City of Pensacola

CITY COUNCIL

Regular Meeting Minutes

July 15, 2021 5:30 P.M. Council Chambers

Council Vice President Hill called the meeting to order at 5:33 P.M.

ROLL CALL

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

Council Members Absent: Jared Moore

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. <u>until that agenda item has been voted upon</u>** 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 Delarian Wiggins

FIRST LEROY BOYD FORUM

Gloria Horning: Addressed Council regarding continued flooding issues in the Tanyards area and what is the infrastructure plan for stormater runoff to provide for further development of the Community Maritime Park and former wastewater treatment site. She also expressed frustration with toxicity levels in the soil and water at Bruce Beach.

Cathy Huntley: Addressed Council regarding her family's interactions with and donation to *Huts 4 Our Friends* nonprofit organization (designated to housing and rehabilitating people who are currently experiencing homelessness). She relayed her family's experience has been extremely disappointing and that the founder has not been cooperative in addressing their complaints or returning their donation.

Kelly Moore: Addressed Council referencing the recent signing of a new Florida law requiring individuals reporting (alleged) code violation may not make such reports anonymously. He suggested the City come up with a work-around to the new law. He then indicated he sees numerous (alleged) code violations related to driveways and right-of-way parking issues.

Margaret Hostetter: Identified the previous speaker as her husband and following up on his comments provided a hand-out to Council Members with photos of various (alleged) code violations related to driveways and right-of-way parking issues. She referenced her recent issue considered by Council at the June 17th meeting requesting a license to use the right-of-way adjacent to her property at 1715 East Gonzalez Street (Item No. 21-00452 which Council unanimously denied) and suggested action by Council should be taken to address such issues.

Mayor Robinson made follow-up remarks advising (since the June 17th decision by Council) he has met with Ms. Hostetter and Mr. Moore along with City staff and that code enforcement action has been suspended for ninety (90) days before the magistrate to give Ms. Hostetter and Mr. Moore an opportunity to address Council about similar code violations (which they just presented). He indicated that Code Enforcement action has been reactive rather than proactive regarding code violations. Council Member Myers made follow-up remarks indicating she would like to meet with Ms. Hostettter in her neighborhood regarding the issues she has raised and possibly sponsor code amendments for Council's consideration.

AWARDS

None

APPROVAL OF MINUTES

1. 21-00618 APPROVAL OF MINUTES: REGULAR MEETING DATED JUNE 17, 2021, SPECIAL MEETINGS DATED JUNE 23, 2021 AND JUNE 30, 2021

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

The motion carried by the following vote:

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

APPROVAL OF AGENDA

Council Executive Kraher indicated **an individual has requested to speak to Consent Agenda Item 8 (21-00596) and will need to be moved to the regular agenda.**

Council Member Myers **requested Consent Agenda Item 7 (21-00566) be moved to the regular agenda.**

Council Vice President Hill indicated t**hree (3) add-on items are being presented for inclusion on the agenda** (hard copies at Council's places) as follows:

21-00616 STATE HIGHWAY LIGHTING, MAINTENANCE, AND COMPENSATION AGREEMENT

A motion to add-on Item No. 21-00616 to the agenda was made by Council Member Jones and seconded by Council Member Myers.

The motion carried by the following vote:

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

2021-51 SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-51 - FUNDING FOR HARNESSING OPPORTUNITY AND POWER OF EDUCATION, INC. (H.O.P.E.)

A motion to add-on Supplemental Budget Resolution No. 2021-51 to the agenda was made by Council Member Myers and seconded by Council Member Brahier.

APPROVAL OF AGENDA (CONT'D.)

The motion (to add-on Supplemental Budget Resolution No. 2021-51) carried by the following vote:

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

2021-52 RESOLUTION NO. 2021-52 - A RESOLUTION AUTHORIZING THE CITY TO JOIN WITH THE STATE OF FLORIDA AND OTHER LOCAL GOVERNMENTAL UNITS AS A PARTICIPANT IN THE FLORIDA MEMORANDUM OF UNDERSTANDING AND FORMAL AGREEMENTS IMPLEMENTING A UNIFIED PLAN CONCERING THE NATIONAL OPIOID LITIGATION

A motion to add-on Resolution No. 2021-52 to the agenda was made by Council Member Brahier and seconded by Council Member Wiggins.

