



City of Pensacola

CITY COUNCIL

MINUTES

City of Pensacola
222 W. Main Street
Pensacola, FL
32502

January 18, 2024

5:30 PM

Hagler-Mason Conference Room,
2nd Floor

ROLL CALL

Council President Jones called the regular meeting to order at 5:31 P.M.

Council Executive Kraher indicated that Council Member Patton requested to attend the meeting virtually (via Microsoft Teams) for medical reasons in accordance with Council's policy. *No objections.*

Council Members Present: Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton (attended virtually via Microsoft Teams), Delarian Wiggins

Council Members Absent: None

INVOCATION

Moment of Silence

PLEDGE OF ALLEGIANCE

Council Member Teniade Broughton

AWARDS

Council President Jones recognized representatives from radio station Cat Country (WYCT) 98.7 for 20 years on the air. Dave Hoxeng made brief comments. Council President Jones then presented a proclamation on behalf of Mayor Reeves.

FIRST LEROY BOYD FORUM

Gloria Horning: Addressed Council regarding flooding in her neighborhood impacting her home and personal property and that FEMA funding awaiting to be granted for the raising of her home but (alleged) there has been a lack of response

from the City to move the application forward. She also provided a handout referencing permitting of recent residential development in her neighborhood and stormwater requirements not being enforced.

Council Member Wiggins asked questions of Deputy City Administrator Forte related to the FEMA application. He requested that Council be provided with an update on the application.

Dianne Robinson: Indicated her support for General Dainel "Chappie" James, Jr. Memorial Plaza. She then addressed Council referencing historic graveyards that lack fencing and requested the City to consider assisting in such provision and preservation.

Larry Downs, Jr.: Happy New Year. Addressed Council regarding COVID and vaccines.

APPROVAL OF MINUTES

1. 24-88 APPROVAL OF MINUTES: REGULAR MEETING DATED DECEMBER 14, 2023.

Recommendation: That City Council approve the regular meeting minutes dated December 14, 2023.

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

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins

No: 0 None

APPROVAL OF AGENDA

A motion to approve the agenda as presented was made by Council Vice President Moore and seconded by Council Member Brahier.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins

No: 0 None

CONSENT AGENDA

A motion to approve Consent Agenda Items 2, 3, 4, 5, 6, 7, 8, 9, and 10 was made by Council Member Brahier and seconded by Council Member Wiggins.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins
No: 0 None

2. 24-15 APPROVAL OF AMENDMENT NO. 1 TO CONTRACT WITH MULLER AND MULLER, LTD. FOR ARCHITECTURAL AND ENGINEERING SERVICES - HIGH PERFORMANCE MARITIME CENTER OF EXCELLENCE AND AMERICAN MAGIC - PORT OF PENSACOLA

Recommendation: That City Council approve Amendment No. 1 to the contract for Architectural and Engineering Services with Muller and Muller, LTD., for the High Performance Maritime Center of Excellence and American Magic at the Port of Pensacola, in the amount of \$740,004 for Phase 2 (wetslip). Further, that City Council authorize the Mayor to take actions necessary to execute and administer the amendment, consistent with the Mayor's Executive Powers as granted in the City Charter.

3. 24-12 AMENDMENT TO CDBG-CV LEGAL SERVICES PROGRAM AGREEMENT

Recommendation: That City Council approve the Amendment to the CDBG-CV Legal Services Program Agreement with Legal Services of North Florida, Inc. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer the Amendment to the Agreement, consistent with the terms of the Amendment and the Mayor's Executive Powers as granted in the City Charter.

4. 24-27 AWARD OF BID NO. 24-006 PENSACOLA INTERNATIONAL AIRPORT ROAD SIGNS

Recommendation: That City Council award Bid No. 24-006 for Airport Road Signs to Emerald Coast Striping, the lowest most responsible bidder, for the base price of \$249,900.00 plus 10% contingency in the amount of \$24,990.00 for a total contract price of \$274,890.00. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this contract and complete this work, consistent with the bid, contracting documents, and the Mayor's Executive Powers as granted in the City Charter.

5. 24-44 ENVIRONMENTAL ADVISORY BOARD MEETING SCHEDULE
RECOMMENDATION

Recommendation: That City Council approve the Environmental Advisory Board (EAB) recommendation for the Board to transition to an every other month meeting schedule, with the ability to schedule special meetings as needed.

6. 24-9 APPOINTMENT - BOARD OF TRUSTEES-FIREFIGHTERS' RELIEF AND
PENSION FUND

Recommendation: That City Council reappoint Samuel A. Horton, a city resident, to the Board of Trustees-Firefighters' Relief and Pension Fund for a term of two (2) years, expiring December 31, 2025.

