



# City of Pensacola

## CITY COUNCIL

### Regular Meeting Minutes

---

February 25, 2021

5:30 P.M.

Council Chambers

---

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

#### ROLL CALL

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

**Council Members Absent:** None

**Also Present:** Mayor Grover C. Robinson, IV

Members of the public may NOT attend the meeting in person, as City Hall is closed to the public until further notice.

**Members of the public may attend and participate via live stream and/or phone.**

To watch the meeting live visit: [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 Vice President Ann Hill

**FIRST LEROY BOYD FORUM**

The following individuals addressed Council (via cellphone held to a mic) regarding upcoming improvements planned for Kiwanis Park:

James Gulley

Karl Schwelm

E.J. Schwelm

**AWARDS**

None

**APPROVAL OF MINUTES**

1. [21-00219 APPROVAL OF MINUTES - REGULAR MEETING DATED FEBRUARY 11, 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**

**A motion to approve the agenda as presented was made by Council Member Brahier 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

**CONSENT AGENDA**

2. [21-00125](#) AIRPORT - APPROVAL OF AMENDMENT NO. 1 TO ELITE LINE SERVICES, INC. CONTRACT FOR REQUEST FOR PROPOSALS #16-042.

**Recommendation:** That City Council approve Amendment No. 1 to Elite Line Services, Inc. contract for Request for Proposals #16-042. Further, that City Council authorize the Mayor to take all actions necessary to execute Amendment No. 1.

3. [21-00126](#) AIRPORT - APPROVAL OF AMENDMENT NO. 1 TO FLORIDA CLEANING SYSTEMS, INC. CONTRACT FOR INVITATION TO BID #19-008.

**Recommendation:** That City Council authorize the Mayor to execute Amendment No. 1 to Florida Cleaning Systems, Inc. contract for Invitation to Bid #19-008. Further, that City Council authorize the Mayor to take all actions necessary to execute Amendment No. 1.

4. [21-00156](#) SITE LICENSING AGREEMENT WITH HARMONI TOWERS, LLC

**Recommendation:** That City Council approve a five-year Site Licensing Agreement with Harmoni Towers, LLC to allow the City of Pensacola to attach Pensacola Energy's Automated Meter Reading (AMR) System transmission equipment for an annual fee of \$9,600 plus 2% annual escalation. Further, that Council authorize the Mayor to take all actions necessary to execute the agreement and all future contract extensions.

5. [21-00157](#) RELEASE OF LIENS FOR IMPROVEMENTS

**Recommendation:** That City Council approve the release of liens for improvements on the following six parcels:

- \* 1021 North F Street, Property Account number 150646000;
- \* 1100 W. Gonzalez Street, Property Account number 150635000;
- \* 1021 North G Street, Property Account number 150781000;
- \* 1017 North G Street, Historic Property Account number 150784100;
- \* 1015 North G Street, Property Account number 150783000; and
- \* 1209 W. Gonzalez Street, Property Account number 150780000.

Further, that City Council authorize the Mayor to take all actions necessary to execute any documents related to the release of liens.

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

6. [21-00169](#) APPOINTMENT - BOARD OF TRUSTEES-FIREMEN'S RELIEF AND PENSION FUND

**Recommendation:** That City Council reappoint Veronica Dias to the Board of Trustees-Firemen's Relief and Pension Fund for a term of two years, expiring December 31, 2022.

7. [21-00170](#) APPOINTMENTS - WESTSIDE COMMUNITY REDEVELOPMENT BOARD

**Recommendation:** That City Council reappoint Norman Baker, Douglas Baldwin, Sr., C. Marcel Davis, and James L. Gulley to the Westside Community Redevelopment Board that is either a redevelopment area resident, member of an area neighborhood association or owner or operator of a business located in the redevelopment area, to a three year term expiring January 31, 2024.

8. [21-00180](#) APPOINTMENT - WEST FLORIDA PUBLIC LIBRARY BOARD OF GOVERNANCE

**Recommendation:** That City Council reappoint Bradley Vinson to the West Florida Public Library Board of Governance for a term of two years expiring February 28, 2023.

**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

**A motion to approve consent agenda items 2, 3, 4, 5, 6, 7, and 8 was made by Council Member Jones and seconded by Council Member Wiggins.**

**REGULAR AGENDA****9. [21-00196 REFERRAL TO THE PLANNING BOARD - PROPOSED AMENDMENT TO SECTION 12-6-6 \(8\) OF THE LAND DEVELOPMENT CODE](#)**

**Recommendation:** That City Council refer to Planning Board for review and recommendation a proposed amendment to the Land Development Code Section 12-6-6 (8).

