



City of Pensacola

CITY COUNCIL

Meeting Minutes

December 13, 2018

5:30 P.M.

Council Chambers

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

ROLL CALL

Council Members Present: Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn

Council Members Absent: None

Also Present: Mayor Grover C. Robinson, IV

INVOCATION

Rev. Nikki Thomas, Associate Minister, Edwards Chapel AME Zion Church

PLEDGE OF ALLEGIANCE

Council Member Gerald Wingate

FIRST LEROY BOYD FORUM

Organizers from *Winterfest Pensacola* were in attendance and made holiday presentations to City Council Members and Mayor Robinson.

Christian Wagley: Made comments urging Council to schedule two meetings per month in 2019, rather than one meeting, as he believes this will improve the decision making process.

Council President Terhaar made follow-up remarks indicating Council will discuss their 2019 meeting schedule at a workshop on January 7th.

Barbara Mayall: Made comments welcoming Council Members and Mayor Robinson who are beginning their terms of office. She also indicated citizens should be able to direct comments and questions during meetings directly to their representative Council Member and not to the Council President.

FIRST LEROY BOYD FORUM (CONT'D.)

Karen Kilpatrick: Made comments expressing excitement for the re-opening of Bruce Beach. She also expressed concern regarding lack of notification to residents in close proximity to large buildings being demolished. And she, too, encouraged Council to schedule two meeting per month in 2019.

Larry Downs, Jr.: Addressed Council relaying his concerns regarding business practices of Pensacola Energy related to partnerships with private businesses. He also encouraged Council Members to ask questions of citizens whom address them.

Mayor Robinson made follow-up remarks asking Mr. Downs to call him.

Jonathan Green: Addressed Council urging that the public needs to be aware of deep water at Bruce Beach. He also encouraged Council to schedule two meetings per month in 2019. Finally, he expressed ideas for the removal of confederate symbols to be relocated.

That concluded the first segment of LeRoy Boyd Forum.

PRESENTATION**1. [18-00378 PRESENTATION - ESCAMBIA COUNTY ANIMAL SHELTER](#)**

Recommendation: That City Council receive a presentation from John Robinson, Director of the Escambia County Animal Control Shelter. Further that this presentation be given at the City Council meeting on December 13, 2018.

John Robinson provided an overhead presentation updating Council on *Escambia County Animal Services* (on file with background materials). Council Member Myers and Mayor Robinson made follow-up remarks.

AWARDS

Council Member Myers recognized Wyley Murray, Director of Facilities for Cokesbury United Methodist Church. Mayor Robinson provided a proclamation which he read into the record.

APPROVAL OF MINUTES

2. [18-00463](#) APPROVAL OF MINUTES: REGULAR MEETING DATED 11/8/18, SPECIAL MEETING DATED 11/27/18, AND ADDITIONAL SPECIAL MEETING DATED 11/27/18

A motion to approve was made by Council Member Cannada-Wynn and seconded by Council Member Moore.

The motion carried by the following vote:

Yes: 7 Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn
No: 0 None

APPROVAL OF AGENDA

Council President Terhaar referenced a memorandum at Council's places revising the recommendation for Item 4, [18-00459](#) *Assignment of Council Members to External Boards, Commissions, and Authorities for Council Term 2018-2020* and indicated **this item will be moved from the consent agenda to the top of the regular agenda (prior to Item 12).**

Further, two add-on items (hard copies) were presented to Council for consideration at this meeting:

18-00464 ADD-ON: LEGISLATIVE PRIORTIES

A motion to approve adding (this) item was made by Council Member Cannada-Wynn and seconded by Council Member Wingate.

After brief explanation from Mayor Robinson, the vote was called.

The motion carried by the following vote:

Yes: 7 Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn
No: 0 None

APPROVAL OF AGENDA (CONT'D.)**18-00466 ADD-ON: APPROVAL OF THE PENSACOLA-ESCAMBIA PROMOTION AND DEVELOPMENT COMMISSION (PEDC) PROPOSED LEGISLATIVE AMENDMENT**

A motion to approve adding (this) item was made by Council Member Wu and seconded by Council Member Cannada-Wynn.

