City of Pensacola

CITY COUNCIL

MINUTES

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

April 25, 2024 | 5:30 PM | Hagler-Mason Conference Room, 2nd Floor

ROLL CALL

Council Member Wiggins called the regular meeting to order at 5:32 P.M.

Council Members Present:	Casey Jones (arrived 5:35), Jared Moore (arrived 5:33), Charles Bare, Jennifer Brahier, Teniade Broughton, Allison Patton, Delarian Wiggins
Council Members Absent:	None
Also Present:	Mayor D.C. Reeves

INVOCATION

Moment of Silence.

PLEDGE OF ALLEGIANCE

Council Member Teniade Broughton

AWARDS

Mayor Reeves presented and read (in their entirety) the following proclamations recognizing: 1) *Studer Family Children's Hospital at Ascension Sacred Heart - 55th Anniversary Celebration;* and 2) *American Red Cross of North Florida - March 2024 Red Cross Month*. A representative from each group made follow-up remarks.

FIRST LEROY BOYD FORUM

Larry Downs, Jr.: Addressed Council regarding COVID-19 vaccines and childhood vaccines in general.

APPROVAL OF MINUTES

1. 24-216 APPROVAL OF MINUTES: REGULAR MEETING DATED APRIL 11, 2024

Recommendation: That City Council approve regular meeting minutes dated April 11, 2024.

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

APPROVAL OF AGENDA

Council Member Bare requested Item 2, 24-336, *Approval of the First Amendment to the Lease Agreement with Port Warehouse 4, LLC, for Port of Pensacola Warehouse #4* be placed at the top of the regular agenda.

A motion to approve the agenda as amended 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

CONSENT AGENDA

******THE FOLLOWING ITEM WAS MOVED FROM THE CONSENT AGENDA TO THE TOP OF THE REGULAR AGENDA******

2. 24-336 APPROVAL OF THE FIRST AMENDMENT TO THE LEASE AGREEMENT WITH PORT WAREHOUSE 4 , LLC, FOR PORT OF PENSACOLA WAREHOUSE #4

Recommendation: That City Council approve the First Amendment to the Lease Agreement between the City of Pensacola and Port Warehouse 4 , LLC for Port of Pensacola Warehouse #4. Further, that City Council authorize the Mayor to take those actions necessary to finalize, execute and administer this Lease, consistent with the terms of the attached draft lease agreement and the Mayor's Executive Powers as granted in the City Charter.

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

Mayor Reeves (sponsor) introduced the item. Port Director Merritt opening comments regarding the proposed amendments. Scott Remington (project representative) addressing Council - commending collaboration with City staff. He then provided an update on the project and referred to overhead slides (on file with background materials). Council Members Brahier and Bare made follow-up remarks. Council President Jones asked questions regarding the use of shipping containers with Mr. Remington responding accordingly. Mayor Reeves also 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

CONSENT AGENDA

3. 24-86 AWARD OF CONTRACT - BID NO. 24-019 PORT OF PENSACOLA - MAINTENANCE DREDGING - BERTHS 1 & 2

   Recommendation: That City Council award a contract for Bid No. 24-019 Port of Pensacola Maintenance Dredging to H.G. Harders & Son, Inc., the lowest and most responsible bidder, with a base bid of $417,537.00 plus a 10% contingency of $41,753.70 for a total of $459,290.70. Further, that City Council authorize the Mayor to take those actions necessary to finalize, execute and administer this contract, consistent with the terms and the Mayor's Executive Powers as granted in the City Charter.

4. 24-360 DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL MEMBER JENNIFER BRAHIER - DISTRICT 1

   Recommendation: That City Council approve funding of $2,000 to Family Promise of Escambia County from the City Council Discretionary Funds for District 1.

5. 24-370 DISCRETIONARY FUNDING ALLOCATION - CITY COUNCIL MEMBER DELARIAN WIGGINS - DISTRICT 7

   Recommendation: That City Council approve funding of $500 to the Rosa Verde Foundation and $500 to My Brothers and Sisters from the City Council

Discretionary Funds for District 7.

6. 24-383 ADD-ON -- CORRECTIVE QUIT CLAIM DEED FOR 118 N. COYLE STREET

Recommendation: That City Council approve a Corrective Quit Claim Deed for property located at 118 N. Coyle Street.

A motion to approve consent agenda Items 3, 4, 5, and 6 was made by Council Member Patton 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

REGULAR AGENDA

Item 2, 24-336 A*pproval of the First Amendment to the Lease Agreement with Port Warehouse 4, LLC, for Port of Pensacola Warehouse #4* was moved from the consent agenda to the top of the regular agenda here (as indicated above).

