



# City of Pensacola

## CITY COUNCIL

### Regular Meeting Minutes

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April 11, 2019

4:30 P.M.

Council Chambers

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Council President Terhaar called the meeting to order at 4:32 P.M.

#### ROLL CALL

**Council Members Present:** Andy Terhaar, P.C. Wu (arrived 5:25), Ann Hill, Sherri Myers (arrived 5:04), Jared Moore, Jewel Cannada-Wynn

**Council Members Absent:** Gerald Wingate

**Also Present:** Mayor Grover C. Robinson, IV (arrived 5:06)

#### INVOCATION

Pastor Dejuan N. Knight, Jordan Street Seventh-Day Adventist Church

#### PLEDGE OF ALLEGIANCE

Council President Andy Terhaar

#### FIRST LEROY BOYD FORUM

The following individuals addressed Council regarding pedestrian safety concerns at the intersection of Jefferson and Main Streets, referencing a pedestrian who was struck by a vehicle while crossing:

Madeline Smith

Drew Buchanan

Dan Powers

The above speakers referenced a petition signed by over fifteen hundred (1,500) individuals urging the City to take immediate action to improve the intersection for pedestrian safety. (Petition was not provided.)

City Administrator Holley responded accordingly to follow-up questions from Council Member Hill related to steps being taken to implement safety improvements at Jefferson and Main Streets.

**Kelley Martinez:** *See Item 13 (19-00147).*

**AWARDS**

*See Mayor's Communication.*

**APPROVAL OF MINUTES**

1. [19-00190 APPROVAL OF MINUTES: SPECIAL MEETING DATED MARCH 28, 2019, 4:00 P.M. AND REGULAR MEETING DATED MARCH 28, 2019 5:30 P.M.](#)

**A motion to approve was made by Council Member Cannada-Wynn and seconded by Council Member Hill.**

**The motion carried by the following vote (with Council Members Myers and Wu not yet in attendance):**

Yes: 4            Andy Terhaar, Ann Hill, Jared Moore, Jewel Cannada-Wynn  
No: 0            None

**APPROVAL OF AGENDA**

Council President Terhaar indicated he will entertain a motion to approve the agenda.

**A motion to approve as presented was made by Council Member Cannada-Wynn and seconded by Council Member Hill.**

**The motion carried by the following vote (with Council Members Myers and Wu not yet in attendance):**

Yes: 4            Andy Terhaar, Ann Hill, Jared Moore, Jewel Cannada-Wynn  
No: 0            None

**CONSENT AGENDA**

2. [19-00137 AFFORDABLE HOUSING INCENTIVE PLAN REVIEW REPORT](#)

**Recommendation:** That City Council approve the Affordable Housing Incentive Plan Review report submitted by the Affordable Housing Advisory Committee (AHAC) for submission to the Florida Housing Finance Corporation in accordance with Section 420.9076, Florida Statutes.

3. [19-00152 WRITE-OFF OF OFFSHORE INLAND MARINE & OILFIELD SERVICES ACCOUNTS RECEIVABLE](#)

**Recommendation:** That City Council authorize the write-off of \$363,000 in previously abated payables owed by Offshore Inland Marine & Oilfield Services (OIMO).

**CONSENT AGENDA (CONT'D.)**

4. [19-00155](#) REVISED: WEST CERVANTES TRAFFIC FEASIBILITY STUDY INTERLOCAL AGREEMENT

**Recommendation:** That City Council authorize the Mayor to take all necessary action to execute an Interlocal Agreement (ILA) with the Florida-Alabama Transportation Planning Organization (TPO), through Emerald Coast Regional Council (ECRC), and Escambia County relating to cost sharing for the West Cervantes Street Corridor Traffic Feasibility Study.

5. [19-00160](#) PENSACOLA ENERGY - UTILITY EASEMENT FOR CITY OF GULF BREEZE

**Recommendation:** That the City Council authorize the Mayor to execute the Perpetual Utility Easement Agreement for the City of Gulf Breeze to allow them to place utilities near the intersection of 17th Avenue and Highway 98. Further, that City Council authorize the Mayor to take all actions necessary to execute the agreement.

