



City of Pensacola

CITY COUNCIL

Regular Meeting Minutes

April 27, 2023

5:30 P.M.

Council Chambers

Council President Wiggins called the meeting to order at 5:30 P.M.

ROLL CALL

Council Members Present: Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier, Teniade Broughton, Jared Moore, Allison Patton

Council Members Absent: None

Also Present: Mayor D.C. Reeves

INVOCATION

Moment of Silence

PLEDGE OF ALLEGIANCE

Council Member Jennifer Brahier

FIRST LEROY BOYD FORUM

Kimberly Watson: Addressed Council regarding an upcoming event sponsored by The Watson Family Foundation on June 17th *Juneteenth – A Family Reunion for the Culture*.

Council Member Broughton made follow-up remarks.

The following individuals addressed Council in support of and/or representing Justice United Seeking Transformation (JUST) Pensacola's proposal for an affordable housing trust fund:

Linda Kallok
Justin Otto
George Young

Marian Bennett
Rick Branch

Mayor Reeves made comments addressing discussions with representatives of JUST Pensacola.

FIRST LEROY BOYD FORUM (CONT'D.)

Belinda Donaldson: Addressed Council regarding issues of affordable housing, homelessness, solar energy, lighting, other public amenities, and law enforcement.

AWARDS

None

APPROVAL OF MINUTES

1. [23-00359 APPROVAL OF MINUTES: REGULAR MEETING DATED APRIL 13, 2023](#)

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

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

APPROVAL OF AGENDA

City Clerk Burnett advised that **Item 16 (P.O. No. 10-23) has been withdrawn by the sponsor.**

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

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

CONSENT AGENDA

2. [23-00317 DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL VICE PRESIDENT CASEY JONES - DISTRICT 3](#)

Recommendation: That City Council approve funding of \$1,000 for the Watson Family Foundation, Inc. from the City Council Discretionary Funds for District 3.

CONSENT AGENDA (CONT'D.)

3. [23-00330](#) DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL MEMBER TENIADE BROUGHTON - DISTRICT 5

Recommendation: That City Council approve funding of \$500 for the Real Women Radio Foundation, Inc. and \$1,000 for the After-School Program at Allen Chapel AME Church from the City Council Discretionary Funds for District 5

4. [23-00337](#) DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL PRESIDENT DELARIAN WIGGINS - DISTRICT 7

Recommendation: That City Council approve funding of \$500 for Together We Weather from the City Council Discretionary Funds for District 7.

5. [23-00288](#) AWARD OF BID # 23-018: 2023 SIDEWALK PROJECT PHASE 1

Recommendation: That City Council approve Award of Bid # 23-018 - 2023 Sidewalk Project 1 to JRM Construction Group, Inc. of Pace, Florida, the lowest and most responsible bidder with a base bid of \$123,700, plus a 10% contingency in the amount of \$12,370.00 for the total amount of \$136,070.00. 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.

6. [23-00338](#) APPOINTMENT: PARKS AND RECREATION BOARD

Recommendation: That City Council appoint one individual to the Parks and Recreation Board to fill an unexpired term ending March 31, 2025.

A motion was made by Jared Moore, seconded by Casey Jones.

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

The motion carried by the following vote:

Yes: 7	Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier, Teniade Broughton, Jared Moore, Allison Patton
No: 0	None

REGULAR AGENDA**7. [23-00283](#) FY 2022 CITY OF PENSACOLA ANNUAL COMPREHENSIVE FINANCIAL REPORT**

Recommendation: That City Council accept the City of Pensacola Annual Comprehensive Financial Report for the year ended September 30, 2022 as prepared by the Financial Services Department and the Independent Auditors Report issued thereupon.

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

Kristen McAllister, CPA, CGFM with independent auditing firm Warren Averett addressed Council providing a summary of the report.