The motion carried by the following vote:

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

A motion to approve the agenda as amended was made by Council Member Jones and seconded by Council Member Brahier.

The motion carried by the following vote:

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

CONSENT AGENDA

2. 21-00503 AWARD OF CONTRACT TO A.E. NEW, JR., INC. FOR INVITATION TO BID (ITB) #21-017 EAST PENSACOLA HEIGHTS CLUBHOUSE RENOVATIONS

Recommendation: That City Council award a contract to A.E. New, Jr., Inc. for ITB 21-017 East Pensacola Heights Clubhouse Renovations for $50,900.00 base bid, $9,500.00 additive alternate, and a 10% contingency of $6,040.00 for a total amount of $66,440.00. Further, that City Council authorize the Mayor to take all actions necessary to execute all contracts, related documents and to complete the project.

CONSENT AGENDA (CONT'D.)

3. 21-00525 AWARD OF CONTRACT FOR GULL POINT RESOURCE CENTER CHILLER REPLACEMENT

Recommendation: That City Council award a contract to Daikin Applied Americas, Inc. for replacement of the chiller at Gull Point Resource Center for $73,506.67, using OMNIA Partners Cooperative Purchasing Agreement for Region 4 ESC #R200401. Further, that City Council authorize the Mayor to take all actions necessary to execute the contract and complete the project.

4. 21-00539 CITY OF PENSACOLA HOUSING DEPARTMENT PUBLIC HOUSING AGENCY (PHA) ANNUAL PLAN (FY2021-2022)

Recommendation: That City Council approve the Public Housing Agency (PHA) Annual Plan of the Housing Choice Voucher Program for Fiscal Year 2021-2022 for submission to the U.S. Department of Housing and Urban Development (HUD). Further, that the City Council authorize the Mayor to execute all documents relating to the Plan's submission and Program's Administration.

5. 21-00559 CITY OF PENSACOLA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FIVE YEAR (FY 2020-2024) CONSOLIDATED PLAN AND FY 2020-2021 ANNUAL ACTION PLAN AND HOME INVESTMENT PARTNERSHIPS ACT (HOME) PROGRAM

Recommendation: That City Council approve the Community Development Block Grant (CDBG) Five Year (FY 2020-2024) Consolidated Plan and FY 2020-2021 Annual Action Plan for the period October 1, 2020 through September 30, 2021 for submission to U. S. Department of Housing and Urban Development. Further, that City Council approve the City of Pensacola 2020-2021 CDBG and HOME Programs Proposed Budgets and Activities Summary. Finally, that City Council authorize the Mayor to take all actions necessary to execute all documents relating to the programs' administration.

6. 21-00560 CITY OF PENSACOLA FY 2021-2022 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ANNUAL ACTION PLAN AND HOME INVESTMENT PARTNERSHIPS ACT (HOME) PROGRAM

Recommendation: That City Council approve the FY 2021-2022 CDBG Annual Action Plan for the period October 1, 2021 through September 30, 2022 for submission to U. S. Department of Housing and Urban Development. Further, that City Council approve the City of Pensacola 2021-2022 CDBG and HOME Programs Proposed Budgets and Activities Summary. Finally, that City Council authorize the Mayor to take all actions necessary to execute all documents relating to the programs' administration.

CONSENT AGENDA (CONT'D.)

9. 21-00597 ENVIRONMENTAL ADVISORY BOARD (EAB) RECOMMENDATION - COMPREHENSIVE REVIEW OF THE TREE ORDINANCE

Recommendation: That City Council begin the process of a comprehensive review of the tree ordinance and assign this review to the Environmental Advisory Board.

