

The Regular Meeting of the City Council of the City of Panama City Beach, Florida, and when permitted or required by the subject matter, the Panama City Beach Community Redevelopment Agency, held on February 14, 2019.

ROLL

MAYOR MIKE THOMAS

COUNCILORS:

PAUL CASTO  
PHIL CHESTER  
GEOFF MCCONNELL  
HECTOR SOLIS

CITY MANAGER:

MARIO GISBERT

CITY CLERK:

MARY JAN BOSSERT

CITY ATTORNEY:

AMY MYERS

Mayor Thomas called the Regular Meeting to order at 6 p.m. with all Councilmen, the City Manager, City Clerk and City Attorney present.

Vice-Mayor Chester gave the invocation and led the Pledge of Allegiance.

Mayor Thomas announced the upcoming Community Events.

The Minutes of the Regular Meeting January 24, 2019 were read. **Councilman Casto made the motion to approve the Minutes as written. Second was by Councilman McConnell and the motion passed by unanimous roll call vote recorded as follows:**

<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilman McConnell</b>	<b>Aye</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Councilman Casto</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

Mayor Thomas asked if there were any additions or deletions to the Agenda. Councilman Casto requested to remove Resolution 19-61 from the Consent Agenda and add it to the Regular Agenda for discussion. **Councilman Chester made the motion to approve the Agenda with the change. Second was made by Councilman McConnell and the motion passed by unanimous roll call vote as follows:**

<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilman McConnell</b>	<b>Aye</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Councilman Casto</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

**PRESENTATIONS**

1 **BOYS & GIRLS CLUB CIVIC ACHIEVEMENT AWARD.** Councilman Chester introduced Leah Anderson and presented her with the Civic Achievement Award for exemplary service to the Boys and Girls Club. Ms. Latina Reed, Club representative, spoke of Leah Anderson's contributions to the Club. Since the meeting fell on Valentine's Day, Councilman Chester presented Ms. Anderson with a stuffed animal and chocolates. The audience responded with applause.

2 **KEY TO THE CITY PRESENTATION TO MS. SHERRY SWARTOUT, FORMER CIVIL SERVICE COMMISSION MEMBER.** Councilman Chester introduced Ms. Swartout and presented her with the key to the City. Councilman Chester congratulated her and thanked her for her hard work and dedication to the Civil Service Board. The audience responded with applause.

3 **HOMETOWN HEROES – HURRICANE MICHAEL.** Councilman Solis presented a Hometown Heroes Proclamation to Scott Heilmann, APRN, Dr. Ismail Zabih, and Staff with Coastal Internal Medicine. Dr. Ismail Zabih and Scott Heilmann, APRN, with Coastal Internal Medicine played an integral role in recovery after Hurricane Michael by offering

free medical services to those in need after the storm. The audience responded with applause.

Councilman Solis presented a Hometown Heroes Proclamation to Guillermo and Danielle Dovalina, owners of Dovalina Wood Fired Pizzas. Guillermo & Danielle Dovalina for donating pizza to thousands of individuals and first responders in need following Hurricane Michael. The audience responded with applause.

Councilman Solis presented a Hometown Heroes Proclamation to Pastor Derrick Bennett for Northstar Church Beach Campus. Northstar Church Panama City Beach Campus served as a point of collection and distribution for much needed recovery items, housed First Responders, deputy sheriffs from all over the state, and distributed of goods to their Callaway Campus. The audience responded with applause.

Councilman McConnell presented a Hometown Heroes Proclamation to Mark and Jessica Sheldon. They worked tirelessly by feeding, providing supplies and clothing to families affected by Hurricane Michael. The audience responded with applause.

Councilman Chester stated Woodstock Church Beach Campus had an event today and could not be present to accept their Hometown Heroes Proclamation. Woodstock Church was contacted assisted many different Disaster Relief teams, housed 166 members of the Search and Rescue Team of the First Responders, distributed food boxes throughout Bay County, and served as a collection and distribution place for dry goods, water, toiletries, diapers, wipes, and cleaning supplies. The audience responded with applause.

Councilman Casto presented a Hometown Heroes Proclamation to all City Employees. Councilman Casto explained that the employees of the City went above and beyond to stabilize vital utility services, provide information, protect the citizens and recovery workers as well as assist surrounding areas in need. The audience responded with applause.

