



City of Pensacola

CITY COUNCIL

Regular Meeting Minutes

October 14, 2021

5:30 P.M.

Council Chambers

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

ROLL CALL

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

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 Sherri Myers

FIRST LEROY BOYD FORUM

The following individuals addressed Council encouraging the City to conduct a feasibility study on electric utility service:

Warran Rhea

Christian Wagley

Daniel Lindemann: Addressed Council regarding an incident involving a wounded homeless man on Palafox Street near his business, as well as the encampment under the I-110 overpass (within Hollice T. Williams Greenway). He urged Council to address issues of homelessness and affordable housing at each Council meeting.

AWARDS

Mayor Robinson presented two (2) proclamations as follows: 1) Recognizing Baptist Healthcare (Baptist Hospital) Organization's 70 years of bring healthcare to the Pensacola community; and 2) Recognizing Bayou Hills Run race winners of the 5K and 10K Championships which benefits Creative Learning Academy and Pensacola Sports Association and is one of the oldest running events beginning in 1978.

APPROVAL OF MINUTES

1. [21-00902](#) APPROVAL OF MINUTES: REGULAR MEETING DATED SEPTEMBER 23, 2021

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

APPROVAL OF AGENDA

Council President Moore indicated Item 16, 21-0021-00834 has been pulled by Mayor Robinson (sponsor) and will be placed on the 10/28 Council meeting agenda; and Council President Moore requested Item 21, 21-00891 be moved to the top of the regular agenda.

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

The motion carried by the following vote:

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

CONSENT AGENDA

2. [21-00687](#) 2020 HOME INVESTMENT PARTNERSHIPS PROGRAM
INTERLOCAL AGREEMENT

Recommendation: That City Council approve the 2020 HOME Investment Partnerships Program (HOME) interlocal agreement with Escambia County providing for the City of Pensacola's participation in the HOME program. Further, that City Council authorize the Mayor to take all actions necessary to execute all documents relating to the program's administration.

3. [21-00819](#) 2021 HOME INVESTMENT PARTNERSHIPS PROGRAM
INTERLOCAL AGREEMENT

Recommendation: That City Council approve the 2021 HOME Investment Partnerships Program (HOME) interlocal agreement with Escambia County providing for the City of Pensacola's participation in the HOME program. Further, that City Council authorize the Mayor to take all actions necessary to execute all documents relating to the program's administration.

CONSENT AGENDA (CONT'D.)

4. [21-00751](#) AWARD OF BID #21-037 CROSS STREET, DR MARTIN LUTHER KING JR DRIVE TO 9TH AVENUE DRAINAGE IMPROVEMENTS PROJECT

Recommendation: That City Council award Bid #21-037 Cross Street, Martin Luther King Jr Drive to 9th Avenue Drainage Improvements Project to Site and Utility LLC, of Pensacola Florida, the lowest and most responsible bidder with a base bid of \$143,470.00 plus additive alternate #1, in the amount of \$52,135.00 plus additive alternate #2, in the amount of \$0.00 plus a 10% contingency in the amount of \$19,560.50 for a total amount of \$215,165.50. Further, that City Council authorize the Mayor to execute the contract and take all action necessary to complete the project.

5. [21-00841](#) APPOINTMENT - PENSACOLA-ESCAMBIA DEVELOPMENT COMMISSION

Recommendation: That City Council appoint Dr. Lusharon Wiley to the Pensacola-Escambia Development Commission to fill an unexpired term ending June 30, 2023.

6. [21-00845](#) APPOINTMENT - PARKS AND RECREATION BOARD

Recommendation: That City Council appoint Mike O'Donovan to fill an unexpired term ending March 31, 2022.

A motion to approve consent agenda items 2, 3, 4, 5, and 6 was made by Council Member Wiggins and seconded by Council Member Jones.

