



City of Pensacola

CITY COUNCIL

Agenda Conference Minutes

October 11, 2021

3:30 P.M.

Hagler/Mason Conference Room

The agenda conference was called to order by Council President Moore at 3:32 P.M.

ROLL CALL

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

Council Members Absent: Teniade Broughton

Also Present: Mayor Grover C. Robinson, IV (arrived 3:39)

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.

PRESENTATION ITEMS

None

REVIEW OF CONSENT AGENDA ITEMS

1. [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.

Place on Consent Agenda.

REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)

2. [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.

Place on Consent Agenda.

3. [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.

Place on Consent Agenda.

4. [21-00841](#) APPOINTMENT - PENSACOLA-ESCAMBIA DEVELOPMENT COMMISSION

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

Place on Consent Agenda.

5. [21-00845](#) APPOINTMENT - PARKS AND RECREATION BOARD

Recommendation: That City Council appoint an individual to fill an unexpired term ending March 31, 2022.

Place on Consent Agenda.

REVIEW OF REGULAR AGENDA ITEMS6. [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.

Place on Regular Agenda.

7. [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.

Council Member Hill asked for clarification related to corresponding P.O. No. 38-21 amending Section 11-2-24 (which was approved on first reading on 9/9/21) with Council President Moore responding accordingly regarding the sequence of adoption of both ordinances.

Place on Regular Agenda.

8. [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.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

9. [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.

Place on Regular Agenda.

10. [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.

Place on Regular Agenda.

11. [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.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

12. [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.

Place on Regular Agenda.

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.

Place on Regular Agenda.

14. [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.

Council Member Brahier inquired if there is additional information from Carson Lovell. Greg Darden, Director of Business Development with Structured Parking Solutions representing Carson Lovell was in attendance and provided an opportunity to address Council. He presented and provided a handout on *Talking Points* (on file with background materials). Discussion ensued among Council and Mayor Robinson (sponsor) providing input, with Mr. Darden responding accordingly to questions. During discussion a point of order was called followed by procedural clarification.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

15. [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.

Council Member Hill inquired of details of Gulf Marine Construction's lease offer with Mayor Robinson (sponsor) and Property Lease Manager Stallworth responding accordingly.

Place on Regular Agenda.

16. [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.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

17. [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.

Council Member Hill asked for clarification regarding projects entitled *Baylen Street Seawall Refurbishment* proposed for 2024 and *Palafox Marina Seawall Refurbishment* proposed for 2025. Finance Director Lovoy responded accordingly with clarification from Mayor Robinson (sponsor).

Place on Regular Agenda.

18. [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.

Place on Regular Agenda.

19. [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.

Place on Regular Agenda.

CONSIDERATION OF ANY ADD-ON ITEMS

Council President Moore **referenced hardcopies of two add-on items:**

21-00891 LETTER OF SUPPORT FOR FLORIDA WEST ECONOMIC DEVELOPMENT ALLIANCE IN SUPPORT OF BUILD BACK BETTER PHASE 1 PROPOSAL

Council President Moore (sponsor) explained he is bringing this forward at this time to provide the letter to Florida West to include with their application submittal by the deadline on October 15th. He responded accordingly to questions. Mayor Robinson also provided input in support of Florida West's efforts.

A motion to add-on was made by Council Member Hill and seconded by Council Member Brahier.

There being no further discussion, the vote was called.

The motion carried by the following vote:

Yes: 6 Jared Moore, Ann Hill, Jennifer Brahier, Casey Jones, Sherri Myers, Delarian Wiggins

No: 0

21-00895 FEASIBILITY STUDY ELECTRIC UTILITY

Council Member Brahier (sponsor) explained she is bringing this forward at this time so that the City can initiate due diligence efforts prior to consideration of a new franchise agreement with Florida Power and Light Company (dba Gulf Power). Council President Moore inquired about the reason for bringing as an add-on item with Council Member Brahier indicating she felt time was of the essence due to current negotiations between City administration and FP&L.

A motion to add-on was made by Council Member Brahier and seconded by Council Member Hill.

Discussion ensued among Council with Mayor Robinson also providing input indicating he did not feel there was urgency in bringing this issue forward as an add-on item.

Upon conclusion of discussion, the vote was called.

The motion failed (super-majority required) by the following vote:

Yes: 4 Ann Hill, Jennifer Brahier, Sherri Myers, Delarian Wiggins
No: 2 Jared Moore, Casey Jones,

READING OF ITEMS FOR COUNCIL AGENDA

City Clerk Burnett read as presented above. *No objections.*

COMMUNICATIONS

CITY ADMINISTRATOR'S COMMUNICATION

None

CITY ATTORNEY'S COMMUNICATION

Newly appointed City Attorney Pepler advised he has been meeting individually with Council Members and will continue until he has met with each one.

CITY COUNCIL COMMUNICATION

Council Member Brahier made follow-up remarks regarding Item No. 21-00895 Feasibility Study Electric Utility (which failed to be added to the 10/14 Council meeting agenda) and indicated she will place on the agenda for the 10/28 Council meeting. She encouraged Council Members to do research on the issue. Council President Moore and Mayor Robinson made follow-up remarks.

Council Member Myers referenced the invited speaker for tonight's CiviCon event which she will be attending.

Council Executive reminded Council Members of the need to speak into their microphones as he received communications throughout the meeting from citizens indicating they could not hear Council Members speaking.

ADJOURNMENT

4:44 P.M.