10. 21-00484 AWARD OF BID NO. 21-027 PENSACOLA INTERNATIONAL AIRPORT RUNWAY OBJECT FREE AREA (ROFA) ROADWAYS REALIGNMENT

Recommendation: That City Council award Bid No. 21-027, Pensacola International Airport Runway Object Free Area (ROFA) Roadways Realignment, to J. Miller Construction , Inc., the lowest and most responsible bidder with a base bid of $606,945.16, plus a 10% contingency in the amount of $60,694.52, for a total amount of $667,639.68. Further, that City Council authorize the Mayor to execute the contract and take all actions necessary to complete the project.

A motion to approve consent agenda items 2, 3, 4, 5, 6, 9, and 10 was made by Council Member Brahier and seconded by Council Member Jones.

The motion carried by the following vote:

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

REGULAR AGENDA

7. 21-00566 INTERLOCAL AGREEMENT BETWEEN THE COMMUNITY REDEVELOPMENT AGENCY AND CITY OF PENSACOLA FOR FUNDING OF THE COMMUNITY MARITIME PARK STADIUM IMPROVEMENTS

Recommendation: That the City Council approve an Interlocal Agreement between the Community Redevelopment Agency (the "Agency") and the City of Pensacola (the "City") authorizing the Agency to fund up to $2,000,000 for certain improvements at the Community Maritime Park Blue Wahoos Stadium, including but not limited to artificial turf and LED stadium lighting.

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

Mayor Robinson (sponsor) explained the intent and referred to the affirmative action taken on issue at the 7/12/21 Community Redevelopment Agency (CRA) meeting.

Discussion ensued among Council with City Attorney Woolf, Mayor Robinson, Finance Director Lovoy, and Deputy City Administrator Fiddler responding accordingly to questions.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

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

8. 21-00596 DEDICATION OF A PLAQUE BY A TREE PLANTED IN MEMORY OF ANN DAVIS

Recommendation: That City Council approve the Parks and Recreation Board recommendation to dedicate a plaque by a tree that was planted in memory of Ann Davis.

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

Public input was heard from Jane Spruill.

Mayor Robinson (sponsor) and Council Member Brahier made follow-up remarks.

There being no further discussion, the vote was called.

REGULAR AGENDA (CONT'D.)

The motion (to approve Item 8, 21-00596) carried by the following vote:

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

11. 21-00531 TENTATIVE MILLAGE RATE - FISCAL YEAR 2022

Recommendation: That City Council set the tentative Fiscal Year 2022 millage rate for the City of Pensacola at 4.2895 mils and for the Downtown Improvement District at 2.0000 mils and authorize the Mayor to set final levies in compliance with all property tax reform regulations. Further, that the Mayor may administratively adjust the final adopted millage rate upon receipt of the final valuation if the City's final current year gross taxable value is reduced by more than 1%. Finally, that the first public hearing on the Fiscal Year 2022 millage rates be held on September 8, 2021, at 5:30 p.m. in Council Chambers.

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

Council Member Myers made comments explaining why she will not support the tentative millage rate proposed. Mayor Robinson (sponsor) responded to her comments. Finance Director Lovoy responded accordingly to questions from Council Members Myers and Brahier.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 5 Ann Hill, Jennifer Brahier, Teniade Broughton, Casey Jones, Delarian Wiggins
No: 1 Sherri Myers

12. 21-00575 APPOINTMENT - WESTSIDE COMMUNITY REDEVELOPMENT BOARD

Recommendation: That City Council appoint Lamar Brown, a redevelopment area resident, member of area neighborhood association or owner or operator of a business located in the redevelopment area to the Westside Community Redevelopment Board to fill an unexpired term ending January 31, 2024.

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

Lamar Brown (nominee) was provided an opportunity to address Council.

REGULAR AGENDA (CONT'D.)

The motion (to approve Item 12, 21-00575) carried by the following vote:

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

13. 21-00588 CITY COUNCIL CONSENT TO THE MAYOR'S APPOINTMENT OF CHARLES PEPPLER AS CITY ATTORNEY

Recommendation: That City Council consent to the Mayor's appointment of Charles Peppler as City Attorney.

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

Mayor Robinson (sponsor) made comments commending out-going City Attorney Woolf for her service to the City and wishing her well with her new position as general counsel for the University of West Florida (UWF). He then introduced Mr. Charles Peppler.

Mr. Peppler was provided an opportunity to address Council.