7. 24-8 DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL VICE
PRESIDENT JARED MOORE - DISTRICT 4

Recommendation: That City Council approve funding of \$1,000 to James B. Washington Education and Sports and \$1,000 to the YMCA from the City Council Discretionary Funds for District 4.

8. 24-10 DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL MEMBER
DELARIAN WIGGINS - DISTRICT 7

Recommendation: That City Council approve funding of \$1,000 to the Ella L. Jordan African American History Museum and \$400 to the Southern Youth Sports Association from the City Council Discretionary Funds for District 7.

9. 24-11 DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL MEMBER
ALLISON PATTON - DISTRICT 6

Recommendation: That City Council approve funding of \$500 to James B. Washington Education and Sports, \$500 to Pensacola's Finest Foundation, \$500 to Family Promise of Escambia County and \$500 to the Ella L. Jordan African American Museum from the City Council Discretionary Funds for District 6.

10. 24-64 DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL MEMBER TENIADE BROUGHTON - DISTRICT 5

Recommendation: That City Council approve funding of \$500 to Gallery Night Pensacola, \$500 to the Gulf Coast Minority Chamber of Commerce and \$300 to the Northwest Florida Community Outreach from the City Council Discretionary Funds for District 5.

REGULAR AGENDA

11. 24-69 CITY COUNCIL CONSENT TO THE MAYOR'S APPOINTMENT OF ADAM C. COBB AS CITY ATTORNEY

Recommendation: That the City Council consent to the Mayor's appointment of Adam C. Cobb as City Attorney.

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

City Administrator Fiddler provided background information regarding Mr. Cobb.

Mr. Cobb briefly addressed Council and indicated he is prepared to answer any questions.

Council Members Bare and Brahier made comments and asked questions which Mr. Cobb responded accordingly.

Upon conclusion of discussion, the vote was called.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins

No: 0 None

12. 24-26 CITY COUNCIL CONSENT TO THE MAYOR'S APPOINTMENT OF RUSSELL SWEATT AS FACILITIES AND FLEET MANAGEMENT DIRECTOR

Recommendation: That City Council consent to the Mayor's appointment of Russell Sweatt as Facilities and Fleet Management Director effective January 22, 2024.

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

Deputy City Administrator Forte made remarks regarding the appointment of Mr. Sweatt.

Council Member Brahier made comments

Mr. Sweatt briefly addressed Council.

Council Member Bare made follow-up remarks.

There being no further discussion, the vote was called.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins

No: 0 None

13. 24-18 QUASI-JUDICIAL HEARING - FINAL SUBDIVISION PLAT - TERRACES AT TARRAGONA

Recommendation: That City Council conduct a quasi-judicial hearing on January 18, 2024, to consider approval of the Final Subdivision Plat - Terraces at Tarragona.

Council President Jones read into the record the requirements for conducting a quasi-judicial hearing. He asked Planning & Zoning Manager Cannon if this issue is contested. She indicated the issue is uncontested. Therefore, Council President Jones indicated they may dispense with formalities but must receive appropriate evidence into the record.

Planning & Zoning Manager Cannon provided an overview of the issue as indicated in the background materials contained in the agenda packet and overhead slides (on file with background materials).

Jonathan Green, the applicant, was present and indicated he had nothing else to add.

Council Member Bare asked about parking spaces with Planning & Zoning Manager Cannon responding accordingly.

There being no further discussion, Council President Jones indicated he would entertain a motion.

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

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade
Broughton, Allison Patton, Delarian Wiggins
No: 0 None

14. 24-28 ACCEPTANCE OF AWARD OF FLORIDA COMMERCE COMMUNITY
DEVELOPMENT BLOCK GRANT AWARD AGREEMENT NO. HS002 -
DISASTER RELIEF FUNDING FOR PORT OF PENSACOLA

Recommendation: That City Council approve acceptance of Florida Commerce Community Development Block Grant Disaster Recovery Award Agreement No. HS002 for the stormwater retrofitting and redevelopment of the Port of Pensacola, in the amount of \$9,103,935.38. 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 adopt a supplemental budget resolution appropriating the grant funds.