6. [19-00165](#) AWARD OF BID #19-014 PENSACOLA INTERNATIONAL AIRPORT ECONOMY LOT 1 EXPANSION PROJECT

**Recommendation:** That City Council award Bid #19-014 Pensacola International Airport Economy Lot 1 Expansion Project to Panhandle Grading & Paving, Inc., the lowest and most responsible bidder with a base bid of \$1,105,801.20 plus a 10% contingency in the amount of \$110,580.12 for a total amount of \$1,216,381.32. Further that City Council authorize the Mayor to execute the contract and take all actions necessary to complete the project.

7. [19-00153](#) AWARD OF CONTRACT FOR INVITATION TO BID (ITB) #19-011 COBB CENTER GYM EXTERIOR WINDOWS AND DOORS REPLACEMENT

**Recommendation:** That City Council award a contract to A.E. New Jr., Inc. for ITB #19-011 Cobb Center Gym Exterior Windows and Doors Replacement for \$113,000 base bid, \$5,600 additive alternate #1, and \$7,700 additive alternate #2, plus a 15% contingency of \$18,945, for a total amount of \$145,245.

**A motion to approve consent Items 2 through 7 was made by Council Member Hill and seconded by Council Member Cannada-Wynn.**

**The motion carried by the following vote (with Council Members Myers and Wu not yet in attendance):**

Yes: 4            Andy Terhaar, Ann Hill, Jared Moore, Jewel Cannada-Wynn  
No: 0            None

**REGULAR AGENDA**

8. [19-00163 PUBLIC HEARING - AMENDMENT TO SECTION 12-2-8 OF THE LAND DEVELOPMENT CODE - COMMERCIAL LAND USE DISTRICT - RECREATION OR AMUSEMENT PLACES OPERATED FOR PROFIT](#)

**Recommendation:** That City Council conduct the first of two (2) Public Hearings on April 11, 2019 regarding an amendment to Section 12-2-8 of the Land Development Code - Commercial Land Use District - Recreation or Amusement Places Operated for a Profit.

Planning Services Administrator Morris responded accordingly to questions from Council Member Cannada-Wynn regarding impacts on surrounding neighborhoods which border C-1 districts, and requested a zoning map be presented at the second hearing depicting C-1 districts and proximity to other districts. Council Member Terhaar (sponsor) also addressed Council Member Cannada-Wynn's concerns.

*No action was taken at this time. Second Public Hearing is scheduled for April 25, 2019.*

9. [2019-19 SUPPLEMENTAL BUDGET RESOLUTION NO. 2019-19 - PORT OF PENSACOLA](#)

**Recommendation:** That City Council adopt Supplemental Budget Resolution No. 2019-19

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2019; PROVIDING AN EFFECTIVE DATE.

**A motion to adopt was made by Council Member Moore and seconded by Council Member Cannada-Wynn.**

**The motion carried by the following vote (with Council Members Myers and Wu not yet in attendance):**

Yes: 4            Andy Terhaar, Ann Hill, Jared Moore, Jewel Cannada-Wynn  
No: 0            None

**REGULAR AGENDA (CONT'D.)****10. [19-00176 APPOINTMENTS - PARKS AND RECREATION BOARD](#)**

**Recommendation:** That City Council appoint to the Parks and Recreation Board one individual to fill an unexpired term ending 3/31/2020, one individual to fill an unexpired term ending 3/31/2021, and four (4) individuals to serve a term of three (3) years, expiring March 31, 2022.

Council President Terhaar referenced the first ballot and provided an opportunity for Council Members and nominees to make comments.

Leah Harrison

Ray Palmer (yielded to Ms. Harrison)

**A motion by acclamation was made by Council Member Cannada-Wynn and seconded by Council Member Hill that City Council appoint Leah Harrison to the Parks and Recreation Board to fill an unexpired term ending 3/31/2020.**

**The motion carried by the following vote (with Council Members Myers and Wu not yet in attendance):**

Yes: 4            Andy Terhaar, Ann Hill, Jared Moore, Jewel Cannada-Wynn

No: 0            None

Council President Terhaar referenced the second ballot and provided an opportunity for Council Members and nominees to make comments.

