



City of Pensacola

CITY COUNCIL

Agenda Conference Minutes

July 18, 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, Delarian Wiggins, Jennifer Brahier, Teniade Broughton (arrived 3:37), Casey Jones, Jared Moore, Sherri Myers (arrived 3:31)

Council Members Absent: None

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.

PRESENTATION ITEMS

1. [22-00719](#) PRESENTATION - PENSACOLA-PERDIDO BAYS ESTUARY PROGRAM

Recommendation: That City Council receive a presentation by a representative from the Pensacola Perdido Bays Estuary Program (PPBEP) regarding FY22-23 Local Government Contribution and Council Update Request

Matt Posner, Executive Director for PPBEP provided an overhead presentation (on file with background materials). Mayor Robinson and Council President Hill (sponsors) made follow-up remarks. Council Member Myers also made follow-up remarks and asked for a copy of the presentation to be forwarded to her.

REVIEW OF CONSENT AGENDA ITEMS

2. [22-00350](#) PROFESSIONAL SERVICES AGREEMENT GULF COAST TENNIS GROUP, LLC FOR THE OPERATION AND MANAGEMENT OF ROGER SCOTT TENNIS CENTER

Recommendation: That City Council approve the Professional Services Agreement with Gulf Coast Tennis Group, LLC for the Operation and Management of Roger Scott Tennis Center. Further, that City Council authorize the Mayor to take all actions necessary to execute the agreement.

Place on Consent Agenda.

3. [22-00640](#) INTERLOCAL AGREEMENT BETWEEN THE CITY OF PENSACOLA AND THE DOWNTOWN IMPROVEMENT BOARD FOR RESTROOM FACILITIES AT MARTIN LUTHER KING JR. PLAZA

Recommendation: That City Council approve an Interlocal Agreement (ILA) with the Downtown Improvement Board (DIB) for the design and construction of two restrooms facilities at Martin Luther King (MLK) Jr. Plaza located at 50 N Palafox Street. Further, that City Council authorize the Mayor to take all actions necessary to negotiate and execute the Interlocal Agreement.

Place on Consent Agenda.

4. [22-00697](#) PENSACOLA INTERNATIONAL AIRPORT - FEDERAL AVIATION ADMINISTRATION AIRPORT IMPROVEMENT GRANT PROGRAM AGREEMENT NO. 3-12-0063-052-2022 - AIRPORT RESCUE AND FIREFIGHTING (ARFF) MOBILE TEST CART

Recommendation: That City Council approve and authorize the Mayor to execute the acceptance of the Federal Aviation Administration Airport Improvement Program Grant No. 3-12-0063-052-2022 in the amount of \$23,750 for the purchase of an Airport Rescue and Firefighting (ARFF) Mobile Test Cart for the Pensacola International Airport. Further, that City Council authorize the Mayor to take all actions necessary relating to the finalization of the grant.

Place on Consent Agenda.

REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)

5. [22-00705](#) CITY OF PENSACOLA FY 2022-2023 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ANNUAL ACTION PLAN

Recommendation: That City Council approve the FY 2022-2023 CDBG Annual Action Plan for the period October 1, 2022 through September 30, 2023 for submission to U. S. Department of Housing and Urban Development. Further, that City Council approve the City of Pensacola 2022-2023 CDBG program Proposed Budget and Activity Summary. Finally, that City Council authorize the Mayor to execute all documents relating to the plan's submission and program's administration.

Place on Consent Agenda.

6. [22-00706](#) APPROVAL OF LIGHTING AGREEMENT BETWEEN CITY OF PENSACOLA AND FLORIDA POWER & LIGHT (FPL) FOR LED LIGHTING UPGRADE PROJECT

Recommendation: That the City Council approve a request for FPL to convert existing streetlights within the City to LED streetlights.

Council Member Myers requested this item be moved to the regular agenda.

She indicated that she is waiting for additional information she requested prior to agenda conference. Mayor Robinson and Public Works & Facilities Director Tootle responded to Council Member Myers' request for additional maps detailing the installation of lighting. It was indicated that there was a glitch in transmitting the maps via email due to the size of the files. Staff indicated they will work with City Clerk Burnett to provide the maps as an agenda attachment for the July 21st Council meeting when the agenda is published on July 19th.

Place on regular agenda.

Council Member Brahier referenced Item 3, 22-00640 *Interlocal Agreement between the City of Pensacola and the Downtown Improvement Board for Restroom Facilities at Dr. Martin Luther King, Jr. Plaza* and asked questions regarding annual costs related to maintenance of the facilities. Parks & Recreation Director Stills and Mayor Robinson responded accordingly.