Scott Luth, Chief Executive Officer for FloridaWest Economic Development Alliance briefly addressed Council. Some discussion took place.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 6 Andy Terhaar, P.C. Wu, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn
No: 1 Ann Hill

Council President Terhaar indicated he will entertain a motion to approve the agenda.

A motion to approve the agenda as amended was made by Council Member Cannada-Wynn and seconded by Council Member Wingate.

The motion carried by the following vote:

Yes: 7 Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn
No: 0 None

CONSENT AGENDA**3. 18-00458 2019 CITY COUNCIL MEETING SCHEDULE**

Recommendation: That City Council adopt the January meeting schedule of January 14, 2019 for the Agenda Conference and January 17, 2019 for the City Council Meeting.

5. 18-00413 WRITE-OFF OF UNCOLLECTIBLE PORT ACCOUNTS RECEIVABLE

Recommendation: That City Council approve the write-off of \$33,055.52 in unpaid storage fees due from Dantzler, LLC, retroactive to September 30, 2018.

CONSENT AGENDA (CONT'D.)

6. [18-00424](#) INTERLOCAL AGREEMENT - PENSACOLA-ESCAMBIA COUNTY PROMOTION AND DEVELOPMENT COMMISSION

Recommendation: That City Council approve the Interlocal Agreement between the Escambia County Board of County Commissioners and the City of Pensacola relating to the funding of the Pensacola-Escambia County Promotion and Development Commission (PEDC) for FY 2019. Further, that City Council ratify the executed agreement.

7. [18-00429](#) INTERLOCAL AGREEMENT BETWEEN THE CITY OF PENSACOLA AND ESCAMBIA COUNTY RELATING TO THE HOLLICE T. WILLIAMS STORMWATER PARK RESTORE PROJECT

Recommendation: That City Council authorize the Mayor to accept the Interlocal Agreement between the City of Pensacola (City) and Escambia County for the design of the Hollice T. Williams Stormwater Park project relating to the Resources and Ecosystem Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast States Act of 2012 under #21.015 ("the Restore Act"), which established the Gulf Coast Restoration Trust Fund in the amount of \$1,597,320 and was allocated to Escambia County.

8. [18-00436](#) AWARD OF CONTRACT - BID #18-038 - PORT OF PENSACOLA BERTH 6 BREASTING & MOORING DOLPHINS PROJECT

Recommendation: That City Council award a contract for ITB #18-038 Port Of Pensacola Berth 6 Breasting & Mooring Dolphins Project to Hewes and Company, LLC, of Pensacola, Florida, the lowest and most responsible bidder with a base bid of \$2,425,000 plus a 10% contingency of \$242,500 for a total amount of \$2,667,500. Further, that Council authorize the Mayor to execute the contract and take all actions necessary to complete the project.

9. [18-00437](#) AIRPORT - AWARD OF CONTRACT RFP #18-036 FIVE (5) YEAR CONCESSION AGREEMENT FOR AUTOMATIC TELLER MACHINE PLACEMENT AND OPERATION

Recommendation: That City Council approve the selection for RFP #18-036 Automatic Teller Machine Placement and Operation at the Pensacola International Airport, with Prineta, LLC of Oakland Park, Kansas submitting the sole proposal. Further, that City Council award the contract for automatic teller machine placement and operation at Pensacola International Airport to Prineta, LLC. Finally, that City Council authorize the Mayor to take all actions necessary to execute the contract.

CONSENT AGENDA (CONT'D.)

10. [18-00447](#) AWARD OF CONTRACT FOR INVITATION TO BID (ITB) #19-002 MORRIS COURT PARK IMPROVEMENTS PROJECT

Recommendation: That City Council award a contract to Emerald Coast Constructors, Inc. for ITB #19-002 Morris Court Park Improvements for \$299,580.25 base bid, \$54,981.00 additive alternate 2, and a 10% contingency of \$35,456.13 for a total amount of \$390,017.38.

11. [18-00439](#) NAMING TENNIS COURT #20 AT ROGER SCOTT TENNIS CENTER

Recommendation: That City Council approve the naming of Court #20 at Roger Scott Tennis Center in honor of Joe Lovoy.

A motion to approve consent agenda Items 3, and 5 through 11 was made by Council Member Wingate and seconded by Council Member Moore.