Alejandra Escobar-Ryan

David Del Gallo (nominated for ballots 2 & 3)

Following discussion, **Council President Terhaar called for a ballot vote.**

***Balloting and tallying takes place for the second ballot.***

**Council President Terhaar announced that City Council appointed Alejandra Escobar-Ryan to the Parks and Recreation Board to fill an unexpired term ending 3/31/2021 (Council Member Wu not yet in attendance).**

Council President Terhaar referenced the third ballot and provided an opportunity for Council Members and nominees to make comments.

Antonio Bruni

Maranda Sword

David Del Gallo (nominated for ballots 2 & 3)

Ed Wonders (not present)

Gabriela Garza

Following discussion, **Council President Terhaar called for a ballot vote.**

**REGULAR AGENDA (CONT'D.)**

*Balloting and tallying takes place for the third ballot.*

**Council President Terhaar announced that City Council appointed Antonio Bruni, David Del Gallo, and Gabriela Garza; and reappointed Maranda Sword to the Parks and Recreation Board to (each) serve a term of three years ending 3/31/2022.**

11. [13-19 PROPOSED ORDINANCE NO. 13-19 - AN ORDINANCE OF THE CITY OF PENSACOLA PROVIDING FOR THE APPOINTMENT OF AN EX OFFICIO MEMBER TO THE ESCAMBIA-PENSACOLA HUMAN RELATIONS COMMISSION](#)

**Recommendation:** That City Council approve Proposed Ordinance No. 13-19 on first reading.

AN ORDINANCE OF THE CITY OF PENSACOLA, FLORIDA PROVIDING FOR THE APPOINTMENT OF AN EX OFFICIO MEMBER OF THE CITY COUNCIL TO THE ESCAMBIA-PENSACOLA HUMAN RELATIONS COMMISSION, RESTRUCTURED BY ESCAMBIA COUNTY, FLORIDA BY THE ENACTMENT OF ORDINANCE 2019-13; SETTING FORTH THE COMPOSITION AND TERMS OF OFFICE; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

**A motion to pass on first reading was made by Council Member Moore and seconded by Council Member Cannada-Wynn.**

**The motion carried by the following vote:**

Yes: 6	Andy Terhaar, P.C. Wu, Ann Hill, Jared Moore, Jewel Cannada-Wynn, Sherri Myers
No: 0	None

12. [11-19 PROPOSED ORDINANCE NO. 11-19 - AMENDING SECTION 7-9-17 OF THE CODE OF THE CITY OF PENSACOLA - RESTRICTED HOURS](#)

**Recommendation:** That City Council approve Proposed Ordinance No. 11-19 on first reading.

AN ORDINANCE AMENDING SECTION 7-9-17 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, RESTRICTED HOURS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

**A motion to pass on first reading was made by Council Member Cannada-Wynn and seconded by Council Member Hill.**



**REGULAR AGENDA (CONT'D.)**

- 14. [2019-17 RESOLUTION NO. 2019-17 - APPROVING THE ESCAMBIA/PENSACOLA 2020-2022 STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM LOCAL HOUSING ASSISTANCE PLAN](#)

**Recommendation:** That City Council adopt Resolution No. 2019-17.

A RESOLUTION OF THE CITY OF PENSACOLA, FLORIDA, APPROVING THE LOCAL HOUSING ASSISTANCE PLAN AS REQUIRED BY THE STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM ACT, SUBSECTIONS 420.907-420.9079, FLORIDA STATUTES; AND RULE CHAPTER 67-37, FLORIDA ADMINISTRATIVE CODE; PROVIDING FOR AN EFFECTIVE DATE.

