



City of Pensacola

CITY COUNCIL

Regular Meeting Minutes

May 13, 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 (arrived 5:34; left 8:23), Delarian Wiggins

Council Members Absent: None

Members of the public may attend the meeting in person; however, there will be limited seating capacity. Consistent with CDC guidelines, attendees will be encouraged to sit at least 6 feet apart and to wear face coverings that cover their nose and mouth.

Members of the public may also 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 Member Teniade Broughton

FIRST LEROY BOYD FORUM

Gloria Horning: Addressed Council regarding continued flooding issues of her home on South DeVilliers Street and her previous requests for the City to raise her structure. Today she indicated Florida Governor Ron DeSantis signed acceptance of FEMA funding which would provide for the costs to raise structures in flood zones. She also commented on the newly installed landscaping in the right-of-way on South Reus and South DeVilliers Streets and indicated she no longer can properly place bulk waste for pick-up.

Council Member Wiggins indicated he has had conversations with Deputy Administrator Fiddler and CRA Administrator Gibson and he will follow up with Dr. Horning next week regarding the landscaping.

Joshua Holland: Identified himself as a Navy Chaplain at NAS Pensacola and announced an exciting event to be held on Memorial Day. He described there would be fifty to one hundred active-duty members running the American Flag from NAS to the Veterans Memorial Park. He indicated this is a coordinated event with permits involved and thanked everyone for their efforts in the County and City.

Maurice Moody: Speaking on behalf of the Florida Department of Health as the HIV/AIDS Program Coordinator for Area 1. First, he thanked City employees Kelsey Powell, Community Liaison and Outreach Coordinator and Kara Kleckner, Executive Aide to the Mayor for their assistance. He then addressed Council regarding awareness, testing, and prevention of HIV and AIDS.

John Herron: Addressed Council regarding the City's current noise ordinance referring to the current efforts of the Downtown Improvement Board (DIB) to curb modified car noise. He pointed to Florida Statute 316.293 which addresses motor vehicle noise and provided a handout to Council Members and staff with suggested code amendments to consider with examples of language from other cities (on file).

Council Member Myers made follow-up remarks thanking Mr. Herron for the information and his efforts.

Jeremie Samuel: Addressed Council regarding City-owned properties known as Bruce Beach and Hawkshaw indicating they are ancestral properties and should be referenced as such.

AWARDS

Council President Moore recognized and present certificates to the *2021 Youth Council* graduates (first class).

APPROVAL OF MINUTES

1. [21-00442 APPROVAL OF MINUTES: REGULAR MEETING DATED APRIL 22, 2021](#)

A motion to approve was made by Council Member Brahier 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

APPROVAL OF AGENDA

A motion to approve the agenda as presented 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

CONSENT AGENDA

2. [21-00371 AIRPORT - APPROVAL OF AMENDMENT NO. 6 TO THE LEASE AND OPERATING AGREEMENT WITH PENSACOLA AVIATION CENTER, LLC \(F/K/A AEROSE LLC\)](#)

Recommendation: That City Council authorize the Mayor to execute Amendment No. 6 to the Lease and Operating Agreement with Pensacola Aviation Center, LLC (f/k/a Aerose LLC). Further, that City Council authorize the Mayor to take all actions necessary to execute the Amendment No. 6.

3. [21-00377 REQUEST FOR LICENSE TO USE RIGHT OF WAY - RED FEATHER SUBDIVISION - 150 SOUTH BAYLEN STREET](#)

Recommendation: That City Council approve the request for a License to Use Right of Way for improvements at 150 South Baylen Street

CONSENT AGENDA (CONT'D.)

A motion to approve consent agenda Items 2 and 3 was made by Council Member Wiggins 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

REGULAR AGENDA

4. [21-00394 REFERRAL TO PARKS AND RECREATION BOARD FOR REVIEW AND RECOMMENDATION SECTION 6-2-3 OF THE CITY CODE - DUTIES - PARKS AND RECREATION BOARD](#)

Recommendation: That City Council refer to the Parks and Recreation Board for review and recommendation Section 6-2-3 of the City Code - Duties - Parks and Recreation Board. Further that such recommendations be forwarded back to the City Council no later than July 30, 2021.

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

Council President Moore made comments indicating he is not opposed to the Parks and Recreation Board reviewing and providing recommendations, but he is not sure it is proper for the Board to define. He suggested Council might want to further discuss this issue in a workshop. Council Member Hill (sponsor) explained her intent for hearing from the Board which is to receive their perspective to assist Council with the process of more specifically defining their role and duties. Council Members Myers and Brahier also provided input.

Upon conclusion of discussion, the vote was called.

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.)

5. [21-00420](#) CITY COUNCIL CONSENT TO THE MAYOR'S APPOINTMENT OF ERIC RANDALL AS POLICE CHIEF FOR THE CITY OF PENSACOLA

Recommendation: That City Council consent to the Mayor's appointment of Eric Randall as Police Chief of the City of Pensacola in accordance with the City Charter Section 4.01(a)(7).