7. [22-00708](#) 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.

Place on Consent Agenda.

REVIEW OF REGULAR AGENDA ITEMS

8. [22-00691](#) PUBLIC HEARING: REQUEST TO VACATE A SEGMENT OF THE EAST YONGE STREET RIGHT-OF-WAY (400 BLOCK) BETWEEN THE WEST LINE OF DAVIS HIGHWAY AND THE EAST LINE OF DR. MARTIN LUTHER KING, JR. DRIVE

Recommendation: That City Council conduct a Public Hearing on July 21, 2022, to consider the request to vacate a segment of the East Yonge Street right-of-way (400 Block) between the west line of Davis Highway and the east line of Dr. Martin Luther King, Jr. Drive.

Place on regular agenda.

9. [30-22](#) PROPOSED ORDINANCE NO. 30-22 - REQUEST TO VACATE A SEGMENT OF THE EAST YONGE STREET RIGHT-OF-WAY (400 BLOCK) BETWEEN THE WEST LINE OF DAVIS HIGHWAY AND THE EAST LINE OF DR. MARTIN LUTHER KING JR. DRIVE.

Recommendation: That City Council approve Proposed Ordinance No. 30-22 on first reading:

AN ORDINANCE CLOSING, ABANDONING AND VACATING ALL OF YONGE STREET BETWEEN THE WEST LINE OF DAVIS HIGHWAY AND THE EAST LINE OF DR. MARTIN LUTHER KING JR. DRIVE IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AND EFFECTIVE DATE.

Place on regular agenda.

*****THE FOLLOWING ITEM WAS WITHDRAWN BY THE SPONSOR(S)*****

10. [22-00757](#) TRANSFER OF AMERICAN RESCUE PLAN ACT (ARPA) FROM VARIOUS PROJECTS TO FUND THE STUDER COMMUNITY INSTITUTE'S INITIATIVE "THE SPRING"

Recommendation: That City Council authorize the Mayor to transfer funds within the American Rescue Plan Act (ARPA) Fund to provide funding for expenses the Studer Community Institute's initiative called "The Spring."

Withdrawn.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

11. [22-00685](#) CITY COUNCIL CONSENT TO THE MAYOR'S APPOINTMENT OF FRED CRENSHAW AS SANITATION SERVICES AND FLEET MANAGEMENT DIRECTOR FOR THE CITY OF PENSACOLA.

Recommendation: That City Council consent to the Mayor's appointment of Fred Crenshaw as Sanitation Services and Fleet Management Director of the City of Pensacola in accordance with the City Charter Section 4.01(a)(7).

Council Member Brahier expressed concerns and objections to the position not being advertised and suggested this item be pulled and go through procedural hiring channels. Discussion took place with Mayor Robinson and Deputy City Administrator Miller addressing Council Member Brahier's comments explaining that is common, particularly with enterprise departments, to hire someone with experience just under (the) former director.

Place on regular agenda.

12. [22-00754](#) ACQUISITION OF REAL PROPERTY - 2700 BLK DR. MARTIN LUTHER KING JR. DRIVE

Recommendation: That City Council approve the purchase of real property located at 2700 Block Dr. Martin Luther King Jr. Drive (Parcel No. 000S009020180146) from Fellowship Prayer Temple Inc. for \$190,000 plus an estimated \$9,500 in closing costs for a total amount of \$199,500. Further, that City Council authorize the Mayor to take all necessary actions and execute documents related to the acquisition of the property.

Place on regular agenda.

13. [2022-071](#) RESOLUTION NO. 2022-071 - COMMUNITY REDEVELOPMENT AGENCY (CRA) ACQUISITION OF REAL PROPERTY AT 2700 DR. MARTIN LUTHER KING, JR. DRIVE

Recommendation: That City Council adopt Resolution No. 2022-071:

A RESOLUTION OF THE CITY OF PENSACOLA, FLORIDA RELATING TO COMMUNITY REDEVELOPMENT WITHIN THE EASTSIDE COMMUNITY REDEVELOPMENT AREA; PROVIDING FINDINGS; APPROVING AND AUTHORIZING THE EXPENDITURE OF CITY AND CRA FUNDS TO ACQUIRE CERTAIN REAL PROPERTY THEREIN LOCATED AT 2700 BLOCK DR. MARTIN LUTHER KING, JR. DRIVE IN FURTHERANCE OF THE PURPOSES ESTABLISHED IN CHAPTER 163, PART III, FLORIDA STATUTES AND THE EASTSIDE REDEVELOPMENT PLAN; AND PROVIDING AN EFFECTIVE DATE.

