



# City of Pensacola

## CITY COUNCIL

### Agenda Conference Minutes

---

November 7, 2022

3:30 P.M.

Hagler/Mason Conference Room

---

The agenda conference was called to order by Council President Hill at 3:30 P.M.

#### ROLL CALL

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

**Council Members Absent:** Delarian Wiggins

**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](https://cityofpensacola.com/428/Live-Meeting-Video).

#### PRESENTATION ITEMS

1. [22-01079](#) PRESENTATION FROM BETH SILVERMAN WITH LOTUS CAMPAIGN, INC

**Recommendation:** That City Council receive a presentation from Beth Silverman with Lotus Campaign, Inc. regarding the Landlord Participation Program Pilot Project with the City of Pensacola.

Beth Silverman representing Lotus Campaign, Inc. addressed Council along with Hannah Olsen (in attendance via Microsoft Teams) regarding their efforts in establishing local partnerships for a Landlord Participation Program Pilot Project. **She recommended that their contract be terminated and that the (remainder of) allocated funding be repurposed, based on their assessment of local market conditions and outside investors concerns related to hurricane risk.** Mayor Robinson also provided input. Discussion ensued with Ms. Silverman, Mayor Robinson, and Finance Director Lovoy responding accordingly to comments and questions from Council Members.

**PRESENTATION ITEMS (CONT'D.)****2. [22-01071](#) PRESENTATION - PORT OF PENSACOLA "PROJECT PICKLE" BRIEFING**

**Recommendation:** That City Council receive an informational presentation on Port of Pensacola lease prospect "Project Pickle" in advance of an anticipated lease-related action item to come forward in December or January.

Travis Peterson, Rob Fabro, and Scott Remington addressed Council providing an overhead presentation (on file with background materials) regarding their proposal for reuse of warehouse 4 as a regional indoor sports facility to expand recreational and tourism offerings. Discussion ensued with the presenters, Deputy City Administrator Miller, and Port Director Merritt responding accordingly to comments and questions from Council Members.

**3. [22-01080](#) PRESENTATION FROM HAYNE HAIGLER REGARDING ROGER SCOTT TENNIS CENTER**

**Recommendation:** That City Council receive a presentation from Hayne Haigler regarding the Roger Scott Tennis Center.

Alvin "Hayne" Haigler provided an overhead presentation (on file with background materials) presenting data comparing the proposed City project to the UWF Tennis Courts. Discussion ensued among Council with Mayor Robinson, Director of Public Works & Facilities Tootle and Deputy Director of Public Works & Facilities Cook responding accordingly to comments and questions. Rand Hicks, Chair of the Parks & Recreation Board also provided input relaying discussions of the Board related to the project.

**4. [22-01098](#) PRESENTATION FROM ANDREW ROTHFEDER PROVIDING AN UPDATE ON THE INSPIRED COMMUNITIES OF FLORIDA, LLC LEASE OF PARCELS 4 & 5 OF COMMUNITY MARITIME PARK**

**Recommendation:** That City Council receive a presentation from Andrew Rothfeder providing an update on the Inspired Communities of Florida, LLC Lease of Parcels 4 & 5 of Community Maritime Park.

Andrew Rothfeder, City Consultant with Kuhn Realty, LLC addressed Council regarding the process of negotiations under the current terms of the option agreement. Further, he referenced a letter received this morning from Inspired Communities listing several reasons they will be seeking approval of an extension. Mayor Robinson also provided input. Mr. Rothfeder and Finance Director Lovoy responded accordingly to questions and comments. City Attorney Peppler responded to questions indicating that he would have to further research to provide a legal opinion as to options available to the City.

**REVIEW OF CONSENT AGENDA ITEMS**5. [22-01065](#) APPOINTMENT - AREA HOUSING COMMISSION

**Recommendation:** That City Council appoint a city resident or property owner to the Area Housing Commission to fill an unexpired term ending October 31, 2024.

**Place on Consent Agenda.**

6. [22-01049](#) AWARD OF BID NO. 22-055 MARKETPLACE GREENWAY LANDSCAPE & IRRIGATION PLAN

**Recommendation:** That City Council award the contract for Bid No. 22-055 Marketplace Greenway Landscape and Irrigation Plan to East Bay Landscaping & Irrigation, Inc. of Milton, Florida, the lowest and most responsible bidder, for a base price of \$120,986.36 plus a 10% contingency amount of \$12,098.64 for the total contract value of \$133,085.00. 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.

**Place on Consent Agenda.**

7. [22-01074](#) SECOND LAND USE AND COMMUNITY GARDEN OPERATING AGREEMENT BY AND BETWEEN THE CITY OF PENSACOLA AND THE HIVE FOUNDATION, INC.