The motion carried by the following vote:

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

REGULAR AGENDA (CONT'D.)

14. 21-00568 APPOINTMENTS - ESCAMBIA-PENSACOLA HUMAN RELATIONS COMMISSION

Recommendation: That City Council appoint three individuals to the Escambia-Pensacola Human Relations Commission for a two-year term expiring October 1, 2023.

Council President Moore provided an opportunity for incumbents/nominees to address Council:

Sydney Robinson
Haley Morrissette
Ron Helms
Joyce Hopson

Some Council Member made comments regarding incumbents/nominees. Mayor Robinson also made remarks.

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

Balloting takes place while Council President Moore moved forward with the agenda.

Follow the vote on Item 15, Council President Moore announced the results of the ballots indicating City Council reappointed Joyce Hopson and appointed Haley Morrissette and Sydney Robinson to the Escambia-Pensacola Human Relations Commission for a two-year term expiring October 1, 2023.

15. 21-00573 REQUEST FOR VOLUNTARY ANNEXATION - AMR AT PENSACOLA, INC.

Recommendation: That City Council approve the request for the voluntary annexation of one (1) parcel owned by AMR at Pensacola, Inc.

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

Public input was heard from Shirley Henderson (via phone held up to a microphone).

Kevin Hagen, president of AMR at Pensacola, Inc. (applicant) was provided an opportunity to address Council.

Discussion ensued among Council with Mayor Robinson (sponsor) fielding comments and questions, and Planning Service Director Morris responding to questions related to voluntary annexation requirements. Mr. Hagen also responded accordingly to questions.

REGULAR AGENDA (CONT'D.)

Upon conclusion of discussion, the vote was called.

The motion (to approve Item 15, 21-00573) carried by the following vote:

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

16. 31-21 PROPOSED ORDINANCE NO. 31-21 - REQUEST FOR VOLUNTARY ANNEXATION - AMR PENSACOLA, INC.

Recommendation: That City Council approve Proposed Ordinance No. 31-21 on first reading.

AN ORDINANCE INCORPORATING AND ANNEXING A CERTAIN AREA CONTIGUOUS AND ADJACENT TO THE CITY OF PENSACOLA INTO THE CITY OF PENSACOLA AND DECLARING SAID AREA TO BE A PART OF THE CITY OF PENSACOLA; 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 Member Wiggins.

The motion carried by the following vote:

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

REGULAR AGENDA (CONT'D.)

17. 21-00537 EMERGENCY HOUSING VOUCHER PROGRAM SERVICE AGREEMENT WITH OPENING DOORS NORTHWEST FLORIDA, INC. (NWFL)

Recommendation: That City Council approve the Emergency Housing Voucher Program Service Agreement with Opening Doors Northwest Florida, Inc. (NWFL) for the joint implementation of the Emergency Housing Voucher Program. Further, that City Council adopt a supplemental Budget Resolution appropriating the funding for this program. Finally, that City Council authorize the Mayor to take all actions necessary to execute all documents relating the program's implementation and administration.

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

Council Member Myers indicated while she has some concerns regarding this program, she's grateful she had the opportunity to address City staff prior to (this) meeting and requested staff elaborate at this time regarding the program. Housing Director Whitaker was provided an opportunity to address Council. Mayor Robinson and Council Member Myers made follow-up remarks.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

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

18. 2021-39 SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-39 - U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT EMERGENCY HOUSING VOUCHER PROGRAM SERVICE FEE FUNDS

Recommendation: That City Council adopt Supplement Budget Resolution No. 2021-39.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPRORIATIONS FOR FISCAL YEAR ENDING SEPTEMBER 30, 2021; PROVIDING FOR AN EFFECTIVE DATE.

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

REGULAR AGENDA (CONT'D.)