There being no discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

8. [23-00322](#) CONSENT TO MAYOR'S APPOINTMENT OF LISSA DEES, PARKING MANAGEMENT DIRECTOR

Recommendation: That City Council consent to the Mayor's appointment of Lissa Dees to the position of Parking Management Director.

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

Deputy City Administrator Miller provided background information on Ms. Dees experience, and she was provided an opportunity to address Council.

There being no discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

REGULAR AGENDA (CONT'D.)**9. [23-00243](#) APPROVAL OF LEASE AGREEMENT WITH WAREHOUSE 4 SPORTS, LLC, FOR PORT OF PENSACOLA WAREHOUSE #4**

Recommendation: That City Council approve the Lease Agreement between the City of Pensacola and Warehouse 4 Sports, LLC for Port of Pensacola Warehouse #4. Further, that City Council authorize the Mayor to take those actions necessary to finalize, execute and administer this Lease, consistent with the terms of the attached draft lease agreement and the Mayor's Executive Powers as granted in the City Charter.

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

Rob Fabbro representing Warehouse 4 Sports, LLC addressed Council providing an overhead presentation (on file with background materials) regarding the proposal for reuse of Port Warehouse 4 as a regional indoor sports facility to expand recreational and tourism offerings.

Mayor Reeves (sponsor) made follow-up remarks.

Public input was heard from the following individuals:

James Coe, Jr.	Janet Walsh
Buddy McCormick (handout - on file w/background materials)	Kathy Tanner
Dale Moore	Matthew Pate
Mike Ensley	Corey Rodriguez

Discussion ensued among Council with Port Director Merritt, Mr. Fabbro, Mayor Reeves, and Deputy City Administrator Miller responding accordingly to questions.

Council Member Patton made a motion to amend and Council Member Bare seconded that City Council approve the Lease Agreement between the City of Pensacola and Warehouse 4 Sports, LLC for Port of Pensacola Warehouse #4, **based on the increased investment commitment of \$4 million (instead of \$2 million as agreed to by the proposed tenant/developer)**. Further, that City Council authorize the Mayor to take those actions necessary to finalize, execute and administer this Lease, consistent with the terms of the attached draft lease agreement and the Mayor's Executive Powers as granted in the City Charter.

Some discussion took place regarding the amendment. Scott Remington representing Warehouse 4 Sports, LLC confirmed they are agreeable to the increased investment commitment which was included in the presentation provided by Mr. Fabbro.

REGULAR AGENDA (CONT'D.)

There being no further discussion, **the vote was called on the amendment (to Item 9, 23-00243).**

The motion to amend carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

Discussion continued on the main motion as amended.

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

The main motion as amended carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

10. [22-01188](#) APPROVAL TO ALLOCATE A PORTION OF LOST IV FUNDING FOR THE PAVING OF THE FIRST CITY ART CENTER PARKING LOT

Recommendation: That City Council approve the transfer of LOST IV funding in the amount of \$60,000 from the Pavement Management project to a project for the rehabilitation of the parking lot at the First City Art Center parking lot located at 1060 N. Guillemard St.

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

Mayor Reeves (sponsor) explained the additional information provided since this item was originally presented (postponed in December 2022 and withdrawn in January 2023) reflecting the improvements made by First City Art Center. Council Members Bare and Jones made comments.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

REGULAR AGENDA (CONT'D.)

11. [23-00302](#) APPROVAL TO REALLOCATE LOST IV FUNDING FOR THE 17TH AVENUE BRIDGE (GRAFFITI BRIDGE) OVERHEAD LOW CLEARANCE WARNING SYSTEM

Recommendation: That the City Council approve the reallocation of funds from LOST IV - Street Reconstruction and LOST IV - Reserved - Capital Equipment for the design and construction of two overhead low clearance warning systems at the 17th Avenue Graffiti Bridge.

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

Some discussion took place among Council with follow-up remarks from Mayor Reeves (sponsor).