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

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade
Broughton, Allison Patton, Delarian Wiggins
No: 0 None

15. 24-30 SUPPLEMENTAL BUDGET RESOLUTION NO. 2024-4 FLORIDA
COMMERCE COMMUNITY DEVELOPMENT BLOCK GRANT-DISASTER RELIEF
FUNDING FOR PORT OF PENSACOLA

Recommendation: City Council adopt Supplemental Resolution No. 2024-4

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND
APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2024;
PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Wiggins and seconded by Council Member Bare.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade
Broughton, Allison Patton, Delarian Wiggins
No: 0 None

16. 24-17 FY23 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM: STATE - FY23-24 STATE ASSISTANCE FOR FENTANYL ERADICATION (S.A.F.E.) IN FLORIDA PROGRAM

Recommendation: That City Council approve the acceptance of the FY23 Edward Byrne Memorial Justice Assistance Grant (JAG) Program: State, agreement between the City of Pensacola and the State of Florida Department of Law Enforcement (FDLE), Office of Criminal Justice Grants in the amount of \$105,173.00, upon award of the grant. Further, that City Council authorize the Mayor to take all 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 adopt a supplemental budget resolution appropriating the grant funds.

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

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins
No: 0 None

17. 24-13 SUPPLEMENTAL BUDGET RESOLUTION NO. 2024-1 - FY23-24 STATE ASSISTANCE FOR FENTANYL ERADICATION (S.A.F.E.) IN FLORIDA PROGRAM - FLORIDA DEPARTMENT OF LAW ENFORCEMENT (FDLE) - AGREEMENT NO. 2023 -SAFE-SF-014: FLAIR VENDOR ID: F59-000406

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2024-1.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2024; PROVIDING FOR AN EFFECTIVE DATE

A motion to adopt was made by Council Member Bare and seconded by Council Member Brahier.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins
No: 0 None

18. 24-25 ACCEPTANCE OF FLORIDA COMMERCE COMMUNITY DEVELOPMENT BLOCK GRANT AWARD AGREEMENT NO. HS003 - FRICKER CENTER

Recommendation: That City Council approve acceptance of Florida Commerce Development Block Grant Disaster Recovery Award Agreement No. HS003 for the redevelopment of the Fricker Resource Center, in the amount of \$5,500,000.00 with a \$447,425.00 local match for a total grant value of \$5,947,424.00. 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. Finally, that City Council adopt a supplemental budget resolution appropriating the grant funds.

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

Council Members Brahier and Bare asked questions with Senior Grant Writer Hollon responding accordingly.

Upon conclusion of discussion, the vote was called.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins

No: 0 None

19. 24-29 SUPPLEMENTAL BUDGET RESOLUTION NO. 2024-3 - FLORIDA COMMERCE COMMUNITY DEVELOPMENT BLOCK GRANT - DISASTER RELIEF FUNDING FOR FRICKER CENTER

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2024-3

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2024; PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Bare and seconded by Council Member Wiggins.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins

No: 0 None

20. 24-20 GENERAL DANIEL "CHAPPIE" JAMES, JR. MEMORIAL PLAZA STEWARDSHIP AGREEMENT

Recommendation: That City Council approve the proposed Stewardship

Agreement between the City of Pensacola and General Daniel "Chappie" James, Jr. Memorial Foundation, Inc., establishing terms and conditions for the construction, maintenance, and ongoing stewardship of General Daniel "Chappie" James, Jr. Memorial Plaza.

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

Deputy City Administrator Miller addressed Council regarding the high-points of the agreement.

Public input was heard from the following individuals:

Claude James
Ken Pyle
Bob Patterson

Council President Jones made follow-up remarks. He then called for the vote.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins
No: 0 None

Following the vote, Council Member Patton made follow-up remarks.

21. 24-14 RESOLUTION NO. 2024-8 - SUPPORTING AN APPLICATION FOR TRANSPORTATION ALTERNATIVES PROGRAM FUNDING FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION

Recommendation: That City Council adopt Resolution No. 2024-8:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA, FLORIDA; SUPPORTING AN APPLICATION TO THE FLORIDA DEPARTMENT OF TRANSPORTATION ALTERNATIVES PROGRAM TO DESIGN AND CONSTRUCT SIDEWALKS ON NORTH J STREET AND EAST MAXWELL STREET; PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Wiggins and seconded by Council Member Bare.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins

No: 0 None

22. 24-16 SUPPLEMENTAL BUDGET RESOLUTION NO. 2024-2 - LAW ENFORCEMENT TRUST FUND (LETF) PURCHASE FOR THE LIFEVIEW GROUP HUMAN TRAFFICKING TASK FORCE / HUMAN TRAFFICKING SUMMIT

Recommendation: That the City Council adopt Supplemental Budget Resolution No. 2024-2.

