of the grant and the Mayor's Executive Powers as granted in the City Charter. Also, that City Council accept the grant and adopt a supplemental budget resolution appropriating the funds.

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

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

7. [2023-022](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2023-022 - AFRICAN AMERICAN HISTORICAL AND CULTURAL GRANT #23.S.AA.900.120 - GENERAL CHAPPIE JAMES MUSEUM AND FLIGHT ACADEMY EXPANSION

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2023-022.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2023; PROVIDING FOR AN EFFECTIVE DATE.

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

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

REGULAR AGENDA (CONT'D.)

8. [23-00237](#) FIRST AMENDED AND RESTATED LEASE AGREEMENT WITH THE CHAPPIE JAMES MUSEUM OF PENSACOLA, INC.

Recommendation: That City Council approve the First Amended and Restated Lease Agreement with the Chappie James Museum of Pensacola, Inc. for operation of the commemorative Chappie James Museum located at 1606 Dr. Martin Luther King, Jr. Drive.

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

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

9. [23-00238](#) SECOND AMENDED AND RESTATED LEASE AGREEMENT WITH THE DANIEL CHAPPIE JAMES FLIGHT ACADEMY, INC.

Recommendation: That City Council approve the Second Amended and Restated Lease Agreement with the Daniel Chappie Flight Academy, Inc. for operation of a youth flight academy located at 1608 Dr. Martin Luther King, Jr. Drive.

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 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

REGULAR AGENDA (CONT'D.)

10. [23-00381](#) INTERLOCAL AGREEMENT WITH THE COMMUNITY REDEVELOPMENT AGENCY FOR FUNDING OF STREETScape IMPROVEMENTS TO SPRING STREET PURSUANT TO A MASTER REDEVELOPMENT AGREEMENT

Recommendation: That the City Council approve an interlocal agreement between the City of Pensacola (City) and the Community Redevelopment Agency (CRA), to permit the City to issue to the CRA a loan of up to \$1,482,278 plus \$139,329.48 in capitalized interest for a total value of \$1,621,597.48 to fund streetscape improvements along Spring Street from Garden to Romana Streets pursuant to the Master Redevelopment Agreement between the CRA, the City and 200 West Garden, LLC and 27 Spring Condos, LLC. Provided, however, that the CRA may pre-pay the balance of the loan in whole or in part at any time, without penalty. Finally, that the City Council authorize the Mayor to execute the agreement, consistent with the terms of the agreement and the Mayor's Executive Powers as granted in the City Charter.

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

Finance Director Lovoy responded accordingly to questions from Council Member Brahier.

There being no further discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

REGULAR AGENDA (CONT'D.)

11. [2023-040](#) RESOLUTION NO. 2023-040 - APPROVING MASTER REDEVELOPMENT AGREEMENT FOR SPRING STREETScape IMPROVEMENTS FROM GARDEN TO ROMANA

Recommendation: That City Council adopt Resolution No. 2023-040:

A RESOLUTION OF THE CITY OF PENSACOLA, FLORIDA RELATING TO COMMUNITY REDEVELOPMENT WITHIN THE URBAN CORE COMMUNITY REDEVELOPMENT AREA; PROVIDING FINDINGS; APPROVING AND AUTHORIZING EXECUTION OF A MASTER REDEVELOPMENT AGREEMENT BETWEEN THE AGENCY, THE CITY OF PENSACOLA, FLORIDA, 200 WEST GARDEN LLC AND 97 SPRING CONDOS LLC PROVIDING FOR THE REDEVELOPMENT OF CERTAIN PROPERTY LOCATED IN THE REDEVELOPMENT AREA CONSISTING OF RIGHT OF WAY, STREETScape IMPROVEMENTS; AND PROVIDING AN EFFECTIVE DATE.

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

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

12. [23-00293](#) FY23 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM: STATE

Recommendation: That City Council accept the Edward Byrne Memorial Justice Assistance Grant (JAG), Grant# 15PBJA-21-GG-00241-MUMU for C-8081:IN-CAR RADIOS FOR PPD OFFICERS in the amount of \$50,322.00. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this grant, consistent with the terms of the grant and the Mayor's Executive Powers as granted in the City Charter. Also, that City Council adopt a supplemental budget resolution appropriating the grant funds.

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

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

REGULAR AGENDA (CONT'D.)

13. [2023-031](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2023-031 - FY23 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM: STATE

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2023-031.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2023; PROVIDING FOR AN EFFECTIVE DATE

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

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

14. [11-23](#) PROPOSED ORDINANCE NO. 11-23 - AMENDING SECTION 9-10-1 OF THE CITY CODE - FIREFIGHTER SUPPLEMENTAL BENEFITS

Recommendation: That City Council approve Proposed Ordinance No. 11-23 on first reading.

AN ORDINANCE AMENDING SECTION 9-10-1 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING FIREFIGHTER PENSION BENEFITS SUPPLEMENTAL TO BENEFITS PROVIDED BY STATE STATUTE; TO COMPLY WITH CHAPTER 2019-21, LAWS OF FLORIDA, AS AMENDED; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

A motion to pass on first reading was made by Council Member Patton and seconded by Council Member Jones.

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

REGULAR AGENDA (CONT'D.)

15. [09-23](#) AN ORDINANCE AMENDING SECTIONS 7-4-1, 7-4-2, 7-4-3, 7-4-4, 7-4-6, AND 7-4-11 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; REMOVING AUTHORITY TO OPERATE BOTTLE CLUBS; ADDING DEFINITION OF RESTAURANT; LIMITING RESTRICTION ON NUMBER AND LOCATION OF ESTABLISHMENTS WHERE ALCOHOLIC BEVERAGES CAN BE SOLD; EXPANDING THE EXEMPTION FOR RESTAURANT TO SELL ALCOHOLIC BEVERAGES.

Recommendation: That City Council adopt Proposed Ordinance No. 09-23 on second reading.

AN ORDINANCE AMENDING SECTIONS 7-4-1, 7-4-2, 7-4-3, 7-4-4, 7-4-6, AND 7-4-11 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; REMOVING AUTHORITY TO OPERATE BOTTLE CLUBS; ADDING DEFINITION OF RESTAURANT; LIMITING RESTRICTION ON NUMBER AND LOCATION OF ESTABLISHMENTS WHERE ALCOHOLIC BEVERAGES CAN BE SOLD; EXPANDING THE EXEMPTION FOR RESTAURANT TO SELL ALCOHOLIC BEVERAGES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

Reference was made to hardcopies of a revised version of Proposed Ordinance No. 09-23. Mayor Reeves (sponsor) provided an explanation of the revisions adding language to Section 7-4-1 definition of "Restaurant"; striking language in Section 7-4-4 (c); adding language to Section 7-4-6 (b); and striking language in Section 7-4-11. (on file).

A motion to amend (accepting the revisions) was made by Council Member Jones and seconded by Council Member Patton.

Mayor Reeves clarified the intent of the revisions.

Prior to calling for public input it was clarified that speakers should address the amendment on the floor.

Public input was heard from Tommy White.

Mayor Reeves responded providing further clarification.

ADJOURNMENT

WHEREUPON the meeting was adjourned at 6:41 P.M.

Adopted: _____

Approved: _____
Delarian Wiggins, President of City Council

Attest:

Ericka L. Burnett, City Clerk