Place on regular agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)14. [22-00690](#) TENTATIVE MILLAGE RATE - FISCAL YEAR 2023

Recommendation: That City Council set the tentative Fiscal Year 2023 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 2023 millage rates be held on September 7, 2022, at 5:30 p.m. in Council Chambers.

Place on regular agenda.

15. [22-00720](#) REQUEST FOR AUTHORIZATION TO EXPEND TREE PLANTING TRUST FUND MONIES TO PROVIDE ROOT REVITALIZATION AND RESTORATION SERVICES FOR THE HERITAGE LIVE OAK AT GARDEN STREET AND BRUE STREET

Recommendation: That Council authorize the use of the Tree Trust Fund monies, in an amount not to exceed \$8,565,00, to provide root revitalization and restoration services for the heritage live oak tree at the intersection of Garden Street and Brue Street. Finally, that City Council authorize the Mayor to execute all contracts, related documents and take all related actions necessary to complete this project.

Place on regular agenda.

16. [22-00717](#) USE OF NATIVE SPECIES FOR TREE REPLACEMENT ON PUBLIC SPACES UNDER CITY CONTROL

Recommendation: That City Council determine that all tree replacements on public spaces which are under City control be of native species and referred to the City Council for approval, prior to replacement.

Discussion ensued with Council President Hill (sponsor) responding accordingly to comments and questions. **Council Executive Kraher also provided input and indicated that based on the intent of the sponsor he can format (this) as a resolution for Council's adoption as a policy.**

Place on regular agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

17. [22-00751](#) CORRECTIVE SPECIAL WARRANTY DEED RELATED TO DEVELOPMENT OF REAL PROPERTY AT WEST GARDEN STREET AND SOUTH SPRING STREET

Recommendation: That the City Council authorize the Mayor to execute a Corrective Special Warranty Deed on behalf of the City of Pensacola as Statutory Joint Transferee of the Assets and Liabilities of the abolished Pensacola-Escambia Governmental Center Authority related to development of real property at West Garden Street and South Spring Street. Further, that City Council adopt a resolution authorizing the Mayor to take all necessary actions related to issuance of the corrective deed.

Council Member Moore asked for a synopsis of this issue with City Attorney Pepler responding accordingly.

Place on regular agenda.

18. [2022-069](#) RESOLUTION NO. 2022-069 - CORRECTIVE SPECIAL WARRANTY DEED RELATED TO DEVELOPMENT OF REAL PROPERTY AT WEST GARDEN STREET AND SOUTH SPRING STREET

Recommendation: That City Council adopt Resolution No. 2022-069.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA AUTHORIZING THE EXECUTION OF A CORRECTIVE SPECIAL WARRANTY DEED RELATING TO THE SALE OF REAL PROPERTY BY PENSACOLA-ESCAMBIA GOVERNMENTAL CENTER AUTHORITY TO THE SCHOOL BOARD OF ESCAMBIA COUNTY, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

Place on regular agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

19. [2022-065](#) RESOLUTION NO. 2022-065 - ESTABLISHING THE CITY COUNCIL DISCRETIONARY FUND POLICY

Recommendation: That City Council adopt Resolution No. 2022-065

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA, FLORIDA; AMENDING THE POLICIES OF THE CITY COUNCIL AND ESTABLISHING THE DISCRETIONARY FUND POLICY; PROVIDING SEVERABILITY; PROVIDING FOR REPEALER; PROVIDING AN EFFECTIVE DATE.

Council Member Moore (sponsor) explained the intent of establishing this policy and responded accordingly to comments and questions. Council Executive Kraher also provided input.

Place on regular agenda.

20. [2022-064](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-064 - APPROPRIATION OF \$25,000 FROM THE AVAILABLE UNASSIGNED FUND BALANCE FOR EXPERT ASSISTANCE WITH THE ELECTRIC UTILITY FRANCHISE AGREEMENT

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-064.

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

Mayor Robinson (sponsor) explained the intent was to hire expertise for negotiations purposes with City Administrator Fiddler elaborating. Council Member Myers and Mayor Robinson made follow-up remarks.

Place on regular agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

21. [2022-061](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-061 - LAW ENFORCEMENT TRUST FUND (LETF) PURCHASE FOR THE PENSACOLA POLICE DEPARTMENT

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2022-061.

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

Place on regular agenda.