The motion (to adopt Resolution No. 2021-39) carried by the following vote:

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

19. 21-00529 AMENDMENT NO. 5 TO THE USE AGREEMENT WITH NORTHWEST FLORIDA PROFESSIONAL BASEBALL FOR THE VINCE J. WHIBBS SR. COMMUNITY MARITIME PARK

Recommendation: That City Council approve Amendment No. 5 to the Multi-Use Facility Non-Exclusive Use Agreement with Northwest Florida Professional Baseball LLC (NFPB) for the Vince J. Whibbs Sr. Community Maritime Park (CMP), renewing per the terms of the Agreement for two additional 5-year periods through March 30, 2032; and providing for the reimbursement to NFPB of various capital improvements for an amount not to exceed $2,000,000. Further, that City Council authorize the Mayor to execute all necessary documents related to the implementation of this Amendment.

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

The motion carried by the following vote:

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

REGULAR AGENDA (CONT'D.)

20. 21-00572 DISPOSITION OF REAL PROPERTY FOR REDEVELOPMENT - UPLAND AND SUBMERGED LAND IN BAYLEN SLIP SOUTH OF HARBOURVIEW ON THE BAY BUILDING

Recommendation: That City Council approve the publication of the notice of intention to dispose of upland and submerged real property (portion of Parcel Ref. No. 000S009100001034) located in inland waterway Baylen Slip directly south of the Harbourview on the Bay building at 25 West Cedar Street, via lease, with acceptance of redevelopment submittals during the statutorily required notice period for City-owned parcels located in a designated community redevelopment area (CRA).

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

Mayor Robinson (sponsor) explained the intent of noticing the subject property with Property Lease Manager Stallworth elaborating and referencing discussion from agenda conference (on 7/12) related to parking.

Council Member Brahier made a motion to amend, and Council Member Jones seconded that the upland cul-de-sac area be excluded from disposal, maintaining a public use and that the statutorily required notice period be extended to a period of a minimum of sixty (60) days.

The motion to amend carried by the following vote:

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

Brief discussion took place with Property Lease Manager Stallworth and Mayor Robinson fielding comments and questions.

Upon conclusion of discussion, **the vote as called on the main motion as amended.**

The main motion as amended carried by the following vote:

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

REGULAR AGENDA (CONT'D.)

21. 2021-48 RESOLUTION NO. 2021-48 - PROVIDING FOR A MORATORIUM ON THE EVICTION OF HOMELESS INDIVIDUALS WITHIN THE CITY OF PENSACOLA

Recommendation: That City Council adopt Resolution No. 2021-48:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA DECLARING A MORATORIUM ON THE EVICTION OF HOMELESS INDIVIDUALS ENCAMPED UNDER THE I-110 OVERPASS AND WITHIN THE HOLLICE T. WILLIAMS PARK IN THE CITY OF PENSACOLA; PROVIDING FOR AN EFFECTIVE DATE

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

Public input was heard from the following individuals:

Bianca Millam
Michael Kimberl

Mayor Robinson made follow-up remarks regarding Mr. Kimberl's comments with Mr. Kimberl being provided an opportunity to respond.

Some discussion took place among Council with Mayor Robinson fielding comments and questions.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

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

22. 2021-41 SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-41 - APPROPRIATING FUNDING FOR HURRICANE SALLY INSURANCE PROCEEDS TO REPAIR PORT OF PENSACOLA WAREHOUSE #9/10

Recommendation: That the City Council adopt Supplemental Budget Resolution No. 2021-41.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2021; PROVIDING FOR AN EFFECTIVE DATE.

REGULAR AGENDA (CONT'D.)

A motion to adopt (Resolution No. 2021-41) was made by Council Member Jones and seconded by Council Member Brahier.

The motion carried by the following vote:

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

23. 2021-40 SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-40 - APPROPRIATING FUNDING IN RELATION TO THE AMERICAN RESCUE PLAN ACT (ARPA) FOR (1) PREMIUM PAY AND (2) EMPLOYEE VACCINATION INCENTIVE PAY

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2021-40.

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 Jones.

Council Member Myers made comments referring to the hand-out provided at Council's places (on file with background materials) and pointed out the low percentage of women to receive premium pay. Mayor Robinson responded to Council Member Myers' comments.

Council Member Brahier made a motion to amend, and Council Vice President Hill seconded that the total appropriation be approved in the amount of $3,608,000 (reduced from $4,400,000).

Council Member Myers made follow-up remarks.