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

Council Member Myers made comments.

Deputy City Administrator Fiddler indicated (incoming) Police Chief Randall is in attendance (via Teams) and available to answer questions; Council President Moore thanked him for being present.

There being no further discussion, the vote was called.

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

6. [21-00396](#) APPOINTMENT OF MEMBERS TO THE DISTRICTING COMMISSION

Recommendation: That City Council appoint seven (7) members as nominated to the Districting Commission in accordance with City Charter Section 6.08.

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

District 5 nominee John Jerralds addressed Council.

There being no discussion, the vote was called.

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.)

Council Member Broughton requested (incoming) Police Chief Randall remain in attendance for discussion of Item 9, Resolution No. 2021-29.

Interim Police Chief Christman (also in attendance via Teams) was provided an opportunity to make comments on behalf of Pensacola Police Department welcoming (incoming) Police Chief Randall.

7. [21-00421 TIPPIN PARK COMMUNITY RESOURCE CENTER ADDITIONAL FUNDING](#)

Recommendation: That City Council transfer the remaining funds from the General Fund, Unassigned Fund Balance to the Tippin Park Community Resource Center. Further that City Council adopt a Supplemental Budget Resolution to appropriate the funds.

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

Council Member Myers (sponsor) explained her intent for bringing this issue forward and referenced history of funding for other community resource centers built in recent years.

Some discussion took place with Council Member Myers responding to comments.

Upon conclusion of discussion, the vote was called.

The motion failed by the following vote:

Yes: 1	Sherri Myers
No: 6	Jared Moore, Ann Hill, Jennifer Brahier, Teniade Broughton, Casey Jones, Delarian Wiggins,

*****THE FOLLOWING ITEM WAS PULLED DUE TO ITEM 21-00421 FAILING*****

8. [2021-25 SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-25 TRANSFERRING AVAILABLE FUNDS IN THE GENERAL FUND - UNASSIGNED FUND BALANCE TO THE TIPPIN PARK COMMUNITY RESOURCE CENTER](#)

Recommendation: That City Council approve supplemental budget Resolution No. 2021-25:

[A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2021; PROVIDING FOR AN EFFECTIVE DATE.](#)

REGULAR AGENDA (CONT'D.)**9. 2021-29 SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-29 - CITIZENS POLICE ADVISORY COMMITTEE RECOMMENDATION**

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2021-29.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2021; PROVIDING FOR AN EFFECTIVE DATE.

****This Supplemental Budget Resolution appropriates funding from the General Fund's Unassigned Fund Balance.**

A motion to adopt was made by Council Member Jones and seconded by Council Member Broughton.

Public input was heard from Paul Hay.

Discussion ensued among Council. (Incoming) Police Chief Randall was given the opportunity to provide his perspective on the issue of rebranding the Police Department with the removal of any imagery that could be construed as racist, including the removal of imagery of the Confederate Flag on uniforms and badges. Interim Police Chief Christman and Deputy City Administrator Fiddler responded accordingly to questions related to information provided related to costs of items for rebranding and procurement (on file with background materials). Finance Director Lovoy responded to questions regarding appropriation of funding.

A substitute motion was made by Council Member Myers and seconded by Council Member Brahier that this item be postponed until September 23, 2021.

Finance Director Lovoy responded to questions from Council Member Hill regarding the status of (currently) unassigned General Fund Balance.

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

The substitute 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.)

10. [2021-21 SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-21 U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS](#)

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2021-21.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR FISCAL YEAR ENDING SEPTEMBER 30, 2021; PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Hill 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

11. [2021-23 SUPPLEMENTAL BUDGET RESOLUTION NO. 2021-23 - PENSACOLA INTERNATIONAL AIRPORT INCREASE IN AIRPORT OPERATING FUNDS](#)

Recommendation: That City Council approve Supplemental Budget Resolution No. 2021-23.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR FISCAL YEAR ENDING SEPTEMBER 30, 2021; PROVIDING FOR AN EFFECTIVE DATE

A motion to adopt 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

REGULAR AGENDA (CONT'D.)

12. [2021-24](#) RESOLUTION NO. 2021-24 SUPPORTING SAFETY DESIGN MODIFICATIONS TO PACE BOULEVARD.