A RESOLUTION AUTHORIZING AND MAKING REVISIONS AND APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2024; PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt was made by Council Member Bare and seconded by Council Member Wiggins.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins

No: 0 None

23. 24-21 PROPOSED ORDINANCE NO 22-23 - AMENDMENT TO SECTION 12-3-121 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, DEVELOPMENT STANDARDS AND GUIDELINES, CREATING SECTION 12-3-121(D)(9), BUILDING HEIGHT BONUSES

Recommendation: That City Council adopt Proposed Ordinance No. 22-23 on second reading:

AN ORDINANCE AMENDING SECTION 12-3-121 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, DEVELOPMENT STANDARDS AND GUIDELINES, CREATING SECTION 12-3-121(D)(9), BUILDING HEIGHT BONUSES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE. **(ORDINANCE NO. 1-24)**

A motion to adopt was made by Council Member Bare and seconded by Council Member Brahier.

Public input was heard from the following individuals:

Cameron Cauley
James Hosman

Council Member Brahier referenced her comments from the agenda conference (on 1/16/24) and her discussions with City staff, as well as the City's consultant

conducting an assessment of the Land Development Code (LDC). **She referenced hard copies at Council's places regarding proposed changes to the verbiage of the proposed ordinance that she worked with City staff to draft. She (Council Member Brahier) made a motion to amend and Council Member Bare seconded (as provided at Council's places adding and striking language - - on file with background materials).**

Discussion ensued among Council regarding the amendment. Council Member Brahier, Assistant Planning & Zoning Manager Harding, and Deputy City Administrator Forte fielded comments and questions, and clarified the language contained in the proposed amendment to the proposed ordinance. During discussion, Assistant Planning & Zoning Manager Harding was provided an opportunity to read into the record a statement clarifying the language presented in the proposed amendment to the proposed ordinance.

Further, Council Member Brahier inquired of Planning & Zoning Manager Cannon regarding upcoming public workshops with the City's consultant conducting an assessment of the Land Development Code (LDC). Council Member Brahier suggested postponing adoption of the proposed ordinance to a date-certain in February, after the consultant's workshops.

There being no further discussion, **the vote was called on the amendment.**

The motion to approve the amendment passed by the following vote:

Yes: 5 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Delarian Wiggins

No: 2 Teniade Broughton, Allison Patton

A motion to postpone adoption of the proposed ordinance (as amended) to February 22, 2024 Council meeting was made by Council Member Brahier and seconded by Council Member Bare.

Discussion took place regarding the motion to postpone with City Administrator Fiddler and Deputy City Administrator Forte providing input regarding the impacts of postponing this issue and staff's work over the last several months working with the Planning Board. Planning & Zoning Manager Cannon made comments elaborating on the scope of work before the consultant at this time and the upcoming workshops in February. Council Members made follow-up remarks.

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

The motion to approve postponement to February 22, 2024, failed by the following vote:

Yes: 2 Charles Bare, Jennifer Brahier
No: 5 Casey Jones, Jared Moore, Teniade Broughton, Allison Patton, Delarian Wiggins

Council Member Patton made a motion to amend striking language in subsection (9) b. related to affordable housing incentives and Council Member Moore seconded.

Discussion took place clarifying the intent of Council Member Patton's amendment which she indicated it was not her intent to strike subsection (9) b. in its entirety. Rather, to remove such a bonus is contingent upon approval by City Council, as well as the specificity of remaining affordable for a minimum of ten (10) years. Assistant Planning & Zoning Manager Harding clarified the proposed amendment on the floor would revert to what Council approved on first reading and that such language matches language for density bonuses (Section 12-3-109(6)). Council President Jones asked the maker and seconder of the motion to amendment if they accept such language. Council Member Patton and Council Member Moore accepted as a friendly amendment.

Discussion ensued regarding the (second) motion to amend with Assistant Planning & Zoning Manager Harding and Deputy City Administrator Forte responding to comments and questions.

Council Member Moore withdrew his second to the motion to amend.

Motion dies due to lack of a second.

Council Member Bare made follow-up remarks.

There being no further discussion, **the vote was called on the main motion as amended.**

The main motion as amended passed by the following vote:

Yes: 5 Casey Jones, Jared Moore, Jennifer Brahier, Teniade Broughton, Delarian Wiggins
No: 2 Charles Bare, Allison Patton

24. 24-22 PROPOSED ORDINANCE NO. 23-23 - CREATING SECTION 11-2-12, OF THE CODE OF CITY OF PENSACOLA, FLORIDA; PROVIDING FOR A TRAFFIC INFRACTION DETECTION PROGRAM IN ACCORDANCE WITH FLORIDA STATUTES

Recommendation: That City Council adopt Proposed Ordinance No. 23-23 on second reading.