The motion to amend carried by the following vote:

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

Mayor Robinson made follow-up comments regarding Council Member Myers remarks.

REGULAR AGENDA (CONT'D.)

Council Member Jones asked for a point of order related to the current line of discussion (on Supplemental Budget Resolution No. 2021-40).

The vote as called on the main motion as amended.

The main motion as amended carried by the following vote:

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

24. 2021-33 SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-33 - LAW ENFORCEMENT TRUST FUND (LETF) PURCHASES FOR THE PENSACOLA POLICE DEPARTMENT

Recommendation: That the City Council adopt Supplemental Budget Resolution No. 2021-33.

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.

The motion carried by the following vote:

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

25. 21-00561 PENSACOLA INTERNATIONAL AIRPORT - FEDERAL AVIATION ADMINISTRATION GRANT AGREEMENT 3-12-0063-046-2021

Recommendation: That City Council approve and authorize the Mayor to execute the acceptance of the Federal Aviation Administration Airport Improvement Program (AIP) Grant 3-12-0063-046-2021 in the amount of $1,571,948 for the design, construction, and construction administration of the Runway Object Free Area (ROFA) Roadway Realignments and the design of Taxiway A Rehabilitation at the Pensacola International Airport. Further, that City Council authorize the Mayor to take all actions necessary relating to the finalization of the grant. Finally, that City Council adopt a supplemental budget resolution to appropriate the grant funds.

REGULAR AGENDA (CONT'D.)

A motion to approve (Item 25, 21-00561) was made by Council Member Brahier and seconded by Council Member Jones.

The motion carried by the following vote:

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

26. 2021-42 SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-42 - FEDERAL AVIATION ADMINISTRATION GRANT AGREEMENT 3-12-0063-046-2021

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2021-42.

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 Myers.

The motion carried by the following vote:

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

27. 27-21 PROPOSED ORDINANCE NO. 27-21 - AMENDMENT TO LAND DEVELOPMENT CODE SECTION 12-6-6 (8) - HERITAGE TREES

Recommendation: That City Council adopt Proposed Ordinance No. 27-21 on second reading:

AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE, TREE/LANDSCAPE REGULATIONS CHAPTER 12, SECTION 12-6-6(8) HERITAGE TREES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE. **(Ordinance No. 14-21)**

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

REGULAR AGENDA (CONT'D.)

The motion (to adopt P.O. No. 27-21) carried by the following vote:

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

28. 21-00535 **REVISED:** AWARD OF CONTRACT FOR INVITATION TO BID (ITB) #21-018 BAYVIEW PARK AND PIER REPAIRS - HURRICANE SALLY PROJECT

~~**Recommendation:** That City Council award a contract to DKE Marine Services, Inc. for ITB 21-018 Bayview Park and Pier Repairs - Hurricane Sally for $489,316.31 and a 20% contingency of $97,863.26 for a total amount of $587,179.57. Further that City Council authorize the Mayor to take all actions necessary to execute the contract and complete the project.~~

REVISED Recommendation: That City Council award a contract to DKE Marine Services, Inc., the lowest and most responsible bidder, for ITB 21-018 Bayview Park and Pier Repairs - Hurricane Sally for $489,316.31 and a 20% contingency of $97,863.26 for a total amount of $587,179.57. Further that City Council authorize the Mayor to take all actions necessary to execute the contract and complete the project.

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

The motion carried by the following vote:

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

21-00616 ADD-ON: STATE HIGHWAY LIGHTING, MAINTENANCE, AND COMPENSATION AGREEMENT

Recommendation: The City Council of the City of Pensacola authorize the execution of the State Highway Lighting, Maintenance and Compensation Agreement with the Florida Department of Transportation.

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

REGULAR AGENDA (CONT'D.)

Mayor Robinson (sponsor) explained why (Item No. 21-00616) is coming forward as an add-on due to the timeline with Transportation Engineer Novota elaborating. Council Member Myers made comments and asked questions with Transportation Engineer Novota and Mayor Robinson responding accordingly.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

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

2021-51 ADD-ON - SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-51 - FUNDING FOR HARNESSING OPPORTUNITY AND POWER OF EDUCATION, INC. (H.O.P.E.)