Recommendation: That City Council adopt Resolution No. 2021-24.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA, FLORIDA; SUPPORTING SAFETY DESIGN MODIFICATIONS TO PACE BOULEVARD FROM BARRANCAS AVENUE TO MASSACHUSETTS AVENUE (FPID 439735-1-52-01); PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Hill 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

13. [16-21](#) **REVISED:** PROPOSED ORDINANCE NO. 16-21 - AN ORDINANCE AMENDING SECTION 9-5-72 AND CREATING CHAPTER 9-10, SECTION 9-10-1 OF THE CODE OF THE CITY OF PENSACOLA

Recommendation: That City Council approved Proposed Ordinance No. 16-21, as revised, on first reading:

AN ORDINANCE AMENDING SECTION 9-5-72 AND CREATING CHAPTER 9-10, SECTION 9-10-1 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; IMPLEMENTING RATIFIED FIREFIGHTER COLLECTIVE BARGAINING AGREEMENT PROVISIONS; PROHIBITING ADDITIONAL FUNDING OF THE FIREFIGHTERS' DEFERRED COMPENSATION PLAN; PROVIDING FIREFIGHTER PENSION BENEFITS SUPPLEMENTAL TO BENEFITS PROVIDED BY STATE STATUTE; AMENDING SPOUSAL AND WIDOW/WIDOWER BENEFITS; AMENDING DEFINITION OF COMPENSATION; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE.

A motion to approve on first reading was made by Council Wiggins, seconded by Council Member Jones.

Public input was heard from Nathan Edler, President of International Association of Fire Fighters, Local 707.

There being no discussion, the vote was called.

REGULAR AGENDA (CONT'D.)

The motion (to approve on first reading P.O. No. 16-21) 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. [21-21 PROPOSED ORDINANCE NO. 21-21 - ESTABLISHING A PROCESS AND SCHEDULE FOR THE DISTRICTING COMMISSION TO SUBMIT PLAN FOR THE REDISTRICTING OF CITY COUNCIL BOUNDARIES FOR THE NOVEMBER 8, 2022 GENERAL ELECTION](#)

Recommendation: That City Council approve Proposed Ordinance No. 21-21, **Version-1 or Version-2** on first reading:

AN ORDINANCE OF THE CITY OF PENSACOLA, FLORIDA; ESTABLISHING A PROCESS AND A SCHEDULE FOR THE DISTRICTING COMMISSION TO SUBMIT PLAN FOR THE REDISTRICTING OF CITY COUNCIL BOUNDARIES FOR THE NOVEMBER 8, 2022 GENERAL ELECTION; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

A motion to approve on first reading was made by Council Member Brahier, seconded by Council Member Broughton.

Council President Moore explained **Council will need to decide which version of the proposed ordinance to move forward** with the differences being two different timelines (attachment 3 of the memo in the agenda packet compares the timeline of each version - - on file with background materials). City Attorney Woolf provided clarification.

Discussion ensued among Council with City Attorney Woolf responding accordingly to questions.

Based on discussion, Council Member Brahier (maker of the motion) clarified that Version-1 be approved on first reading and Council Member Broughton (seconded) concurred.

There being no further discussion, the was called on **Version-1.**

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. [12-21 PROPOSED ORDINANCE NO. 12-21 - REGULATIONS FOR BREEDING DOMESTICATED ANIMALS, PROVIDING FEE FOR LOCAL BUSINESS TAX FOR HOBBY BREEDERS](#)**

Recommendation: That City Council adopt Proposed Ordinance No. 12-21 on second reading:

AN ORDINANCE CREATING SECTION 4-2-45 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING REGULATIONS FOR THE BREEDING OF DOMESTICATED ANIMALS; REQUIREMENTS FOR LICENSURE AND PERMITTING FOR HOBBY BREEDERS; PROVIDING FOR DEFINITIONS; AMENDING SECTION 7-2-9 TO PROVIDING FEE FOR LOCAL BUSINESS TAX FOR HOBBY BREEDERS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Jones and seconded by Council Member Myers.

Public input was heard from the following individuals:

Dorothy King (no longer in attendance)
Talbot Wilson

Pat Young
Heidi Owens

Council Member Brahier asked follow-up questions of Ms. Owens.

Discussion ensued among Council. Council Member Myers (sponsor) referred to a handout provided at Council's places providing an example of regulations from another city (on file with background materials). City Attorney Woolf provided clarification.

Council Member Broughton requested the vote be called.

The motion failed by the following vote:

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

COUNCIL EXECUTIVE'S REPORT

None

MAYOR'S COMMUNICATION

None

COUNCIL COMMUNICATIONS

Council Member Moore informed Council about a new streetlight with klim lighting at the intersection of Palafox and La Rua Streets.

Council Member Brahier announced another series of “movies in the park” event to be held in Hitzman Park in June.

CIVIC ANNOUNCEMENTS

None

SECOND LEROY BOYD FORUM

None

ADJOURNMENT

WHEREUPON the meeting was adjourned at 8:25 P.M.

Adopted: _____

Approved: _____
Jared Moore, President of City Council

Attest:

Ericka L. Burnett, City Clerk

COUNCIL COMMUNICATIONS

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Council Member Brahier announced another series of "movies in the park" event to be held in Hitzman Park in June.

CIVIC ANNOUNCEMENTS

None

SECOND LEROY BOYD FORUM

None

ADJOURNMENT

WHEREUPON the meeting was adjourned at 8:25 P.M.

Adopted: May 27, 2021

Approved: Jared Moore
Jared Moore, President of City Council

Attest:

Ericka L. Burnett
Ericka L. Burnett, City Clerk