



City of Pensacola

CITY COUNCIL

Regular Meeting Minutes

October 27, 2022

5:30 P.M.

Council Chambers

Council President Hill called the meeting to order at 5:31 P.M.

ROLL CALL

Council Members Present: Ann Hill, Delarian Wiggins, Jennifer Brahier, Casey Jones, Jared Moore, Sherri Myers

Council Members Absent: Teniade Broughton

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.

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 Vice President Delarian Wiggins

FIRST LEROY BOYD FORUM

Dan Lindemann: Addressed Council regarding the need for permanent restroom facilities at Veteran's Memorial Park which he has advocated for many years (provided copies of correspondence - - on file) and inquired of the City's ADA Self Evaluation and Transition Plan.

Some follow-up discussion took place with comments from Council Member Myers and Mayor Robinson.

AWARDS

None

APPROVAL OF MINUTES

1. [22-01072 APPROVAL OF MINUTES: REGULAR MEETING DATED OCTOBER 13, 2022](#)

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

The motion carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, 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 Jones and seconded by Council Member Wiggins.

The motion carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, Casey Jones, Jared Moore, Sherri Myers
No: 0 None

CONSENT AGENDA

2. [22-00986](#) AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN THE CITY OF PENSACOLA AND ESCAMBIA COUNTY FOR BURGESS ROAD SIDEWALK AND DRAINAGE IMPROVEMENTS PROJECT

Recommendation: That City Council approve the Amendment to the Interlocal Agreement between the City of Pensacola and Escambia County for the Burgess Road Sidewalk and Drainage Improvement Project.

3. [22-00999](#) INTERLOCAL AGREEMENT - PENSACOLA-ESCAMBIA COUNTY PROMOTION AND DEVELOPMENT COMMISSION

Recommendation: That City Council approve and authorize the Mayor to take the actions necessary to execute the Interlocal Agreement between the Escambia County Board of County Commissioners and the City of Pensacola relating to the funding of the Pensacola-Escambia County Promotion and Development Commission (PEDC) for FY 2023.

4. [22-01012](#) WRITE-OFF OF UNCOLLECTIBLE GOVERNMENTAL ACCOUNTS RECEIVABLE

Recommendation: That City Council approve the write-off of \$10,416.67 in unpaid annual lease fees due from Gulf Coast Tennis Group, LLC.

5. [22-01029](#) WRITE-OFF OF UNCOLLECTIBLE GOVERNMENTAL ACCOUNTS RECEIVABLE

Recommendation: That City Council approve the write-off of \$44,635.11 in unpaid ad valorem equivalent payments due from the late Gary Lowry and \$5,345.00 in unpaid ad valorem equivalent payments due from Aberfeldy Home Construction LLC, retroactive to September 30, 2022.

6. [22-01014](#) REVISED: AWARD OF CONTRACT - ITB NO. 22-052 BERTH 2/3 CORNER FENDERS REPAIRS PROJECT AT PORT OF PENSACOLA - GULF MARINE CONSTRUCTION INC.

Recommendation: That City Council award Bid No. 22-052 for Berth 2/3 Corner Fender Repairs Project at the Port of Pensacola to Gulf Marine Construction Inc. of Pensacola, Florida with a base bid of \$109,490.00 plus 10% contingency of \$10,949.00 for a total of \$120,439.00. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this contract and complete the work, consistent with the bid, contracting documents, and the Mayor's Executive Powers as granted in the City Charter.

CONSENT AGENDA (CONT'D.)

7. [22-01056](#) DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL MEMBER CASEY JONES - DISTRICT 3

Recommendation: That City Council approve funding of \$1,000 for OnBikes Pensacola and \$500 for the H.Y.P.E. Annual Turkey Drive from the City Council Discretionary Funds for District 3.

8. [22-01057](#) DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL VICE PRESIDENT DELARIAN WIGGINS - DISTRICT 7

Recommendation: That City Council approve funding of \$500 to OnBikes Pensacola from the City Council Discretionary Funds for District 7.

A motion to approve consent agenda items 2, 3, 4, 5, 6, 7, and 8 was made by Council Member Moore and seconded by Council Member Brahier.