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

Council Member Brahier (sponsor) addressed concerns expressed by Council Member Myers during the agenda conference (on 2/22/21) requesting a definition for the phrase “sensitive protected natural resources”. She indicated this item will be scheduled to go before the Planning Board in April and she will continue to work with legal staff to provide a definition. Assistant City Attorney Lindsay clarified Council can opt to send the language as is to the Planning Board to consider in concept, meanwhile she will continue to work on specific language.

Discussion ensued among Council with Council Member Brahier fielding comments and questions. Mayor Robinson also provided input. Most Council Members seemed apprehensive about sending the proposed amendment to the Planning Board to consider in concept only, rather they prefer to provide a definition.

Based on discussion, **Council Member Brahier offered an amendment to the motion providing for revised language as follows: “(8) *Heritage trees, including their driplines...*2) the consequences of that failure are high or extreme. In the case of lot splits for single family and duplex uses, ~~trees~~ the land shall be evaluated to determine whether the lot split will have a negative effect on any heritage tree(s), including their driplines. A tree survey shall be provided to the Planning Services department along with the lot split application, and the size of proposed lots shall be evaluated for the purpose of ensuring that a lot split will not require the removal of any heritage tree or damage the tree’s dripline as a result of that lot split.”** Council Member Myers seconded.

Follow-up remarks were made by City Attorney Woolf, Council Member Myers, Council Executive Kraher, and Mayor Robinson.

Upon conclusion of discussion, **the vote was called on the motion to amend.**

**The motion to amend 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.)**

There being no further discussion (regarding Item 9, 21-00196), **the vote was called on the motion main motion as amended.**

**The main motion as amended carried by the following vote:**

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

10. [21-00130 DEVELOPMENT OF COMMUNITY MARITIME PARK PARCELS \(LOTS 3 THROUGH 9\)](#)

**Recommendation:** That City Council award a contract to Kuhn Realty, LLC, with Andrew Rothfeder as the agent, for the real property services related to the development of the remaining seven (7) private development parcels at Community Maritime Park. Further, that City Council authorize the Mayor to execute the contract.

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

Discussion ensued among Council. Council Member Brahier referenced a handout at Council's places (on file with background materials) which provided information from the *Brantley Appraisal Report – Values on Lots at the Community Maritime Park* which was commissioned some years ago. Also provided, an analysis of commission and other compensation based on the current (proposed) contract for real property services versus industry standards. Finance Director Lovoy responded to questions related to the age of the appraisal; and City Attorney Woolf addressed concerns related to Section 6 of the (proposed) contract.

As discussion continued, Council Member Brahier expressed concerns that the process of how the contract was negotiated and brought forward for Council's consideration appears in conflict with City Code Section 3-3-1. Mayor Robinson responded to comments and questions during discussion.

**Council Member Myers made a motion to call the question and Council Member Jones seconded.**

Yes: 5            Jared Moore, Jennifer Brahier, Teniade Broughton, Casey Jones, Sherri Myers,  
No: 2            Ann Hill, Delarian Wiggins

**The vote on the main motion was called.**

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

**The motion (to approve Item 10, 21-00130) failed by the following vote:**

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

11. [21-00161](#) AMENDMENT NO. 1 TO LEASE WITH MARITIME ONE, LLC

**Recommendation:** That City Council approve Amendment No. 1 to the Ground Lease with Maritime One, LLC, providing for the partial deferral and repayment of their lease obligations. Further, that City Council authorize the Mayor to take all actions necessary to execute and administer the amendment.

**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

12. [21-00167](#) EXTENSION OF MAYORAL DECLARATION OF STATE OF EMERGENCY FOR COVID-19

**Recommendation:** That City Council approve the Mayor's request for an extension of the Declaration of Emergency for the COVID-19 pandemic until the Council meeting scheduled for March 25, 2021.

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

Mayor Robinson and Council Member Myers made comments.

**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.)**

13. [21-00199](#) EXTENSION OF ORDINANCE NO. 15-20 REQUIRING THE MANDATORY WEARING OF FACE COVERINGS IN BUSINESSES WITHIN THE CITY LIMITS.

**Recommendation:** That City Council extend Ordinance No. 15-20 requiring the mandatory wearing of face coverings in businesses within the City Limits until March 25, 2021.