**PUBLIC COMMENTS (REGULAR NON-PUBLIC HEARINGS AND CONSENT ITEMS)**

Mayor Thomas opened the Public Comments section of the meeting at 6:23 p.m. and invited comments. There were none. He closed the Public Comments at 6:23 p.m.

**CONSENT AGENDA**

Ms. Bossert read the Consent Agenda Items by title.

**1 RESOLUTION 19-54, BID AWARD – MINI EXCAVATOR PURCHASE.** *A Resolution of the City of Panama City Beach, Florida, approving an agreement with United Rentals in the amount of \$41,635 for the purchase of a mini excavator; and providing an immediately effective date.*

**2 RESOLUTION 19-55, BID AWARD- SOIL CONDITIONING CHEMICALS PURCHASE.** *“A Resolution of the City of Panama City Beach, Florida approving the purchase of Soil Conditioning Chemicals from Southeastern Turf Grass Supply, Inc. for \$96,864; and providing an immediately effective date.”*

**Councilman McConnell made the motion to approve the Consent Agenda. Second was by Councilman Chester and the motion passed by unanimous roll call vote recorded as follows:**

<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilman McConnell</b>	<b>Aye</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Councilman Casto</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

**REGULAR AGENDA**

**ITEM 1a RESOLUTION 19-61, TASK ORDER NO. 2 TO THE MASTER SERVICES AGREEMENT WITH GORTEMOLLER ENGINEERING, INC. RELATING TO BAY PARKWAY ENGINEERING SERVICES.** Councilman Casto commented this is one of the most important projects that the Beach is currently involved in. Dexter Gortemoller with Gortemoller Engineering commented it is a very important project for Panama City Beach and the whole community. Gortemoller explained that final plans should be ready to go out for bid in the middle of June and are currently in the process of finalizing the stormwater design. Councilman McConnell asked them to challenge their schedule, to

finish the project as soon as possible. Mr. Gisbert thanked the previous councils for approving the previous sections of the project as well as all partners and companies that are involved. Ms. Myers read Resolution 19-61 by title. The Council had no further comments. **Councilman Solis made the motion to approve Resolution 19-61. Second was by Councilman McConnell and the motion passed by unanimous roll call vote recorded as follows:**

<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilman McConnell</b>	<b>Aye</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Councilman Casto</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

**ITEM 1 SHOREWALK SUBDIVISION PLAT APPROVAL, PUBLIC HEARING.**

Ms. Myers explained the plat creates 24 lots to be conveyed and ratifies the development order. Staff has reviewed the subject plat and determined it will meet applicable requirements. The Mayor opened the Public Hearing at 6:30 p.m. and asked for comments. There were none. He closed the Public Hearing at 6:30 p.m. **Councilman McConnell made the motion to approve the Shorewalk Subdivision Plat. Second was by Councilman Solis and the motion passed by unanimous roll call vote recorded as follows:**

<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilman McConnell</b>	<b>Aye</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Councilman Casto</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

**ITEM 2 APPOINTMENT TO THE HALF-CENT SALES TAX CITIZENS OVERSIGHT COMMITTEE.**

Ms. Myers explained there is a vacancy on the committee due to one of the members moving outside the City limits. Councilman Casto thanked Mr. James Gillespie for his service on the committee. Mr. Casto appointed Mr. John Johnson to the Half-Cent Sales Tax Citizens Oversight Committee. There were no objections.

**ITEM 3 RESOLUTION 19-57, NOTICE OF GRANT AWARD-2019 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG)(2019-JAGC-BAY-1-N2-011), PURCHASE OF BALLISTIC HELMETS, AND BUDGET AMENDMENT #14.**

Ms. Myers read Resolution 19-57 by title. The Council had no comments. **Councilman Chester made the motion to approve Resolution 19-57. Second was by Councilman McConnell and the motion passed by unanimous roll call vote recorded as follows:**

<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilman McConnell</b>	<b>Aye</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Councilman Casto</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

**ITEM 4 RESOLUTION 19-58, NOTICE OF GRANT AWARD-2019 CRIMINAL JUSTICE AWARD- (2019-JAGD-BAY-1-N3-011), PURCHASE OF TACTICAL COMMUNICATION HEADSETS, AND BUDGET AMENDMENT # 13.**

**RESOLUTION 19-51, BID AWARD - KIDDIE POOL LINER REPAIR PROJECT 2019 AND BUDGET AMENDMENT #10.** Ms. Myers read Resolution 19-58 by title. The Council had no comments.