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2021-51.

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 Wiggins and seconded by Council Member Brahier.

Lila Davidson, representing H.O.P.E. Foundation was present and provided an opportunity to address Council.

Discussion ensued with Ms. Davidson providing input regarding financial resources she is able to provide the organization. Mayor Robinson and Finance Director Lovoy responded accordingly to comments and questions from Council Members.

Caleb Houston, founder of *Huts 4 Our Friends* and H.O.P.E. Foundation addressed Council.

Based on Council discussion staff will ensure the Miscellaneous Appropriations Agreement provides for assistance to the H.O.P.E. Foundation for their lease payments and/or operational expenses in an amount not to exceed the costs associated with the improvements to the building or $100,000 whichever is less.

REGULAR AGENDA (CONT'D.)

Upon conclusion of discussion, the vote was called (on Supplemental Budget Resolution No. 2021-51).

The motion carried by the following vote:

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

2021-52 ADD-ON - RESOLUTION NO. 2021-52 - A RESOLUTION AUTHORIZING THE CITY TO JOIN WITH THE STATE OF FLORIDA AND OTHER LOCAL GOVERNMENTAL UNITS AS A PARTICIPANT IN THE FLORIDA MEMORANDUM OF UNDERSTANDING AND FORMAL AGREEMENTS IMPLEMENTING A UNIFIED PLAN CONCERING THE NATIONAL OPIOID LITIGATION

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2021-52.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA AUTHORIZING THE CITY TO JOIN WITH THE STATE OF FLORIDA AND OTHER LOCAL GOVERNMENTAL UNITS AS A PARTICIPANT IN THE FLORIDA MEMORANDUM OF UNDERSTANDING AND FORMAL AGREEMENTS IMPLEMENTING A UNIFIED PLAN CONCERNING THE NATIONAL OPIOID LITIGATION; PROVIDING FOR AN EFFECTIVE DATE.

Further, that the City Council authorize the Mayor to execute the Florida Memorandum of Understanding and any additional agreements and documents necessary to implement the unified plan for the allocation and use of opioid settlement proceeds that are not substantially in consistent with the Florida Memorandum of Understanding.

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

City Attorney Woolf explained the intent for bringing this item forward. Mayor Robinson made follow-up remarks.

The motion carried by the following vote (with Council Member Myers no longer in attendance):

Yes: 5 Ann Hill, Jennifer Brahier, Teniade Broughton, Casey Jones, Delarian Wiggins
No: 0 None

COUNCIL EXECUTIVE'S REPORT

Council Executive Kraher addressed Council regarding the following: 1) reminded Council Members to turn in names of nominees (one per Council District) to serve on the Charter Review Commission and that all nominees fill-out and turn-in an application of interest by July 30th for consideration at the August 12th Council meeting along with the Mayor's two nominees; 2) provided an update on the Districting Commission which held its first meeting on July 7th and will hold their next meeting on August 4th; and 3) advised Council the City was awarded the Shuttered Venue Operations (SVO) Grant for over $600,000 for the Saenger Theatre to help offset lost revenue due to COVID-19 which will come before Council at the August 12th Council meeting to ratify acceptance of the grant and appropriate the funds.

MAYOR'S COMMUNICATION

Mayor Robinson again made comments commending out-going City Attorney Woolf for her service to the City and wishing her well with her new position as general counsel for the University of West Florida (UWF). He also provided a brief update on various projects to come before Council at the August meeting including funding for the Skate Park in Hollice T. Williams Greenway and (the above mentioned) Shuttered Venue Operations (SVO) Grant acceptance for the Saenger Theatre.

City Attorney Woolf thanked the Council, Mayor, and staff, and she wished the City well going forward.

COUNCIL COMMUNICATIONS

CIVIC ANNOUNCEMENTS

SECOND LEROY BOYD FORUM

ADJOURNMENT

WHEREUPON the meeting was adjourned at 9:29 P.M.

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Adopted: ______________________________

Approved: ______________________________
Jared Moore, President of City Council

Attest:

____
Ericka L. Burnett, City Clerk