AN ORDINANCE CREATING SECTION 11-2-11, 11-2-12, 11-2-13, 11-2-14, 11-2-15, 11-2-16, 11-2-17, 11-2-18, 11-2-19, OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING FOR A TRAFFIC INFRACTION DETECTION PROGRAM IN ACCORDANCE WITH FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE. **(ORDINANCE NO. 2-24)**

A motion to adopt was made by Council Member Bare and seconded by Council Member Wiggins.

Public input was heard from Larry Downs, Jr.

Some Council Members made comments.

Upon conclusion of discussion, the vote was called.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins

No: 0 None

25. **24-32** SERVICE AGREEMENT FOR TRAFFIC INFRACTION DETECTION & ENFORCEMENT PROGRAM - NOVOAGLOBAL, INC.

Recommendation: That the City Council approve a service agreement with Novoaglobal, Inc., for the purpose of providing a traffic infraction detection and enforcement program in the City of Pensacola, Escambia County, Florida for the Fiscal Years 2024-2029.

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

Public input was heard from Larry Downs, Jr.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins

No: 0 None

26. **24-23** PROPOSED ORDINANCE NO. 24-23 - CREATING SECTION 11-4-4, SECTION 11-4-5, AND SECTION 11-4-6 OF THE CODE OF THE CITY OF PENSACOLA - DANGEROUS USE OF PUBLIC RIGHTS OF WAY

Recommendation: That City Council adopt Proposed Ordinance No. 24-23 on

second reading.

AN ORDINANCE CREATING SECTION 11-4-4, SECTION 11-4-5, AND SECTION 11-4-6 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA DANGEROUS USE OF PUBLIC RIGHTS OF WAY; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE. **(ORDINANCE NO. 3-24)**

A motion to adopt was made by Council Member Wiggins and seconded by Council Member Bare.

Public input was heard from Larry Downs, Jr.

Council Member Bare made comments indicating why he would not support adoption of this ordinance.

There being no further discussion, the vote was called.

The motion passed by the following vote:

Yes: 6 Casey Jones, Jared Moore, Jennifer Brahier, Teniade Broughton,
 Allison Patton, Delarian Wiggins
No: 1 Charles Bare

27. **24-24** PROPOSED ORDINANCE 26-23 CREATING CHAPTER 7-13 OF THE CODE OF THE CITY OF PENSACOLA - REGULATION OF BUSINESSES ENGAGED IN PRUNING AND REMOVING TREES

Recommendation: That City Council adopt Proposed Ordinance No. 26-23 on second reading:

AN ORDINANCE CREATING CHAPTER 7-13 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, RELATED TO THE REGULATION OF BUSINESSES ENGAGED IN PRUNING AND REMOVING TREES; ADOPTING APPROPRIATE INDUSTRY STANDARDS; PROVIDING FOR PENALTIES FOR DEVIATION FROM INDUSTRY STANDARDS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; PROVIDING AN EFFECTIVE DATE. **(ORDINANCE NO. 4-24)**

A motion to adopt was made by Council Member Bare and seconded by Council Member Brahier.

Council Member Bare made comments in support of the adoption of this ordinance.

There being no further discussion, the vote was called.

The motion passed by the following vote:

Yes: 7 Casey Jones, Jared Moore, Charles Bare, Jennifer Brahier, Teniade
 Broughton, Allison Patton, Delarian Wiggins
No: 0 None

COUNCIL EXECUTIVE'S REPORT

None

MAYOR'S COMMUNICATION

City Administrator Fiddler thanked Assistant City Attorneys Lindsay and Moore, along with Outside Legal Counselor John Daniel, for their work during the search and hiring process for the new City Attorney.

COUNCIL COMMUNICATIONS & CIVIC ANNOUNCEMENTS

None

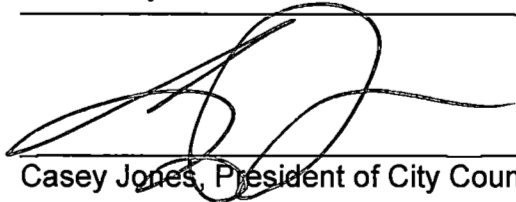
SECOND LEROY BOYD FORUM

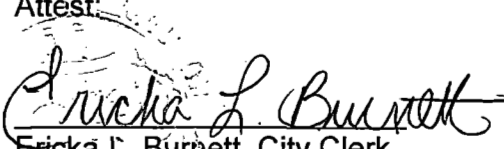
Larry Downs, Jr.: Addressed Council regarding COVID and vaccines.

ADJOURNMENT

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

Adopted: February 8, 2024

Approved: 
Casey Jones, President of City Council

Attest:

Ericka L. Burnett, City Clerk