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 6 Delarian Wiggins, Casey Jones, Jennifer Brahier, Teniade Broughton, Jared Moore, Allison Patton
No: 1 Charles Bare

12. [23-00346](#) NAMING OF THE SKATEPARK LOCATED AT HOLLICE T. WILLIAMS PARK IN HONOR OF BLAKE DOYLE

Recommendation: That City Council approve the naming of the skatepark located at Hollice T. Williams Park in honor of Blake Doyle.

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

Mayor Reeves (sponsor) addressed the naming of the skatepark and noted the ribbon cutting on May 2nd. Council Member Broughton made comments in support of the naming of the skatepark in honor of Mr. Doyle but does not support naming of other amenities within the skatepark area (as referenced in the agenda memorandum dated 4/27/2023).

There being no further discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier, Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

REGULAR AGENDA (CONT'D.)

13. [23-00251](#) APPROVAL OF THE CITY OF PENSACOLA YOUTH SPORTS ORGANIZATION FIELD USE LEASE AGREEMENT WITH PENSACOLA YOUTH SOCCER, INC., FOR THE USE OF HITZMAN-OPTIMIST SOCCER FIELD

Recommendation: That City Council approve a City of Pensacola Youth Sports Organization Field Use Lease Agreement with Pensacola Youth Soccer, Inc., for the use of Hitzman-Optimist Soccer Field to establish the terms and responsibilities of both parties as to the use of the Hitzman-Optimist Soccer Field for conducting a youth soccer program. Further, that City Council authorize the Mayor to take the action necessary to execute and administer this field use lease 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 Brahier and seconded by Council Member Jones.

Mayor Reeves (sponsor) regarding the agreement. Parks & Recreation Director Stills responded accordingly to questions from Council Member Bare.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

14. [23-00253](#) APPROVAL OF THE CITY OF PENSACOLA YOUTH SPORTS ORGANIZATION FIELD USE LEASE AGREEMENT WITH SOUTHERN YOUTH SPORTS ASSOCIATION, FOR THE USE OF LEGION FIELD.

Recommendation: That City Council approve a City of Pensacola Youth Sports Organization Field Use Lease Agreement with Southern Youth Sports Association for the use of Legion Field to establish the terms and responsibilities of both parties as to the use of Legion Field for conducting a youth football program. Further, that City Council authorize the Mayor to take the action necessary to execute and administer this field use lease 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 Brahier and seconded by Council Member Jones.

REGULAR AGENDA (CONT'D.)

The motion (to approve Item 14, 23-00253) carried by the following vote:

Yes: 7 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier,
 Teniade Broughton, Jared Moore, Allison Patton
No: 0 None

15. [09-23 AN ORDINANCE AMENDING SECTIONS 7-4-1, 7-4-2, 7-4-3, 7-4-4, 7-4-6, AND 7-4-11 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; REMOVING AUTHORITY TO OPERATE BOTTLE CLUBS; ADDING DEFINITION OF RESTAURANT; LIMITING RESTRICTION ON NUMBER AND LOCATION OF ESTABLISHMENTS WHERE ALCOHOLIC BEVERAGES CAN BE SOLD; EXPANDING THE EXEMPTION FOR RESTAURANT TO SELL ALCOHOLIC BEVERAGES.](#)

Recommendation: That City Council approve Proposed Ordinance No. 09-23 on first reading.

AN ORDINANCE AMENDING SECTIONS 7-4-1, 7-4-2, 7-4-3, 7-4-4, 7-4-6, AND 7-4-11 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; REMOVING AUTHORITY TO OPERATE BOTTLE CLUBS; ADDING DEFINITION OF RESTAURANT; LIMITING RESTRICTION ON NUMBER AND LOCATION OF ESTABLISHMENTS WHERE ALCOHOLIC BEVERAGES CAN BE SOLD; EXPANDING THE EXEMPTION FOR RESTAURANT TO SELL ALCOHOLIC BEVERAGES; 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 Brahier.