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

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

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

14. [21-00160](#) ACQUISITION OF REAL PROPERTY - 1621 ATWOOD DRIVE

**Recommendation:** That City Council approve the purchase of the real property located at 1621 Atwood Drive (Parcel No. 181S304313000000) from Communication Workers of America Local 3109 for \$575,000 plus an estimated \$25,000 in closing costs for a total amount of \$600,000. Further, that City Council authorize the Mayor to take all necessary actions and execute any documents related to the acquisition of the property. Finally, that City Council adopt a Supplemental Budget Resolution to appropriate the funds needed to purchase the property.

**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

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

15. [2021-10](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-10 - ACQUISITION OF REAL PROPERTY - 1621 ATWOOD DRIVE

**Recommendation:** That City Council adopt Supplemental Budget Resolution No. 2021-10.

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.**

Mayor Robinson and Council Member Brahier made comments.

**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

16. [21-00159](#) DISPOSITION OF REAL PROPERTY - PORTION OF 711 NORTH HAYNE STREET

**Recommendation:** That City Council approve the disposition of the northern portion of the real property currently addressed as 711 North Hayne Street (Parcel Reference No. 000S009020012140) via sale in the amount of \$40,278 plus coverage of closing costs to Emerald Coast Utility Authority (ECUA), which staff has determined to be a fair offer. Further, that City Council authorize the Mayor to take all necessary actions to execute any deeds, contracts, or subsequent related documents for the disposition of this property. Finally, that City Council authorize that all net proceeds from the property's sale are placed in the Housing Initiatives Fund.

**A motion to approve 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 (CONT'D.)**17. [21-00200 GUN BUY BACK INITIATIVE AND PROGRAM](#)

**Recommendation:** That City Council approve the specifics of the Gun Buy Back Initiative / Program for the City of Pensacola.

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

Discussion took place among Council. Mayor Robinson also provided input.

Upon conclusion of discussion, the vote was called.

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

Yes: 5      Ann Hill, Jennifer Brahier, Sherri Myers, Teniade Broughton,  
                  Delarian Wiggins  
No: 2        Jared Moore, Casey Jones

18. [06-21 PROPOSED ORDINANCE NO. 06-21 - CREATING SECTION 11-4-104 THROUGH 11-4-109 OF THE CODE OF THE CITY OF PENSACOLA, RELATED TO COMPLETE STREETS](#)

**Recommendation:** That City Council approve Proposed Ordinance No. 06-21 on first reading:

AN ORDINANCE CREATING SECTION 11-4-104 THROUGH SECTION 11-4-109 OF THE CODE OF THE CITY OF PENSACOLA FLORIDA; CREATING GUIDELINES AND REGULATIONS FOR THE DEVELOPMENT OF COMPLETE STREETS; PROVIDING DEFINITIONS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

**A motion to approve on first reading (with revisions provided at 2/22/21 agenda conference) was made by Council Member Hill and seconded by Council Member Jones.**

Council Member Myers addressed Council regarding requirements for compliance under the Americans With Disabilities Act (ADA) referring to a handout she provided at Council's places (on file with background materials) and suggested language be added to the proposed ordinance.

Discussion took place among Council. Transportation Planner-Complete Streets Ziarnek addressed Council. **Council President Moore suggested any amendments to (draft) P.O. 06-21 should be reviewed by legal staff and then be brought back on second reading for consideration.** Mayor Robinson also provided input.

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

Upon conclusion of discussion (regarding Item 18, P.O. No. 06-21), the vote was called.

**The motion (to approve on first reading) carried by the following vote:**

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

19. [09-21 PROPOSED ORDINANCE NO. 09-21, AMENDING CHAPTER 14-2 OF THE CODE PERTAINING TO BUILDING AND CONSTRUCTION STANDARDS](#)

**Recommendation:** That City Council approve Proposed Ordinance No. 09-21 on first reading:

AN ORDINANCE AMENDING CHAPTER 14-2 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; AMENDING BUILDING CONSTRUCTION STANDARDS TO CONFORM SAME TO FLORIDA STATUTES AND ADMINISTRATIVE PROVISIONS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

**A motion to approve on first reading was made by Council Member Brahier 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

20. [10-21 PROPOSED ORDINANCE NO. 10-21 AMENDING SECTION 9-5-72 OF THE CODE OF THE CITY OF PENSACOLA - PROHIBITING ADDITIONAL FUNDING OF THE FIREFIGHTERS' DEFERRED COMPENSATION PLAN](#)