The motion carried by the following vote:

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

REGULAR AGENDA**21. [21-00891](#) LETTER OF SUPPORT FOR FLORIDA WEST ECONOMIC DEVELOPMENT ALLIANCE IN SUPPORT OF BUILD BACK BETTER PHASE 1 PROPOSAL**

Recommendation: That City Council authorize the Council President to prepare and sign a letter of support on behalf of the City Council, supporting Florida West's Build Back Better Phase 1 proposal.

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

Council Member Myers asked for a summary of the proposal with Scott Luth, Chief Executive Director of FloridaWest Economic Development Alliance responded accordingly.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

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

7. [21-00844](#) APPOINTMENT - ARCHITECTURAL REVIEW BOARD

Recommendation: That City Council appoint a property or business owner within the Palafox Historic Business District to a two year term, expiring September 30, 2023.

Council President provided an opportunity for incumbent/nominee to address Council:

Brian Spencer

John McCorvey

Council Members Broughton, Wiggins, and Hill made comments in support of Mr. McCorvey.

Council President Moore **called for a ballot vote**. While balloting and tallying took place he moved on to the next item.

Following Item 8 (21-00809), **Council President announced ballot results that City Council appointed John McCorvey, a property or business owner within the Palafox Historic Business District for a two-year term, expiring September 30, 2023.**

REGULAR AGENDA (CONT'D.)

8. [21-00809](#) PUBLIC HEARING: PROPOSED AMENDMENT TO THE LAND DEVELOPMENT CODE - REPEAL OF SECTION 12-3-65 - PARKING FOR CERTAIN USES PROHIBITED

Recommendation: That City Council conduct a public hearing on October 14, 2021 to consider the repeal of Section 12-3-65 of the Land Development Code - Parking for Certain Uses Prohibited.

Planning Services Director Morris explained the proposed amendment before Council as outlined in the memorandum dated 10/14/21.

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

The motion carried by the following vote:

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

9. [40-21](#) PROPOSED ORDINANCE NO. 40-21 - AMENDMENT TO THE LAND DEVELOPMENT CODE - REPEAL OF SECTION 12-3-65 - PARKING FOR CERTAIN USES PROHIBITED

Recommendation: That City Council approve Proposed Ordinance No. 40-21 on first reading.

AN ORDINANCE REPEALING SECTION 12-3-65 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA: PARKING FOR CERTAIN USES PROHIBITED; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

The motion carried by the following vote:

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

REGULAR AGENDA (CONT'D.)

10. [21-00811](#) PUBLIC HEARING: PROPOSED AMENDMENT TO THE LAND DEVELOPMENT CODE - TABLE 12-3.9 - REGULATIONS FOR THE NORTH HILL PRESERVATION ZONING DISTRICT

Recommendation: That City Council conduct a public hearing on October 14, 2021 to consider a proposed amendment to Table 12-3.9 of the Land Development Code, pertaining to North Hill Preservation multiple-family zoning district - PR-2.

Planning Services Director Morris explained the proposed amendment before Council as outlined in the memorandum dated 10/14/21 and provided overhead slides.

Public input was heard from Jo MacDonald.

Mayor Robinson made follow-up remarks.

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

The motion carried by the following vote:

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

11. [41-21](#) PROPOSED ORDINANCE NO. 41-21 - AMENDMENT TO THE LAND DEVELOPMENT CODE - TABLE 12-3.9 - REGULATIONS FOR THE NORTH HILL PRESERVATION DISTRICTS - PR-2 MINIMUM LOT SIZE REQUIREMENTS

Recommendation: That City Council approve Proposed Ordinance No. 41-21 on first reading:

AN ORDINANCE AMENDING TABLE 12-3.9 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, REGULATIONS FOR THE NORTH HILL PRESERVATION ZONING DISTRICT; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

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

The motion carried by the following vote:

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

REGULAR AGENDA (CONT'D.)**12. [21-00813 PUBLIC HEARING: REQUEST FOR FUTURE LAND USE MAP AND ZONING MAP AMENDMENT - 1717 NORTH PALAFOX STREET](#)**

Recommendation: That City Council conduct a Public Hearing on October 14, 2020, to consider the request to amend the Future Land Use Map and Zoning Map for property located at 1717 North Palafox Street. (Future Land Use from LDR - Low Density Residential to MDR - Medium Density Residential; and from R-1AAA, Single-Family Residential Zoning District to R-1A, One and Two Family Residential Zoning District.)