7. 24-361 SWIMMING FACILITY MANAGEMENT AGREEMENT

Recommendation: That City Council approve the Swimming Facility Management Agreement with Young Men's Christian Association (YMCA) of Northwest Florida, Inc., for the operation and management of the Cecil Hunter Swimming Facility and the Roger Scott Swimming Facility. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this agreement, consistent with the terms of the agreement and the Mayor's Executive Powers as granted in the City Charter.

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

Council Executive Kraher referenced revised fee schedules for this item and the next item (Supplemental Budget Resolution No. 2024-33). Mayor Reeves (sponsor) made comments advising the proposed agreement reflects increased costs and communications. Council Member Brahier made comments.

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

8. 24-345 RESOLUTION NO. 2024-33 - AMENDMENT TO THE PARKS AND RECREATION SWIMMING POOLS FEE SCHEDULE FOR FISCAL YEAR 2024.

Recommendation: That City Council adopt Resolution No. 2024-33.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA AUTHORIZING AND MAKING REVISION TO THE FY24 BUDGET FEE SCHEDULE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023; APPROVING AND PROVIDING 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

9. 24-39 REVISED: REALLOCATION OF AMERICAN RESCUE PLAN ACT FUNDS - MOORING FIELD, AMTRAK CENTER, EMERGENCY MANAGEMENT PLAN REWRITE, AND DEFERRED MAINTENANCE IN PARKS & CENTERS ANALYSIS

Recommendation: That City Council approve reallocation of funding in the American Rescue Plan Act (ARPA) from the following projects: FEMA Covid ($252,140) and Bayview Erosion Project ($127,842) to the following projects: Mooring Field Study ($50,000), Amtrak Center Remodel ($84,533), Emergency Management Plan Rewrite ($145,449) and Deferred Maintenance in Parks and Community Centers Analysis ($100,000).

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

Mayor Reeves (sponsor) addressed Council explaining the intent of the proposed reallocation.

Public input was heard from Larry Downs, Jr. and made a records request related to every dollar received related to the CARES Act and ARPA or any other funding that was received by the City, and what the funds were used for. Further, how much funding remains?

Council Member Bare made follow-up remarks regarding the proposed reallocation.

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

10. 24-198 REVISED: AGREEMENT RENEWAL - ESCAMBIA CHILDREN'S TRUST - AFTERSCHOOL PROGRAMMING AT CITY RESOURCE CENTERS

Recommendation: That City Council approve the renewal of the agreement between Escambia Children's Trust and the City of Pensacola for funding of free after-school programming at City Resource Centers. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this Agreement consistent with the terms of the Agreement and the Mayor's Executive Powers as granted in the City Charter.

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

Mayor Reeves (sponsor) provided background information and intent of the renewal agreement. Council Member Bare addressed Council regarding why he would not support this. Council Member Brahier made comments. Mayor Reeves made follow-up remarks. Council Member Broughton made comments and asked for clarification regarding reduced fees for lower-income families. Parks & Recreation Director Heistein and Assistant Parks & Recreation Director Byrd responded accordingly. Council Member Bare asked additional questions.

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

Moving on to the next item, Council Member Bare requested a re-vote as he meant to vote against approval. City Clerk Burnett clarified that Council would first need to take a vote to reconsider the item.

Council President Jones made a motion to reconsider and Council Member Wiggins seconded.

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

A motion to approve (Item 10, 24-198) was made by Council Vice President Moore and seconded by Council Member Wiggins.

The motion passed by the following re-vote:

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

11. 24-251 REVISED: SUPPLEMENTAL BUDGET RESOLUTION 2024-26 - AGREEMENT RENEWAL BETWEEN THE ESCAMBIA CHILDREN'S TRUST AND CITY OF PENSACOLA

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2024-26.

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 Brahier and seconded by Council Member Wiggins.

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

12. 24-225 PORT OF PENSACOLA - FLORIDA SEAPORT TRANSPORTATION ECONOMIC DEVELOPMENT (FSTED) GRANT NO. 422354-3-94-05- SEAPORT SECURITY GRANT

Recommendation: That City Council approve the acceptance of the State of Florida, Florida Seaport Transportation Economic Development (FSTED) Grant No. 422354-3-94-05 for seaport security system upgrades and maintenance in the amount of $37,276 with a $12,426 in Port of Pensacola matching funds for a total grant value of $49,702. 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 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

13. 24-232 REVISED: SUPPLEMENTAL BUDGET RESOLUTION NO. 2024-36 - PORT OF PENSACOLA - FLORIDA SEAPORT TRANSPORTATION ECONOMIC DEVELOPMENT (FSTED) GRANT NO. 422354-3-94-05 - SEAPORT SECURITY GRANT

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2024-36.