**A motion to adopt was made by Council Member Moore and seconded by Council Member Cannada-Wynn.**

**The motion carried by the following vote:**

- Yes: 6            Andy Terhaar, P.C. Wu, Ann Hill, Jared Moore, Jewel Cannada-Wynn, Sherri Myers
- No: 0            None

- 15. [14-19 ADD-ON: PROPOSED ORDINANCE NO. 14-19 - AUTHORIZING A SPECIAL ASSESSMENT UPON HOSPITAL PROPERTY TO GENERATE FUNDS FOR INDIGENT HEALTH CARE](#)

**Recommendation:** That City Council approve Proposed Ordinance No. 14-19 on first reading.

AN ORDINANCE RELATING TO FUNDING FOR THE PROVISION OF INDIGENT CARE SERVICES BY HOSPITALS LOCATED WITHIN THE CITY OF PENSACOLA; PROVIDING A SPECIAL NON-AD VALOREM ASSESSMENT AGAINST THE PROPERTY OF SUCH HOSPITALS FOR THE PURPOSE OF INCREASING FUNDING AVAILABLE FOR THE PROVISION OF SUCH SERVICES; PROVIDING DEFINITIONS; PROVIDING PROCEDURES FOR THE IMPLEMENTATION AND COLLECTION OF SPECIAL ASSESSMENTS CONFORMING TO THEIR REQUIREMENTS OF LAW; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER; AND PROVIDING AN EFFECTIVE DATE.

**A motion to pass on first reading was made by Council Member Terhaar and seconded by Council Member Moore.**

Council Member Cannada-Wynn asked for clarification of the issue with Mayor Robinson providing a brief explanation and City Attorney elaborating.



**REGULAR AGENDA (CONT'D.)**

There being no further discussion, the vote was called.

**The motion (to pass P.O. No. 14-19 on first reading) carried by the following vote:**

Yes: 6        Andy Terhaar, P.C. Wu, Ann Hill, Jared Moore, Jewel Cannada-Wynn,  
                  Sherri Myers  
No: 0         None

**COUNCIL EXECUTIVE'S REPORT**

None.

**MAYOR'S COMMUNICATION**

Mayor Robinson presented a proclamation to Rabbi Mendel Danow honoring Rebbe, Rabbi Menachem Schneerson, proclaiming April 16, 2019 at *Education and Sharing Day*.

He also announced an upcoming town hall meeting in District 2 along with Council Member Myers.

**COUNCIL COMMUNICATIONS**

Council Member Cannada-Wynn announced two upcoming events within District 7. She also highlighted *Youth in Government Day* which will be held on April 22<sup>nd</sup>.

Council Member Myers clarified the Mayor's town hall meeting for District 2 will be held at Asbury Place.

**CIVIC ANNOUNCEMENTS**

Council Member Hill addressed the reason for the earlier start of tonight's meeting to allow Council Members to attend an event at Studer Community Institute for their market study consultant to present their findings and recommendations related to the development of vacant parcels at the Community Maritime Park and the vacant land just west of CMP on the north side of Main Street (entire block being the former site of the ECUA Wastewater Treatment Facility).

**SECOND LEROY BOYD FORUM**

**Karen Kilpatrick:** Thanked Council for passage of Ordinance No. 07-19 to provide notification requirements on demolition projects, and made comments on other City initiatives.

**Scott Mayo:** Displayed the first Confederate Flag and requested it be placed back among the City of Pensacola's *Five Flags*. (And provided copies a written request for the Mayor and Council Members - - on file.)

**SECOND LEROY BOYD FORUM (CONT'D.)**

**Antonio Bruni:** Touched on comments during the first LeRoy Boyd Forum related to pedestrian safety and relayed his concerns for safe routes to school in the Scenic Heights area. He further indicated he has spoken with Public Works staff and did not find their response satisfactory.

Mayor Robinson and Council Member Myers made follow-up remarks.

The following individuals addressed Council regarding environmental issues:

Paige Plier

Jhett Zhang

**ADJOURNMENT**

WHEREUPON the meeting was adjourned at 6:14 P.M.

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Adopted: April 25, 2019

Approved: s/R. Andy Terhaar  
R. Andy Terhaar, President of City Council

Attest:

s/Ericka L. Burnett  
Ericka L. Burnett, City Clerk