Planning Services Director Morris explained the proposed amendments before Council as outlined in the memorandum dated 10/14/21 and provided overhead slides.

Public input was heard from the following individuals:

Nancy Wolfe (via phone held up to a mic)
Leigh Jewdevine

Buddy Page, Professional Growth Management Services, LLC representing Olde City Developers, LLC (applicant) was provided an opportunity to address Council. He presented enlarged photos (on easels) of the subject property and surrounding area. He responded accordingly to questions from Council Members. Mayor Robinson (sponsor) and Planning Services Director Morris also fielded comments and questions.

Public input continued:

Jo MacDonald
Tori Rutland

Cindy Redeker

Following public input, discussion ensued among Council with Planning Services Director Morris responding accordingly to questions.

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

The motion failed by the following vote:

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

REGULAR AGENDA (CONT'D.)

*****THE FOLLOWING TWO (2) PROPOSED ORDINANCES WERE PULLED DUE TO PUBLIC HEARING ITEM 12, 21-00813 FAILING*****

13. 43-21 PROPOSED ORDINANCE NO. 43-21 - REQUEST FOR FUTURE LAND USE MAP AMENDMENT - 1717 NORTH PALAFOX STREET

Recommendation: That City Council approve Proposed Ordinance No. 43-21 on first 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. (Future Land Use from LDR - Low Density Residential to MDR - Medium Density Residential.)

14. 42-21 PROPOSED ORDINANCE NO. 42-21 - REQUEST FOR ZONING MAP AMENDMENT - 1717 NORTH PALAFOX STREET

Recommendation: That City Council approve Proposed Ordinance No. 42-21 on first reading:

AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY PURSUANT TO AND CONSISTENT WITH THE COMPREHENSIVE PLAN OF THE CITY OF PENSACOLA, FLORIDA; AMENDING THE ZONING MAP OF THE CITY OF PENSACOLA; REPEALING CLAUSE AND EFFECTIVE DATE. (R-1AAA, Single-Family Residential Zoning District to R-1A, One and Two Family Residential Zoning District)

15. 21-00837 MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF PENSACOLA AND CARSON LOVELL COMPANY REGARDING THE PERFORMANCE OF DUE DILIGENCE ON LOTS 4 AND 5 AT THE COMMUNITY MARITIME PARK

Recommendation: Staff recommends that City Council reject this Memorandum of Understanding, due to the fact that the City will not receive any income based on what is proposed and the City is potentially at risk to reimburse Carson Lovell their due diligence cost.

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

Mayor Robinson (sponsor) made comments. Finance Director Lovoy addressed Council explaining the financial risk for the City based on the proposed MOU by Carson Lovell. She responded accordingly to questions from Council Member Myers.

REGULAR AGENDA (CONT'D.)

Greg Darden, Director of Business Development with Structured Parking Solutions representing Carson Lovell was in attendance and provided an opportunity to address Council (regarding Item 15, 21-00837). He presented and provided a handout on *Qualifying Notes* (on file with background materials). Discussion ensued among Council with Mr. Darden and Finance Director Lovoy responding accordingly to questions. Mayor Robinson also responded to questions and comments.

Public input was heard from the following individuals:

Terry Horne	Tony McCray
Sarah Randolph (via phone held up to a mic)	Chris Schwier
Renee Borden	

Discussion continued. City Consultant Andrew Rothfeder was in attendance and provided an opportunity to address Council. He responded accordingly to questions, as well as City Attorney Peppler. Mayor Robinson also responded to comments and questions.

