



City of Pensacola

CITY COUNCIL

Agenda Conference Minutes

May 10, 2021

3:30 P.M.

Council Chambers

The agenda conference was called to order by Council President Moore at 3:36 P.M.

ROLL CALL

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

Council Members Absent: None

Also Present: Mayor Grover C. Robinson, IV

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 as indicated in Resolution No. 2021-16, City Council encourages citizens 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

None

REVIEW OF CONSENT AGENDA ITEMS

1. [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.

Place on Consent Agenda.

REVIEW OF CONSENT AGENDA ITEMS (CONT'D.)

2. [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

Place on Consent Agenda.

3. [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.

Council President Moore indicated he would like this item on the regular agenda.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS

4. [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).

Place on Regular Agenda.

5. [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.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

6. [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.

Council Member Brahier pointed out this item along with the next two (2) items and a proposed add-on item (hardcopies at Council's places) each request funding from unassigned fund balance.

Place on Regular Agenda.

7. [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.

Place on Regular Agenda.

8. [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.**

Discussion took place with Mayor Robinson (sponsor) fielding comments and questions. Some questions were asked related to the Fire Department's process and funding of rebranding with Chief Cranor responding accordingly.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

9. [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.

Place on Regular Agenda.

10. [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

Place on Regular Agenda.

11. [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.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

12. [16-21](#) 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: 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.

Council Executive Kraher referenced hardcopies at Council's place providing a revised draft of P.O. No. 16-21 pointing out a minor correction on page 3 (on file with background materials). Mayor Robinson (sponsor) made follow-up remarks.

Place on Regular Agenda.

13. [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.

Place on Regular Agenda.

REVIEW OF REGULAR AGENDA ITEMS (CONT'D.)

14. [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.

Place on Regular Agenda.

CONSIDERATION OF ANY ADD-ON ITEMS

Council President Moore referenced hardcopies of **an add-on action item** (sponsored by Council Member Myers) for the 5/13 Council meeting as follows:

REMOVAL OF WILLIAM DUDLEY CHIPLEY OBELISK

A motion to add-on was made by Council Member Myers, no second.

Motion dies due to lack of a second.

DISCUSSION

15. [21-00391](#) QUARTERLY FINANCIAL REPORT - SIX MONTHS ENDING MARCH 31, 2021 (UNAUDITED) - FINANCE DIRECTOR AMY LOVOY

Finance Director Lovoy provided an overhead presentation (on file with background materials). During the presentation she advised the City is in receipt of federal expenditure guidelines for the \$19.1 million grant from the American Rescue Plan Act which staff is in the process of reviewing. Mayor Robinson made follow-up remarks.

READING OF ITEMS FOR COUNCIL AGENDA

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

COMMUNICATIONS**CITY COUNCIL COMMUNICATION**

Council Member Myers made comments referencing upcoming budget workshops which led into some follow-up discussion regarding the City's award of \$19.1 million grant from the American Rescue Plan Act.

Council Member Brahier shared her experience last weekend at a neighborhood "movies in the park" event held in her District. She encouraged more of such events throughout the City.

CITY ADMINISTRATOR'S COMMUNICATION

Deputy City Administrator Fiddler advised he is sitting in today and at Thursday's Council meeting in absence of City Administrator Wilkins.

Mayor Robinson made follow-up remarks related to the \$19.1 million grant from the American Rescue Plan Act.

Council Member Myers relayed a citizen from the League of Women Voters has been in contact with her regarding their request for planting of a tree and installation of a plaque at Bryan Park in honor of one of their members who recently passed away. Mayor Robinson responded indicating staff is in receipt of the request and is processing it through the proper procedures. Council Member Brahier made follow-up remarks.

CITY ATTORNEY'S COMMUNICATION

City Attorney Woolf provided an update on Skanska lawsuits: one filed by the City for property damages and other class action suits filed by three separate private law firms for economic damages.

Secondly, she advised of a Special Council Meeting to be scheduled Out-of-the-Sunshine for Council Members and the Mayor with its attorneys to discuss pending litigation in the case of Ladies Memorial Association, Inc., et al., v. City of Pensacola, et al., Case No. 21-11072-D, United States Eleventh Circuit Court of Appeals, in accordance with Section 286.011(8), Florida Statutes. Such attorney-client session will be held at 5:30 p.m. on Monday, May 17, 2021, 1st Floor of City Hall, Council Chambers, 222 W. Main Street, Pensacola, Florida. The meeting will begin open to the public in Council Chambers, then move to the Whibbs Conference Room on the 1st Floor for the closed session which a certified court reporter will attend and report the attorney-client session, then return to Council Chambers to be adjourned in public. She indicated they have been court-ordered to go to mediation and the City's attorneys are looking for guidance. Some discussion took place with City Attorney Woolf responding accordingly. She indicated if there are further questions to contact her individually.

CITY ATTORNEY'S COMMUNICATION (CONT'D.)

At the request of Council Member Brahier City Attorney Woolf provided a brief update on the lawsuit related to the proposed restroom facility at Veterans Memorial Park.

ADJOURNMENT

4:31 P.M.