**Recommendation:** That City Council approve Proposed Ordinance No. 10-21 on first reading.

AN ORDINANCE AMENDING SECTION 9-5-72 (c) OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROHIBITING ADDITIONAL FUNDING OF THE FIREFIGHTERS' DEFERRED COMPENSATION PLAN; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

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

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

**The motion (to approve Item 20, P.O. No. 10-21 on first reading) carried by the following vote:**

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

21. [01-21](#) PROPOSED ORDINANCE NO. 01-21 - PROPOSED AMENDMENT TO THE LAND DEVELOPMENT CODE - SECTION 12-6 TREE/LANDSCAPE REGULATIONS AND CHAPTER 12-13 DEFINITIONS ENUMERATED

**Recommendation:** That City Council adopt Proposed Ordinance No. 01-21 on second reading.

AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE, TITLE 12, OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, STREAMLINING REVIEW AND ENFORCEMENT OF TREE/LANDSCAPE REGULATIONS IN CHAPTER 12-6 INTO ONE DEPARTMENT AND PROCESS, UPDATING AFFECTED DEFINITION IN CHAPTER 12-13, ENSURING COMPLIANCE WITH FLORIDA STATUTES, FUNDING OVERSIGHT AND ENFORCEMENT, AND PROTECTING HERITAGE TREES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE. ([Ordinance No. 04-21](#))

**A motion to adopt was made by Council Member Brahier 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

22. [07-21](#) PROPOSED ORDINANCE NO. 07-21 CREATING SECTION 14-2-140 OF THE CITY CODE PROVIDING FOR UNSAFE STRUCTURE AND BUILDING ABATEMENT

**Recommendation:** That City Council adopt Proposed Ordinance No. 07-21 on second reading.

AN ORDINANCE CREATING SECTION 14-2-140 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING FOR UNSAFE STRUCTURE AND BUILDING ABATEMENT; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE. ([Ordinance No. 05-21](#))

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

**A motion to adopt (Item 22, P.O. No. 07-21) 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

**COUNCIL EXECUTIVE'S REPORT**

Council Executive Kraher advised of the following:

- A joint workshop session has been scheduled for City Council and the Community Redevelopment Agency (CRA) Board on March 8<sup>th</sup> immediately following the 3:30 P.M. City Council Agenda Conference.
- An alternate date of April 29<sup>th</sup> has been proposed for a joint meeting of the City Council and Escambia County Board of Commissioners.
- Community Liaison and Outreach Coordinator Powell is working on the Youth Council Initiative. Mayor Robinson made follow-up remarks.

**MAYOR'S COMMUNICATION**

Mayor Robinson made follow-up remarks regarding Item 18, P.O. No. 06-21 *Creating Section 11-4-104 Through 11-4-109 of the Code of the City of Pensacola, Related to Complete Streets.*

**COUNCIL COMMUNICATIONS**

Council Member Jones thanked the following: 1) A group from the *Blue Wahoos* conducted a clean-up of Mallory Park; and 2) Henry Adnerson, a student from Workman Middle School conducted a clean-up of Miralla Park.

Council Member Wiggins congratulated Council Member Broughton on the success of her art show last weekend. Mayor Robinson made follow-up remarks.

Council Member Myers made comments about a recent virtual town hall meeting she hosted and announced an upcoming in-person town hall meeting she has scheduled.

Council Member Brahier announced March 4<sup>th</sup> is the 100<sup>th</sup> day in office for new Council Members and she will be hosting a live event on FaceBook.

**CIVIC ANNOUNCEMENTS**

None

**SECOND LEROY BOYD FORUM**

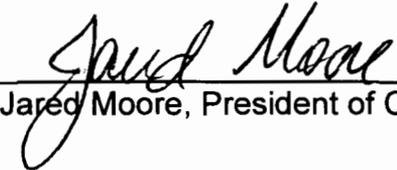
None

**ADJOURNMENT**

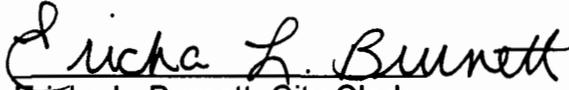
WHEREUPON the meeting was adjourned at 8:21 P.M.

\*\*\*\*\*

Adopted: March 11, 2021

Approved:   
Jared Moore, President of City Council

Attest:

  
Ericka L. Burnett, City Clerk