**Recommendation:** That City Council approve the Operating Agreement between The Hive Foundation, Inc., and the City of Pensacola for the purpose of allowing the operator to develop and maintain a community garden. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer the Operating Agreement with the Mayor's Executive Powers as granted in the City Charter.

**Place on Consent Agenda.**

8. [22-01077](#) DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL MEMBER JENNIFER BRAHIER - DISTRICT 1

**Recommendation:** That City Council approve funding of \$1,000 for The Watson Family Foundation Thanksgiving Food Give Away, \$2,000 for Manna Food Pantries, \$1,000 for Ecomfort, Inc. at the Epps Christian Center, \$1,000 for the H.Y.P.E. Annual Turkey Drive and \$1,000 for the Humane Society from the City Council Discretionary Funds for District 1.

**Place on Consent Agenda.**

**REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)**

9. [22-01100 DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL MEMBER SHERRI MYERS - DISTRICT 2](#)

**Recommendation:** That City Council approve funding of \$1,000 to Everett Animal Welfare Group from the City Council Discretionary Funds for District 2.

**Place on Consent Agenda.**

**REVIEW OF REGULAR AGENDA ITEMS**

**\*\*\*THE FOLLOWING ITEM WAS PULLED BY THE SPONSOR AND WILL BE PLACED ON THE DECEMBER 15<sup>TH</sup> COUNCIL MEETING AGENDA\*\*\***

10. [22-01027 PUBLIC HEARING -ADOPTION OF AMENDMENT TO THE COMPREHENSIVE PLAN - COASTAL MANAGEMENT ELEMENT.](#)

**Recommendation:** That City Council conduct the second of two required public hearings on November 10, 2022 to adopt the proposed amendment to the City's Comprehensive Plan specific to the Coastal Management Element.

**Withdrawn.**

**\*\*\*THE FOLLOWING ITEM WAS PULLED BY THE SPONSOR AND WILL BE PLACED ON THE DECEMBER 15<sup>TH</sup> COUNCIL MEETING AGENDA\*\*\***

11. [29-22 PROPOSED ORDINANCE NO. 29-22 - ADOPTION OF AMENDMENT TO THE COMPREHENSIVE PLAN - COASTAL MANAGEMENT ELEMENT](#)

**Recommendation:** That City Council adopt Proposed Ordinance No. 29-22 on second reading.

AN ORDINANCE APPROVING FOR ADOPTION, FOLLOWING THE REQUIRED STATUTORY REVIEW PROCESS BY THE STATE OF FLORIDA, AMENDMENTS TO THE COMPREHENSIVE PLAN OF THE CITY OF PENSACOLA, FLORIDA, COASTAL MANAGEMENT ELEMENT; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

**Withdrawn.**

**REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)**

**\*\*\*THE FOLLOWING ITEM WAS PULLED BY THE SPONSOR AND WILL BE PLACED ON THE DECEMBER 15<sup>TH</sup> COUNCIL MEETING AGENDA\*\*\***

12. 22-01028 PUBLIC HEARING - ADOPTION OF AMENDMENT TO THE COMPREHENSIVE PLAN - PROPERTY RIGHTS ELEMENT.

**Recommendation:** That City Council conduct the second of two required public hearings on November 10, 2022, to adopt the proposed amendment to the City's Comprehensive Plan specific to the Property Rights Element.

**Withdrawn.**

**\*\*\*THE FOLLOWING ITEM WAS PULLED BY THE SPONSOR AND WILL BE PLACED ON THE DECEMBER 15<sup>TH</sup> COUNCIL MEETING AGENDA\*\*\***

13. 27-22 PROPOSED ORDINANCE NO. 27-22 - ADOPTION OF AMENDMENT TO THE COMPREHENSIVE PLAN - PROPERTY RIGHTS ELEMENT

**Recommendation:** That City Council adopt Proposed Ordinance No. 27-22 on second reading.

AN ORDINANCE APPROVING FOR ADOPTION, FOLLOWING THE REQUIRED STATUTORY REVIEW PROCESS BY THE STATE OF FLORIDA, AMENDMENTS TO THE COMPREHENSIVE PLAN OF THE CITY OF PENSACOLA, FLORIDA, PROPERTY RIGHTS ELEMENT; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

**Withdrawn.**

14. 22-01063 APPROVAL TO REALLOCATE LOST IV FUNDING FOR THE PURCHASE OF GAME TIME PLAYGROUND EQUIPMENT

**Recommendation:** That City Council authorize the reallocation of LOST IV funding for the purchase of playground equipment from the following parks: Belvedere Park, Fairchild Park, Granada Subdivision Park, and Pintado Park in the amount of \$169,881.35 to the following parks: East Gate Park, Lions Park, and Lamanca Square.