The motion carried by the following vote:

Yes: 7	Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn
No: 0	None

REGULAR AGENDA4. 18-00459 ASSIGNMENT OF COUNCIL MEMBERS TO EXTERNAL BOARDS, COMMISSIONS & AUTHORITIES FOR COUNCIL TERM 2018-2020

Recommendation: That the following external assignments be filled for a two-year period, until new City Council Members take office in November of 2020.

Pensacola & Perdido Bays Estuary Program (1&1 alternate)	Hill, Cannada-Wynn (A)
Community Action Program (1)	Myers
Community Drug & Alcohol Commission (1)	Wingate
Community Enterprise Investments, Inc. (1)	Cannada-Wynn
Tourist Development Council (2)	Wu, Terhaar
Transportation Planning Organization (5)	Wu, Wingate, Cannada-Wynn, Moore, Hill
Juvenile Justice Council (1)	Wingate
Keep Pensacola Beautiful, Inc. (1)	Hill
Pensacola Escambia Development Commission (2)	Terhaar, Wu
Tourism Administration Convention Committee (1)	Moore
West Florida Regional Planning Council (1)	Myers

*Hardcopies of memorandum were at Council's places with a **revised recommendation** as follows:*

That the following external assignments be filled for a two-year period, until new City Council Members take office in November of 2020.

Pensacola & Perdido Bays Estuary Program (1&1 alternate)	Hill, Cannada-Wynn (A)
Community Action Program (1)	Myers
Community Drug & Alcohol Commission (1)	Wingate
Community Enterprise Investments, Inc. (1)	Cannada-Wynn
<u>Tourist Development Council (2)</u>	<u>Wu, Myers</u>
Transportation Planning Organization (5)	Wu, Wingate, Cannada-Wynn, Moore, Hill
Juvenile Justice Council (1)	Wingate
Keep Pensacola Beautiful, Inc. (1)	Hill
<u>Pensacola Escambia</u>	<u>Wu, Myers</u>
<u>Development Commission (2)</u>	
Tourism Administration Convention Committee (1)	Moore
<u>West Florida Regional Planning Council (1)</u>	<u>Terhaar</u>

REGULAR AGENDA (CONT'D.)

A motion to approve (Item 11) as amended was made by Council Member Wu and seconded by Council Member Hill.

The motion carried by the following vote:

Yes: 7 Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn
No: 0 None

12. [18-00452 APPOINTMENT - COMMUNITY REDEVELOPMENT AGENCY CHAIR](#)

Recommendation: That City Council appoint one member of the Community Redevelopment Agency (CRA) as Chair of the CRA for a period of one year, expiring in December of 2019.

Each of the following Council Members were nominated to be considered for appointment as CRA Chair:

Council Member Cannada-Wynn

Council Member Hill

Each nominee was provided an opportunity to address Council, as well members wishing to speak on behalf of (their) nominee.

Council President Terhaar called for a ballot vote.

Balloting and tallying takes place.

Council President Terhaar: Announced the results of the tally indicating Council Member Cannada-Wynn has been appointed as Chair of the CRA for a period of one year, expiring in December of 2019.

13. [18-00453 APPOINTMENT - COMMUNITY REDEVELOPMENT AGENCY VICE CHAIR](#)

Recommendation: That City Council appoint one member of the Community Redevelopment Agency (CRA) as Vice Chair of the CRA for a period of one year, expiring in December of 2019.

Each of the following Council Members were nominated to be considered for appointment as CRA Vice Chair:

Council Member Moore

Council Member Wingate

Each nominee was provided an opportunity to address Council, as well members wishing to speak on behalf of (their) nominee.

REGULAR AGENDA (CONT'D.)

Council President Terhaar called for a ballot vote (on Item 13).

Balloting and tallying takes place.

Council President Terhaar: Announced the results of the tally indicating Council Member Moore has been appointed as Vice Chair of the CRA for a period of one year, expiring in December of 2019.

14. [18-00444 CONSIDERATION OF SKATE PARK PROJECT](#)

Recommendation: That City Council consider Upward Intuition's request for the City to assume responsibility for the design and construction of the Blake Doyle Skate Park to be located at the Hollice T. Williams Park.

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

Discussion ensued among Council with input from Mayor Robinson and City Administrator Holley. Assistant City Administrator Wilkins fielded comments and questions regarding funding and costs of the skate park and additional park features. Jon Shell of Upward Intuition was in attendance and addressed Council. Council Executive Kraher also provided input.