Mayor Reeves (sponsor) explained the proposed amendments as an effort to modernize regulations of establishments serving alcoholic beverages.

Public input was heard from John McCorvey.

Discussion took place among Council with Mayor Reeves and Development Services Director Morris responding accordingly to questions.

REGULAR AGENDA (CONT'D.)

Council Member Patton made a motion to amend and Council Member Bare seconded to add language to Section 7-4-1 for the (proposed) definition of “restaurant” (under subsection (2)) as follows: “...and derives at least 30 percent of its gross revenues from the sale of food and nonalcoholic beverages. The restaurant shall be continuously ready to prepare, serve and sell food and nonalcoholic beverages during all business operational hours. Compliance with this section shall be reported on an annual basis at the time of application for the Business Tax Receipt by the submission of a sworn affidavit verifying compliance”. (Applying same language to Section(s) 7-4-4 (c), 7-4-6 (b), 7-4-11, and clarifying enforcement language in 7-4-14).

Discussion took place regarding the amendment with Development Services Director Morris responding accordingly to questions.

Public input was heard from John McCorvey.

Discussion continued among Council with input from Mayor Reeves. Mr. McCorvey also responded accordingly to questions from Council Members related to how the amendment may impact his business.

Additional public input was heard from Katrice Johnson.

Discussion continued with Development Services Director Morris responding accordingly to questions and additional input from Mayor Reeves.

Upon conclusion of discussion, Council Member Patton restated the amendment and **the vote was called.**

The motion to amend failed by the following vote:

Yes: 2 Charles Bare, Allison Patton
No: 5 Delarian Wiggins, Casey Jones, Jennifer Brahier, Teniade Broughton, Jared Moore

There being no further discussion, **the vote was called on the (original) motion.**

The (original) motion carried by the following vote:

Yes: 6 Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier, Teniade Broughton, Jared Moore
No: 1 Allison Patton

REGULAR AGENDA (CONT'D.)

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

16. 10-23 PROPOSED ORDINANCE NO. 10-23 - REPEAL OF SECTION 11-4-17, PROHIBITION OF SKATEBOARDS ON SIDEWALKS.

Recommendation: That City Council approve Proposed Ordinance No. 10-23 on first reading:

AN ORDINANCE REPEALING, IN ITS ENTIRETY, SECTION 11-4-17 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Withdrawn.

17. 2023-036 RESOLUTION NO. 2023-036 - JOINT WORKSHOP OF THE PENSACOLA CITY COUNCIL AND THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS

Recommendation: That City Council adopt Resolution No. 2023-036:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA, FLORIDA, PRESCRIBING THE DATE, TIME AND LOCATION TO CONDUCT A JOINT WORKSHOP OF THE PENSACOLA CITY COUNCIL AND THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS; 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: 7	Delarian Wiggins, Casey Jones, Charles Bare, Jennifer Brahier, Teniade Broughton, Jared Moore, Allison Patton
No: 0	None

COUNCIL EXECUTIVE'S REPORT

None

MAYOR'S COMMUNICATION

Mayor Reeves acknowledged Tara Spencer, Victims Advocate for Pensacola Police Department who was recognized during Attorney General Moody's Crime Victims' Rights Week in Tallahassee this week. Also, reminded of the ribbon cutting for the skatepark on May 2nd.

COUNCIL COMMUNICATIONS & CIVIC ANNOUNCEMENTS

Council Member Brahier expressed gratitude for new playground equipment in Fairchild Park. She also made follow-up remarks regarding the discussion of the proposed amendment to Proposed Ordinance No. 09-23.

SECOND LEROY BOYD FORUM

None

ADJOURNMENT

WHEREUPON the meeting was adjourned at 8:40 P.M.

Adopted: _____

Approved: _____
Delarian Wiggins, President of City Council

Attest:

Ericka L. Burnett, City Clerk