**Councilman McConnell made the motion to approve Resolution 19-58. Second was by Councilman Solis and the motion passed by unanimous roll call vote recorded as follows:**

<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilman McConnell</b>	<b>Aye</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Councilman Casto</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

**ITEM 5 RESOLUTION 19-59, NEW FIRE STATION LAND PURCHASE AND BUDGET AMENDMENT #15.** Ms. Myers read Resolution 19-59 by title. The Council had no comments.

**Councilman Casto made the motion to approve Resolution 19-59. Second was by Councilman Solis and the motion passed by unanimous roll call vote recorded as follows:**

<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilman McConnell</b>	<b>Aye</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Councilman Casto</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

**ITEM 6 RESOLUTION 19-60, FIRST AMENDMENT TO WWTF LAND PURCHASE AGREEMENT.** Ms. Myers read Resolution 19-60 by title. Councilman Chester asked the total number of acres. Ms. Myers explained it was 48 total acres. **Councilman Chester made the motion to approve Resolution 19-60. Second was by Councilman McConnell and the motion passed by unanimous roll call vote recorded as follows:**

<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilman McConnell</b>	<b>Aye</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Councilman Casto</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

**ITEM 7 RESOLUTION 19-62, LETF PURCHASE OF SPECIALIZED VEHICLE EQUIPMENT.** Ms. Myers read Resolution 19-62 by title. The Council had no comments.

**Councilman Casto made the motion to approve Resolution 19-62. Second was by Councilman Casto and the motion passed by unanimous roll call vote recorded as follows:**

<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilman McConnell</b>	<b>Aye</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Councilman Casto</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

#### **DELEGATIONS**

Mayor Thomas explained the Delegations period and opened this portion of the meeting at 6:37 p.m.

1 Burnie Thompson, 17292 Front Beach Road. Mr. Thompson stated commented on his negative view of the City Council's actions. He alleged to have filed a first amendment lawsuit against the City. Thompson asked who would pay the attorney fees for his lawsuit against the City.

Mayor Thomas explained the City routinely hires outside counsel. Councilman Solis stated the City has insurance through Florida League of Cities to defend lawsuits at no additional cost. Mayor Thomas explained that the City is not suing Mr. Thompson. Ms. Myers advised she was not aware of any first amendment lawsuit against the City.

2 Paula Henry, 514 Evergreen Street. Ms. Henry spoke positively of the City Council and encouraged deeper civic engagement. She expressed frustration that others in the media and public do not research the issues and seek to create controversy.

3 Gary Beck, 17001 Front Beach Road. Mr. Beck commented on his ongoing allegations and lawsuit against the local governments of Bay County. Mayor Thomas asked Mr. Beck to speak on issues relevant to the City. Mr. Beck responded in a disruptive manner and refused the Mayor's request. Mayor Thomas asked Mr. Beck to either speak on topic or sit down. Mr. Beck refused and continued to disrupt the meeting. Chief Whitman escorted Mr. Beck to his seat.

With no further comments, the Mayor closed the Delegations period at 6:48 p.m.

#### **ATTORNEY REPORT**

Ms. Myers stated she had no report.

**CITY MANAGER REPORT**

Mr. Gisbert read the open bid and available jobs.

**COUNCIL COMMENTS**

Councilman McConnell announced he will be having a Town Hall Meeting on March 5, 2019 from 5:30 p.m. to 7:00 p.m.

Mayor Thomas wished everyone a Happy Valentine's Day.

With nothing further, the meeting was adjourned at 6:50 p.m.

READ AND APPROVED this 28<sup>th</sup> of February, 2019.

**IN THE EVENT OF A CONFLICT BETWEEN THE FOREGOING MINUTES AND A VERBATIM TRANSCRIPT OF THESE MINUTES, THE FOREGOING MINUTES SHALL CONTROL.**

  
\_\_\_\_\_  
Mayor

ATTEST:

  
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City Clerk