22. [31-22](#) PROPOSED ORDINANCE NO. 31-22 - AMENDING SECTION 2-1-5 OF THE PENSACOLA CITY CODE- COMPENSATION OF MAYOR

Recommendation: That City Council approve Proposed Ordinance No. 31-22 on first reading:

AN ORDINANCE AMENDING SECTION 2-1-5 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA - COMPENSATION OF MAYOR; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Council Member Moore (sponsor) introduced the proposed ordinance. Council Member Myers and Mayor Robinson made comments.

Place on regular agenda.

23. [28-22 REVISED](#): PROPOSED ORDINANCE NO. 28-22 - CREATING SECTION 6-3-22 OF THE CODE OF THE CITY OF PENSACOLA - RESTRICTING DEVELOPMENT AT BAARS PARK

Recommendation: That City Council adopt Proposed Ordinance No. 28-22 (as revised) on second reading:

AN ORDINANCE CREATING SECTION 6-3-22 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; **RESTRICTING DEVELOPMENT AT BAARS PARK**; PROVIDING THE INTENT; PROVIDING FOR DEFINITIONS; PROVIDING RESTRICTIONS ON THE WOODED AREA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

Brief discussion took place.

Place on regular agenda.

CONSIDERATION OF ANY ADD-ON ITEMS

Council President Hill referred to hardcopies **of two (2) add-on items at Council’s places:**

22-00765 CITY OF PENSACOLA RESILIENT COASTLINES PROGRAM - FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION GRANT AGREEMENT NO. 22PLN33

Mayor Robinson (sponsor) and Assistant Planning & Zoning Manager Cannon explained the City recently received notification of the grant award and need to execute the associated agreement and appropriation of funds (adoption of a supplemental budget resolution) and submit to FDEP by the upcoming deadline.

A motion to add-on to the 7/21 Council meeting agenda was made by Council Member Brahier and seconded by Council Member Wiggins.

The motion carried by the following vote:

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

2022-073 SUPPLEMENTAL BUDGET RESOLUTION NO. 2022-073 - APPROPRIATING FUNDING FROM FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION GRANT AGREEMENT NO. 22PLN33 FOR THE CITY OF PENSACOLA’S COASTAL RESILIENCE PROGRAM

A motion to add-on to the 7/21 Council meeting agenda was made by Council Member Wiggins and seconded by Council Member Broughton.

The motion carried by the following vote:

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

DISCUSSION ITEM**24. [22-00758 ENVIRONMENTAL ADVISORY BOARD \(EAB\) RECOMMENDATIONS REGARDING INTEGRATED PEST MANAGEMENT PROGRAM \(IPM\)](#)**

Council Member Myers (sponsor) explained the intent of implementing an Integrated Pest Management Program for City parks and facilities. Discussion ensued with Parks & Recreation Director Stills referencing state guidelines for parks. **Council Member Myers indicated that she would like an IPM program for the City to be codified and will work with Council Executive Kraher to bring forward a proposed ordinance for Council's consideration.** Discussion continued with input from Mayor Robinson.

READING OF ITEMS FOR COUNCIL AGENDA

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

COMMUNICATIONS**CITY ADMINISTRATOR'S COMMUNICATION**

City Administrator Fiddler advised of an upcoming project for installation of a solar canopy in the parking lot of City Hall which will temporarily cause the relocation of Council's parking spaces during construction.

Mayor Robinson advised of an accident (within the hour) on West Cervantes Street at North "S" Street which a pedestrian was struck by a vehicle.

Deputy City Administrator Miller advised that she will not be able to attend the 7/21 Council meeting, therefore (at this time) addressed Council regarding the Mayor's appointee Fred Crenshaw as Sanitation Services & Fleet Management Director providing his background and experience.

CITY ATTORNEY'S COMMUNICATION

None

CITY COUNCIL COMMUNICATION

Council Member Brahier commented on her recent town hall meeting held jointly with Mayor Robinson for District 1.

Mayor Robinson advised of an upcoming joint town hall meeting for District 5 with Council Member Broughton.

CITY COUNCIL COMMUNICATION (CONT'D.)

Council Executive Kraher addressed Council regarding scheduling of upcoming meetings: 1) Availability of Council Members for a budget workshop which were tentatively scheduled for 7/25 and 7/26. **Consensus among Council was to schedule a budget workshop in the early part of August - - date to be determined.** 2) With the continuation of the special meeting (on 7/19 continued from 7/11) for determination of proposed Charter amendments for referendum at the November 8, 2022 General Election, **an additional special meeting will be scheduled for July 28, 2022 at 5:30 P.M. for first reading of ordinances adopting ballot language for proposed Charter amendments. No objections.**

ADJOURNMENT

5:41 P.M.