Some discussion took place with Parks & Recreation Administration & Special Projects Superintendent Carmody responding accordingly to comments and questions. **Council Member Moore requested additional information on equipment specifications be provided prior to the 11/10 Council meeting.**

**Place on Regular Agenda.**

**REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)**

15. [2022-100](#) RESOLUTION NO. 2022-100 AMENDMENT TO THE PARKS AND RECREATION FEE SCHEDULES FOR FISCAL YEAR 2023.

**Recommendation:** That City Council adopt Resolution No. 2022-100.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA AUTHORIZING AND MAKING REVISION TO THE FY23 BUDGET FEE SCHEDULES FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022; APPROVING AND PROVIDING AN EFFECTIVE DATE.

Recreation Superintendent Byrd responded accordingly to questions.

**Place on Regular Agenda**

16. [2022-102](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-102 - FINAL AMENDMENT TO THE FISCAL YEAR 2022 BUDGET

**Recommendation:** That City Council adopt Supplemental Budget Resolution No. 2022-102

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2022; PROVIDING FOR AN EFFECTIVE DATE.

Finance Director Lovoy responded accordingly to questions. **In response to questions from Council Member Moore, Mayor Robinson indicated that he will ask staff to provide additional information on Sanitation Services revenues and claims payments prior to the 11/10 Council meeting.**

**Place on Regular Agenda.**

17. [22-01003](#) FY 2022 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM: LOCAL SOLICITATION

**Recommendation:** The City Council approve and authorize the Mayor to execute the acceptance of the 2022 Edward Byrne Memorial Justice Assistance Grant (JAG) Program: Local Solicitation, between the City of Pensacola and the U.S. Department of Justice, Office of Justice Programs in the amount of \$29,778.00 upon award of grant. Further, that City Council adopt a supplemental budget resolution appropriating the grant funds.

**Place on Regular Agenda.**

**REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)**

18. [2022-101](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-101 - FY22 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM: LOCAL SOLICITATION

**Recommendation:** That City Council Adopt Supplemental Budget Resolution No. 2022-101.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING 2023; PROVIDING FOR AN EFFECTIVE DATE.

**Place on Regular Agenda.**

19. [22-01009](#) APPROVAL OF FY2022 BULLETPROOF VEST PROGRAM PARTNERSHIP WITH PATRICK LEAHY BULLETPROOF VEST FOUNDATION

**Recommendation:** That City Council approve and authorize the Mayor to execute the acceptance of the Bulletproof Vest Program grant award with Patrick Leahy Bulletproof Vest Foundation in the amount of \$19,742.80. Further that City Council authorize the Mayor to take all actions necessary to finalize the grant. Finally, that City Council adopt a supplemental budget resolution appropriating the grant funds.

**Place on Regular Agenda.**

20. [2022-103](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-103 - FY2022 BULLETPROOF VEST PROGRAM PARTNERSHIP WITH PATRICK LEAHY BULLETPROOF VEST FOUNDATION

**Recommendation:** That City Council adopt Supplemental Budget Resolution No. 2022-103.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2023; PROVIDING FOR AN EFFECTIVE DATE.

**Place on Regular Agenda.**

**REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)**

21. [22-01038](#) AUTHORIZATION TO ACCEPT FUNDING PROVIDED THROUGH THE JOINT PARTICIPATION AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND CITY OF PENSACOLA, FLORIDA FOR CONSTRUCTION OF A WELCOME SIGN AND FEATURE BETWEEN BAYFRONT PARKWAY AND GREGORY STREET.

**Recommendation:** That City Council accept Florida Department of Transportation JPA 409334-1-58-02 for Pensacola Welcome Sign in the amount of \$370,000.00. Further, that City Council authorize the Mayor to take the actions necessary to continue to administer this agreement, consistent with the terms of the and the Mayor's Executive Powers as granted in the City Charter and Resolution No. 18-55. Also, that City Council adopt a supplemental budget resolution appropriating the funds.

**Place on Regular Agenda.**

22. [2022-108](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-108 - USE OF FUNDING PROVIDED THROUGH THE JOINT PARTICIPATION AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND CITY OF PENSACOLA, FLORIDA FOR CONSTRUCTION OF A WELCOME SIGN AND FEATURE BETWEEN BAYFRONT PARKWAY AND GREGORY STREET.

**Recommendation:** That the City Council adopt Supplemental Budget Resolution No. 2022-108:

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2023; PROVIDING FOR AN EFFECTIVE DATE.