Based on discussion, **Council Member Cannada-Wynn suggested that City Council approve Upward Intuition's request for the City to assume responsibility of the Blake Doyle Skate Park to be located at the Hollice T. Williams Park and expend the allocated amount of up to \$1,375,000 for design and construction of the park.**

Council Member Wingate moved (the above language) as a substitute motion which was seconded by Council Member Wu.

Discussion took place regarding the substitute motion.

Upon conclusion of discussion, the vote was called on the substitute motion.

The substitute motion carried by the following vote:

Yes: 7	Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn
No: 0	None

REGULAR AGENDA (CONT'D.)15. [18-00404](#) FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) SUBGRANT FOR HIGHWAY TRAFFIC SAFETY FUNDS

Recommendation: That City Council accept the FY 2019 Florida Department of Transportation (FDOT) Subgrant for Highway Traffic Safety Funds in the amount of \$45,000. Further, that City Council authorize the Mayor to take all actions necessary to accept the grant. Finally, that City Council adopt a supplemental budget resolution appropriating the grant funds.

A motion to approve was made by Council Member Cannada-Wynn and seconded by Council Member Moore.

The motion carried by the following vote:

Yes: 7 Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn
No: 0 None

16. [18-57](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 18-57 - FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) SUBGRANT FOR HIGHWAY TRAFFIC SAFETY FUNDS

Recommendation: That City Council adopt Supplemental Budget Resolution No. 18-57.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2019; PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Cannada-Wynn and seconded by Council Member Terhaar.

The motion carried by the following vote:

Yes: 7 Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn
No: 0 None

REGULAR AGENDA (CONT'D.)

17. [18-56](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 18-56 - LAW ENFORCEMENT TRUST FUND (LETF) PURCHASES FOR THE PENSACOLA POLICE DEPARTMENT

Recommendation: That the City Council adopt Supplemental Budget Resolution No. 18-56.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2019; PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Moore and seconded by Council Member Cannada-Wynn.

The motion carried by the following vote:

Yes: 7 Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn
No: 0 None

18. [18-60](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 18-60 - CONTRACTS PAYABLE

Recommendation: That City Council adopt Supplemental Budget Resolution No. 18-60.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2019; PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Cannada-Wynn and seconded by Council Member Terhaar.

The motion carried by the following vote:

Yes: 7 Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn
No: 0 None

REGULAR AGENDA (CONT'D.)

19. [18-62](#) SUPPLEMENTAL BUDGET RESOLUTION NO. 18-62 - FY 2019 NON-ENCUMBERED CARRYOVER BUDGET RESOLUTION

Recommendation: That City Council adopt Supplemental Budget Resolution No. 18-62

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2019; PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Terhaar and seconded by Council Member Moore.

The motion carried by the following vote:

Yes: 7 Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn
No: 0 None

20. [25-18](#) PROPOSED ORDINANCE NO. 25-18 - ANNEXATION OF PROPERTY - CAMPUS HEIGHTS PHASE II

Recommendation: That City Council adopt Proposed Ordinance No. 25-18 on second 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; REPEALING CLAUSE, AND PROVIDING AN EFFECTIVE DATE. (Ordinance No. 14-18)

A motion adopt was made by Council Member Cannada-Wynn and seconded by Council Member Wingate.

The motion carried by the following vote:

Yes: 7 Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared Moore, Jewel Cannada-Wynn
No: 0 None

REGULAR AGENDA (CONT'D.)**21. 18-00461 IMPROVING PUBLIC TRUST IN GOVERNMENT THROUGH TRANSPARENCY AND PUBLIC PARTICIPATION**

Recommendation: That City Council mandate its boards and commissions to solicit public input and participation in meetings before board action is taken.

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

Mayor Robinson addressed Council.

Public input was heard from the following individuals:

Larry Downs, Jr.

Ron Helms

Discussion ensued among Council. Council Executive Kraher and City Attorney Bowling responded accordingly to questions.

Upon conclusion of discussion, the vote was called.