The motion carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, Casey Jones, Jared Moore, Sherri Myers
No: 0 None

REGULAR AGENDA

9. [22-01055](#) CITY COUNCIL CONSENT TO THE MAYOR'S APPOINTMENT OF STEPHEN RINGL AS DIRECTOR OF INNOVATION AND TECHNOLOGY

Recommendation: That City Council consent to the Mayor's appointment of Stephen Ringl as Director of Innovation and Technology in accordance with City Charter Section 4.01(a)(7)

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

Mayor Robinson made comments and Mr. Ringl was provided an opportunity to address Council in response to a question from Council Member Brahier.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, Casey Jones, Jared Moore, Sherri Myers
No: 0 None

REGULAR AGENDA (CONT'D.)10. [22-01033 APPOINTMENT - ENVIRONMENTAL ADVISORY BOARD](#)

Recommendation: That City Council appoint an at-large resident or property owner of the City to the Environmental Advisory Board to fill an unexpired term ending March 1, 2024.

Council Member Brahier spoke on behalf of nominee, Cheyenna Novotny and Council President Hill spoke on behalf of nominee Michael Swords. Brief discussion took place.

Upon conclusion of discussion, Council President Hill called for a ballot vote.

Balloting and tallying took place.

Council President Hill announced that City Council appointed Cheyenna Novotny as at-large resident or property owner of the City to the Environmental Advisory Board to fill an unexpired term ending March 1, 2024.

11. [22-01008 CONTRACT WITH VEORIDE, INC. TO OPERATE AS A VENDOR FOR THE DOCKLESS SHARED MICROMOBILITY PROGRAM](#)

Recommendation: That City Council approve a contract with VeoRide, Inc. to operate as a Dockless Shared Micromobility Program vendor in the City of Pensacola. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this contract and complete the work, consistent with the contracting documents and the Mayor's Executive Powers as granted in the City Charter.

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

Brief discussion took place. Carol Antunez, Policy & Partnerships Manager for VeoRide, Inc. was provided an opportunity to address Council in response to comments and questions. Mayor Robinson made follow-up remarks.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 6	Ann Hill, Delarian Wiggins, Jennifer Brahier, Casey Jones, Jared Moore, Sherri Myers
No: 0	None

REGULAR AGENDA (CONT'D.)

12. [22-01041](#) THIRD ADDENDUM TO THE PARTIAL ASSIGNMENT TO INSPIRED COMMUNITIES OF FLORIDA LLC OF THE OPTION AGREEMENT BETWEEN THE CITY OF PENSACOLA AND STUDER PROPERTIES LLP

Recommendation: That City Council approve and authorize the Mayor to execute the Third Addendum to the Partial Assignment to Inspired Communities of Florida LLC of the Option Agreement between the City of Pensacola and Studer Properties LLP for the development of Parcels 3, 6, and 8 of the Vince J. Whibbs Sr. Community Maritime Park, removing the previously-held option for Parcel 9 and extending the agreement for twelve months through September 30, 2023. Also, that City Council authorize the Mayor to take the actions necessary to execute and administer this 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 Brahier.

The motion carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, Casey Jones, Jared Moore, Sherri Myers
No: 0 None

13. [22-01042](#) LEASE - GROUND SUBLEASE WITH NORTHWEST FLORIDA PROFESSIONAL BASEBALL LLC FOR PARCEL 9 OF THE VINCE J. WHIBBS SR. COMMUNITY MARITIME PARK

Recommendation: That City Council approve and authorize the Mayor to execute the Ground Sublease for Parcel 9 of the Vince J. Whibbs Sr. Community Maritime Park with Northwest Florida Professional Baseball LLC (NFPB) for the construction and use of batting cages and other stadium amenities, through March 31, 2032 and coterminous with the Multi-Use Facility Non-Exclusive Use Agreement for Blue Wahoos Stadium. Also, that City Council authorize the Mayor to take the actions necessary to execute and administer this sublease, consistent with the terms of the sublease 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.

The motion carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, Casey Jones, Jared Moore, Sherri Myers
No: 0 None

REGULAR AGENDA (CONT'D.)14. [22-00973](#) FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) SUBGRANT FOR HIGHWAY TRAFFIC FUNDS

Recommendation: That City Council accept the FY 2023 Florida Department of Transportation (FDOT) Subgrant for Highway Traffic Safety Funds in the amount of \$45,000. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer the grant, consistent with the terms of the grant and the Mayor's Executive Powers as granted in the City Charter. Finally, that City Council adopt the supplemental budget resolution appropriating grant funds.

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

Deputy City Administrator Forte briefly explained the purpose of the funding. Council Member Moore made comments with Deputy Police Chief Christman elaborating on the specific uses of the funding and responding to questions from Council Member Myers. Mayor Robinson also provided input.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, Casey Jones, Jared Moore, Sherri Myers
No: 0 None

15. [2022-098](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-098 FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) SUBGRANT FOR HIGHWAY TRAFFIC FUNDS

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-098.