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 Patton 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. 24-237 AUTHORIZATION TO ACCEPT ADDITIONAL FUNDING PROVIDED THROUGH AMENDMENT 1 TO THE JOINT PARTICIPATION AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND CITY OF PENSACOLA, FLORIDA FOR CONSTRUCTION OF A WELCOME SIGN AND FEATURE BETWEEN BAYFRONT PARKWAY AND GREGORY STREET.

Recommendation: That City Council accept Amendment 1 to Florida Department of Transportation JPA 409334-1-58-02 for Pensacola Welcome Sign in the amount of $100,000.00. Further, that City Council authorize the Mayor to take the actions necessary to continue to administer this agreement, consistent with the terms of the Mayor's Executive Powers as granted in the City Charter and Resolution No. 18-55. Also, that City Council adopt a supplemental budget resolution appropriating the funds.

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

The motion by the following vote:

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

15. 24-238 SUPPLEMENTAL BUDGET RESOLUTION NO. 2024-37 - USE OF FUNDING PROVIDED THROUGH AMENDMENT 1 TO THE JPA BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND CITY OF PENSACOLA, FLORIDA FOR THE CONSTRUCTION OF A WELCOME SIGN AND FEATURE BETWEEN BAYFRONT PARKWAY AND GREGORY STREET.

Recommendation: That City Council adopt Supplemental Budget Resolution No. 2024-37.

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

16. 24-209 AWARD OF BID NO. 24-018 - CITY OF PENSACOLA WELCOME STRUCTURE PROJECT

Recommendation: That City Council award Bid No. 24-018, City of Pensacola Welcome Structure Project to Hewes & Company, LLC of Pensacola, the lowest and most responsible bidder with a base bid of $483,700.00, with a Bid Alternate of $28,000, plus a 10% contingency of $51,170.00 for a total of $562,870.00. Further, that City Council authorize the Mayor to take the actions necessary to execute and administer this contract and complete the work, consistent with the bid, contracting documents, and the Mayor’s Executive Powers as granted in the City Charter.

A motion to approve was made by Council Vice President Moore 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. 24-362 RESOLUTION NO. 2024-16 - AMENDMENT TO THE PARKS AND RECREATION ROGER SCOTT TENNIS CENTER FEE SCHEDULE FOR FISCAL YEAR 2024

Recommendation: That City Council adopt Resolution No. 2024-16.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PENSACOLA AUTHORIZING AND MAKING REVISION TO THE FY 24 BUDGET FEE SCHEDULE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023; APPROVING AND PROVIDING AN EFFECTIVE DATE.

Mayor Reeves (sponsor) addressed Council regarding the proposed amendments.

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

COUNCIL EXECUTIVE’S REPORT

None

MAYOR’S COMMUNICATION

Mayor Reeves addressed Council providing updates on various initiatives and projects.

COUNCIL COMMUNICATIONS & CIVIC ANNOUNCEMENTS

Council Member Wiggins commented on last weekend's Fred Levin community event held downtown. He also commended the Fire Department for their response to the major house fire last week on North Palafox Street.

Council Member Bare also commented on the house fire. Further, he commended Mayor Reeves and City staff regarding the $10 million grant for Pensacola Energy. He also apologized for the re-vote on Item 10, 24-198. Additionally, he expressed concerned about how he feels school district facilities are under-utilized and hopes the City and school district can work together for after-school activities. Lastly, he referred to the recent UWF performance which his son was cast.

Council Member Patton commented on the upcoming Bruce Beach grand oppening and that she will be unable to attend

Council Member Broughton commented on the recent *Smoke Alarm Saturdays* event hosted by the Fire Department last weekend in District 5 and how grateful she was to participate.

SECOND LEROY BOYD FORUM

Larry Downs, Jr.: Addressed Council regarding the COVID-19 shutdown, masks, vaccines.

ADJOURNMENT

WHEREUPON the meeting was adjourned at 6:49 P.M.

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Adopted: May 9, 2024

Approved: Jared Moore for

Casey Jones, President of City Council

Attest:

Ericka L. Burnett

Ericka L. Burnett, City Clerk