The motion carried by the following vote:

Yes: 5 Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers

No: 2 Jared Moore, Jewel Cannada-Wynn

18-00466 ADD-ON: APPROVAL OF THE PENSACOLA-ESCAMBIA PROMOTION AND DEVELOPMENT COMMISSION (PEDC) PROPOSED LEGISLATIVE AMENDMENT

Recommendation: That City Council approve the proposed legislative amendments to the PEDC statute being presented to the Legislature during the upcoming Legislative session.

A motion to approve was made by Council Member Wu and seconded by Council Member Terhaar.

Scott Luth, Chief Executive Officer for FloridaWest Economic Development Alliance briefly addressed Council regarding the intent of the proposed amendments. Richard Sherrill, legal counsel for the PEDC went through each (proposed) amendment and responded accordingly to questions from Council Members. Mayor Robinson addressed Council regarding his concurrence of the amendments.

Discussion took place among Council with Mr. Luth responding accordingly to questions. During discussion it was indicated that the draft before Council also contains amended language as incorporated by action of the Escambia County Board of County Commissioners.

REGULAR AGENDA (CONT'D.)

Public input (regarding Add-on Item 18-00466) was heard from Larry Downs, Jr.

Based on discussion, **Council Member Myers made a substitute motion and Council Member Cannada-Wynn seconded that City Council tentatively accept the proposed legislative amendments, with amended language as approved by the Escambia County Board of County Commissioners, to the PEDC statute being presented to the Legislature during the upcoming Legislative session pending final approval at the January 17, 2019 City Council Meeting.**

Discussion took place among Council with Mr. Luth responding accordingly to questions.

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

The substitute motion carried by the following vote:

Yes: 7 Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared
 Moore, Jewel Cannada-Wynn
No: 0 None

18-00464 ADD-ON: LEGISLATIVE PRIORTIES

Recommendation: That City Council approve the City of Pensacola 2019 Legislative Priorities List for presentation to the Northwest Florida Legislative Delegation

A motion to approve was made by Council Member Wingate and seconded by Council Member Cannada-Wynn.

Mayor Robinson addressed Council. Some discussion took place among Council with Mayor Robinson and City Administrator Holley fielding comments and questions.

City Administrator Holley requested that approval of this item include PEDC Proposed Legislative Amendments, as tentatively accepted by the City Council, with amended language as approved by the Escambia County Board of County Commissioners, pending final approval at the January 17, 2019 City Council Meeting.

No objections as a friendly amendment.

Upon conclusion of discussion, the vote was called.

The motion as amended carried by the following vote:

Yes: 7 Andy Terhaar, P.C. Wu, Ann Hill, Gerald Wingate, Sherri Myers, Jared
 Moore, Jewel Cannada-Wynn
No: 0 None

DISCUSSION

None.

COUNCIL EXECUTIVE'S REPORT

Council Executive Kraher indicated he is working to schedule a workshop (as mentioned earlier) on January 7th at 4:00 P.M. to discuss the 2019 meeting schedule and Council's Rules and Procedures.

MAYOR'S COMMUNICATION

Mayor Robinson made remarks as this is his first (regular) meeting with the Council. He thanked the City Administrator and City staff for their work, as well as collaboration Council Executive Kraher.

Council Member Wu made follow-up comments welcoming Mayor Robinson.

COUNCIL COMMUNICATIONS

Council Member Myers advised of the recent tour she was provided of ECUA's recycling facility which she described as an incredible experience and encouraged all officials to look into.

Mayor Robinson made follow-up remarks.

Council Member Myers also advised Laurie Murphy has obtained fifteen hundred (1,500) longleaf pine trees which she is giving away for planting if anyone is interested.

CIVIC ANNOUNCEMENTS

Some Council Members made announcements of events which recently occurred or upcoming.

SECOND LEROY BOYD FORUM

Larry Downs, Jr.: Made comments indicating he looks forward to working with the new mayor and City Council.

Karen Kilpatrick: Made comments reiterating her concerns (expressed earlier during the first segment of LeRoy Boyd Forum) regarding lack of notification to residents in close proximity to large buildings being demolished. She also commented on CRA and Housing programs, as well as the need for improvements at Kiwanis Park.

Mayor Robinson and Council Member Myers made follow-up remarks.

ADJOURNMENT

WHEREUPON the meeting was adjourned at 8:58 P.M.

Adopted: _____

Approved: _____
R. Andy Terhaar, President of City Council

Attest:

Ericka L. Burnett, City Clerk