Upon conclusion of discussion, Council Executive Kraher clarified the motion on the floor. The vote was called.

The motion carried by the following vote:

Yes: 4	Jared Moore, Teniade Broughton, Casey Jones, Delarian Wiggins,
No: 3	Ann Hill, Jennifer Brahier, Sherri Myers

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

16. 21-00834 LEASE OF REAL PROPERTY FOR REDEVELOPMENT - UPLAND AND SUBMERGED LAND IN BAYLEN SLIP SOUTH OF HARBOURVIEW ON THE BAY BUILDING

Recommendation: That City Council authorize the Mayor to negotiate and execute a lease with Gulf Marine Construction Inc. for the redevelopment of upland and submerged real property (portion of Parcel Ref. No. 000S009100001034) located in the Baylen Slip inland waterway directly south of the Harbourview on the Bay building at 25 West Cedar Street.

Withdrawn.

REGULAR AGENDA (CONT'D.)

17. [2021-88](#) RESOLUTION NO. 2021-88 FOR GRANT APPLICATION TO THE STATE OF FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY COMMUNITY DEVELOPMENT BLOCK GRANT CORONAVIRUS RELIEF (CDBG-CV) PROGRAM

Recommendation: That City Council adopt Resolution No. 2021-88.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA; SUPPORTING APPLICATION TO THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY FOR FLORIDA ENTITLEMENT COMMUNITY DEVELOPMENT BLOCK GRANT CORONAVIRUS RELIEF FUNDING (CDBG-CV); AUTHORIZING THE MAYOR OF THE CITY OF PENSACOLA TO TAKE ALL ACTIONS NECESSARY TO EXECUTE ALL DOCUMENTS RELATING TO THE GRANT APPLICATION; PROVIDING FOR AN EFFECTIVE DATE.

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

The motion carried by the following vote:

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

18. [2021-85](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-85 - REALLOCATION OF LOST IV PROJECTS

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2020-85.

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 Jones and seconded by Council Member Brahier.

Some discussion took place among Council.

The motion carried by the following vote:

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

REGULAR AGENDA (CONT'D.)

19. [2021-86 SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-86 - AMENDING THE FISCAL YEAR 2021 BUDGET](#)

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2021-86.

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 Wiggins.

The motion carried by the following vote:

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

20. [2021-87 SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-87 - APPROPRIATION OF FUNDING FOR THE PURCHASE OF KUBOTA U35-4 MINI-EXCAVATOR AND DUMP TRAILER](#)

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2021-87

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 Jones and seconded by Council Member Brahier.

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

The motion carried by the following vote:

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

COUNCIL EXECUTIVE'S REPORT

None

MAYOR'S COMMUNICATION

None

COUNCIL COMMUNICATIONS

Council Member Myers commended Public Works staff for work on the improvement project for Burgess Road and improved lighting on John Carroll Drive.

Council Member Wiggins provided a brief update from the Transportation Planning Organization (TPO) meeting yesterday.

Council Member Brahier commended Public Works staff for their quick response last Saturday filling in a sink hole.

CIVIC ANNOUNCEMENTS

None

SECOND LEROY BOYD FORUM

Gloria Horning: Addressed Council expressing her frustration with the following issues: 1) on-going flooding and sewage breaks on South DeVilliers Street; 2) dust from demolition at Coyle and Garden Streets; and 3) noise and fumes from 18 wheelers parked and running idle on the former ECUA wastewater treatment facility site.

Follow-up discussion took place with Dr. Horning responding to questions. Mayor Robinson also provided input.

ADJOURNMENT

WHEREUPON the meeting was adjourned at 9:01 P.M.

Adopted: _____

Approved: _____
Jared Moore, President of City Council

Attest:

Ericka L. Burnett, City Clerk