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

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

REGULAR AGENDA (CONT'D.)

The motion (to adopt Res. No. 2022-098) carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, Casey Jones, Jared Moore, Sherri Myers
No: 0 None

16. [22-01010](#) FIRST AMENDMENT TO JOINT PARTICIPATION AGREEMENT (JPA) CONTRACT NO. ASR43 WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION - LANDSCAPING OF ADDITIONAL STATE ROADS

Recommendation: That City Council approve the First Amendment to the Joint Participation Agreement (JPA) Contract No. ASR43 between the Florida Department of Transportation and the City of Pensacola for landscaping of additional state roads. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this First Amendment to JPA Contract No. ASR43, consistent with the terms of the agreement and the Mayor's Executive Powers as granted in the City Charter. Also, that City Council adopt a supplemental budget resolution appropriating the funds.

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

Mayor Robinson made comments thanking staff and explaining the additional roadways to be enhanced. Council Member Myers made comments regarding state funding for beautification of roadways within City limit with Mayor Robinson responding.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, Casey Jones, Jared Moore, Sherri Myers
No: 0 None

17. [2022-105](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-105 - FIRST AMENDMENT TO THE JOINT PARTICIPATION AGREEMENT (JPA) CONTRACT NO. ASR43 - LANDSCAPING OF STATE ROADS

Recommendation: That the City Council adopt Supplemental Budget Resolution No. 2022-105:

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

REGULAR AGENDA (CONT'D.)

A motion was to adopt (Res. No. 2022-105) was made by Council Member Jones and seconded by Council Member Moore.

The motion carried by the following vote:

Yes: 6 Ann Hill, Delarian Wiggins, Jennifer Brahier, Casey Jones, Jared Moore, Sherri Myers
No: 0 None

18. [52-22](#) PROPOSED ORDINANCE NO. 52-22 - PROPOSED AMENDMENT TO CHAPTER 7-9 OF THE CODE OF THE CITY OF PENSACOLA - DOCKLESS SHARED MICROMOBILITY DEVICES PROGRAM

Recommendation: That City Council adopt Proposed Ordinance No. 52-22 on second 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 PROGRAM; PROVIDING FOR INDEMNIFICATION AND INSURANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. ([Ordinance No. 33-22](#))

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, Casey Jones, Jared Moore, Sherri Myers
No: 0 None

19. [53-22](#) PROPOSED ORDINANCE NO. 53-22 - PROPOSED AMENDMENT - CITY OF PENSACOLA LAND DEVELOPMENT CODE CHAPTER 12-6 - APPENDIX A PROTECTED TREE LIST - INCLUSION OF QUERCUS HEMISPHERICA (DARLINGTON OAK)

Recommendation: That City Council adopt Proposed Ordinance No. 53-22 on second reading.

AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE, TITLE 12, CHAPTER 12-6, APPENDIX A, OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA TO ADD QUERCUS HEMISPHERICA TO THE LIST OF PROTECTED TREES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE. ([Ordinance No. 34-22](#))

REGULAR AGENDA (CONT'D.)

A motion (to adopt P.O. No. 53-22) 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, Casey Jones, Jared Moore, Jennifer Brahier, Sherri Myers
No: 0	None

COUNCIL EXECUTIVE'S REPORT

None

MAYOR'S COMMUNICATION

Mayor Robinson made comments regarding yesterday's event at the Port for *Commerce Day*, and newly installed LED lighting in City Hall parking lot.

COUNCIL COMMUNICATIONS & CIVIC ANNOUNCEMENTS

Council Member Myers commented on her disappointment with newly installed playground equipment describing it as non-inclusive for people with disabilities and that she hopes Mayor-Elect Reeves will be sensitive to the needs of people with disabilities.

Council Vice President Wiggins advised he was contacted by the Audubon Society about removal and relocation of trees at Bruce Beach due to construction. Some discussion took place with Parks & Recreation Director Stills responding to questions and elaborating on efforts for successful relocation of the trees. Council Member Brahier and Mayor Robinson also engaged in the discussion.

SECOND LEROY BOYD FORUM

None

ADJOURNMENT

WHEREUPON the meeting was adjourned at 6:33 P.M.

Adopted: _____

Approved: _____
Ann Hill, President of City Council

Attest:

Ericka L. Burnett, City Clerk