**Place on Regular Agenda.**

23. [22-01092](#) CITY OF PENSACOLA WATERSHED MANAGEMENT PLAN - FLORIDA DIVISION OF EMERGENCY MANAGEMENT GRANT NO. 433-4-7-PI

**Recommendation:** That City Council accept Florida Division of Emergency Management (FDEM) Grant No. 433-4-7-PI for Pensacola Watershed Management Plan in the amount of \$247,256.25 with an \$82,418.75 local match for a total grant value of \$329,675.00. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this grant, consistent with the terms of the grant and the Mayor's Executive Powers as granted in the City Charter. Further, that City Council adopt a supplemental budget resolution to appropriate the grant funds.

**Place on Regular Agenda.**



**REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)**

24. [2022-113](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-113 - CITY OF PENSACOLA WATERSHED MANAGEMENT PLAN - FLORIDA DIVISION OF EMERGENCY MANAGEMENT GRANT NO. 433-4-7-PI

**Recommendation:** That City Council adopt Supplemental Budget Resolution No. 2022-113:

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2023; PROVIDING FOR AN EFFECTIVE DATE.

**Place on Regular Agenda.**

25. [22-01039](#) PORT OF PENSACOLA - DEPARTMENT OF HOMELAND SECURITY (DHS) GRANT NO. EMW-2022-PU-00048 - PORT SECURITY GRANT PROGRAM FY 2022

**Recommendation:** That City Council authorize the Mayor to accept Department of Homeland Security (DHS) Grant No. EMW-2022-PU-00048 in the total amount of \$555,000 comprised of \$416,250 in DHS funds and \$138,750 in Department of Innovation & Technology match. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this grant, consistent with the terms of the grant and the Mayor's Executive Powers as granted in the City Charter. Finally, that City Council approve the supplemental budget resolution appropriating the grant funds.

**Place on Regular Agenda.**

26. [2022-109](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-109 - DEPARTMENT OF HOMELAND SECURITY (DHS) GRANT NO. EMW-2022-PU-00048 - PORT SECURITY GRANT PROGRAM FY 2022

**Recommendation:** That City Council adopt Supplemental Budget Resolution No. 2022-109

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2023; PROVIDING AND EFFECTIVE DATE.

**Place on Regular Agenda.**

**CONSIDERATION OF ANY ADD-ON ITEMS**

Reference was made to hardcopies at Council's places for **two (2) add-on items:**

22-01113 DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL MEMBER JARED MOORE - DISTRICT 4

Council Member Moore advised that he is requesting this add-on item based on the timing of the distribution of food for the Thanksgiving Holiday and that it was on oversight on his part that he missed seeing the original email from Pastor Tisdale advising of the need for funding.

**A motion to add-on the item 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, Jared Moore, Sherri Myers  
No: 0      None

It was indicated that the item will be placed on the consent agenda without any objections.

22-01114 LEASE AGREEMENT BETWEEN THE DISTRICT BOARD OF TRUSTEES OF PENSACOLA JUNIOR COLLEGE FLORIDA (N/K/A PENSACOLA STATE COLLEGE) AND THE CITY OF PENSACOLA

Mayor Robinson provided an overview regarding the termination of the lease and the urgency in settling the issue prior to December 31, 2022. Some discussion took place with City Attorney Peppler elaborating on the circumstances.

**A motion to add-on the item was made by Council Member Brahier and seconded by Council Member Myers.**

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

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

It was indicated that the item will be placed on the consent agenda without any objections.

**DISCUSSION**

None

## **READING OF ITEMS FOR COUNCIL AGENDA**

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

## **COMMUNICATIONS**

### **CITY ADMINISTRATOR'S COMMUNICATION**

Mayor Robinson made comments noting this as his last attendance for Agenda Conference before leaving office later this month at the end of his term. He also referenced the newly installed LED lighting in City Hall parking lot and the completion of the solar structure over the designated parking area for City Council and Mayor.

### **CITY ATTORNEY'S COMMUNICATION**

None

### **CITY COUNCIL COMMUNICATION**

Council Member Broughton made comments on recent arts and cultural events she attended.

Council Member Myers advised Council of an issue related to Area Housing Commission and tenants' discussions regarding transitioning of electric utility bill to FPL through individual tenant accounts instead of AHC. She explained the complexity of this transition related the financial burden on the tenants and hopes the City will work to waive the utility tax for the individual tenants since this is something that was not charged to AHC under their responsibility for payment. Some discussion took place with City Attorney Pepler indicating that he will be looking into the matter and Mayor Robinson indicated that it would have to be analyzed for financial impacts to the City.

## **ADJOURNMENT**

7:00 P.M.