

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 June 13, 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.

Councilman Chester gave the invocation and led the Pledge of Allegiance.

Mayor Thomas announced the upcoming Community Events.

The Minutes of the Regular Meeting of May 23, 2019 were read. **Councilman Chester 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. Mayor Thomas requested to add a temporary change to meeting times and a Land Purchase on Escanaba Avenue.

**Councilman Casto made the motion to approve the additions to the agenda. Councilman Chester seconded 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 Naveah Bradbury and presented her with the Civic Achievement Award for exemplary service to the Boys and Girls Club. Ms. Latina Reed, Club Representative, spoke of Neveah's contributions to the Club. 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 6:08 p.m. and invited comments. There were none. He closed the Public Comments at 6:08 p.m.

#### **CONSENT AGENDA**

Ms. Bossert read the Consent Agenda Item by title.

**1 RESOLUTION 19-92, THE USFA PARADE ROAD CLOSURE.** "A Resolution of the City of Panama City Beach, Florida authorizing temporary closures of portions of Pier Park Drive, L.C. Hilton, Jr. Drive, Sea Monkey Way, and Longboard Way on the evenings of July 7 and July 14, 2019, for "The USFA Fastpitch World Series of Softball Tournaments Opening Ceremony Parades".

**2 RESOLUTION 19-93, THE GRAND SLAM BASEBALL WORLD SERIES TOURNAMENT OPENING CEREMONY PARADE ROAD CLOSURE.** "A Resolution of the City of Panama City Beach, Florida authorizing temporary closures of portions of Pier Park Drive, L.C. Hilton, Jr. Drive, Sea Monkey Way, and Longboard Way on the afternoons of June 16, June 23, June 30 and July 21, 2019, for the "Grand Slam Baseball World Series Tournaments Opening Ceremony Parades."

**3 RESOLUTION 19-94, BID AWARD – STREET RESURFACING PROJECT FY 2019.** "A Resolution of the City of Panama City Beach, Florida approving an agreement with GAC Contractors, Inc. related to the 2019 Street Resurfacing Project, in an amount not to exceed \$743,500."

**4 RESOLUTION 19-95, ENNEAD STORMWATER ASSESSMENT ROLL.** "A Resolution of the City of Panama City Beach, Florida, approving an agreement with Ennead, LLC in the amount of \$15,500 for preparation of the City's Stormwater Assessment Roll."

**5 RESOLUTION 19-96, NUISANCE ABATEMENT LIEN – 200 OLEANDER COURT.** "A Resolution of the City of Panama City Beach, Florida, approving an amount of \$907.00 to be liened on property located at 200 Oleander Court for costs incurred by the City to abate nuisances located upon such property; authorizing the appropriate officers of the City to record the lien and notify interested parties of such lien; and providing an immediately effective date."

**Councilman Casto made the motion to approve the Consent Agenda. 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>

#### **REGULAR AGENDA**

**ITEM 1 ORDINANCE 1490, AMENDING LDC REGARDING TELECOMMUNICATION FACILITIES IN THE RIGHT-OF-WAY, 2ND READING, PUBLIC HEARING, AND ADOPTION.** Ms. Myers read Ordinance 1490 by title. The Mayor asked if there were any questions by the Council Members; there were none. He opened the Public Hearing at 6:12 p.m. and invited comments.

**1 Karin Mathson – 166 Christopher Drive.** Ms. Mathson asked for clarification of this Ordinance. Councilman McConnell explained it puts design standards in place for utility poles and other facilities that conflict with the CRA projects. He explained there would be no overhead wires.

With nothing further, the Mayor closed the Public Hearing at 6:15 p.m.

**Councilman McConnell made the motion to approve Ordinance 1490. Second was made 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>

**ITEM 2 RESOLUTION 19-87, DISPOSITION OF PROPERTY – 9941 THOMAS DRIVE.** Ms. Myers read Resolution 19-87 by title and explained this is a sale of 3.85 acres located in the Front Beach Road Redevelopment Area to Recovery Communities, Inc. for \$6,000,000, for the redevelopment of such land in a manner consistent with Front Beach Road Redevelopment Plan. The Mayor asked if there were any questions or comments by the Council Members.

Councilman Casto commented the City should keep the land. He suggested doing a long-term lease instead of selling. He stated density problems exist in that area and it is currently being used for debris. Councilman McConnell commented he would like to see the money fund another section of the CRA, to move it along faster. Councilman Solis agreed; he would like to see two sections of CRA done at the same time. Councilman

Chester stated the City will need the property. The Council discussed placement of future trolley stops. Ms. Myers explained there is a trolley stop designated to that area. Councilman Casto suggested getting an appraisal on the property. Mayor Thomas explained there is no need for an appraisal. Councilman Casto asked Mr. Leonard for the zoning of the property. Mr. Leonard explained the property is zoned for 45 units per acre, he estimated the property could have 180 -200 units.

**Councilman Solis made the motion to approve Resolution 19-87. Second was made by Councilman McConnell and the motion passed by majority roll call vote recorded as follows:**

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

**ITEM 3 CIVIL SERVICE BOARD APPOINTMENT – COUNCIL APPOINTEE.** Mr. Gisbert explained there had been only one applicant for the seat, Mr. James Turner. **Councilman Casto made the motion to appoint Mr. Turner to the Civil Service Board. Second was made 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>

**ITEM 4 EXAMINING BOARD VACANCY – COUNCIL APPOINTEE.** Mr. Gisbert explained there is still a vacancy for the Examining Board and the City had received no applications. The Council agreed to continue to advertise for the vacancy.

**ITEM 5 TEMPORARY COUNCIL MEETING HOURS.** Mayor Thomas suggested moving the evening council meetings to 5:00 p.m. so everyone could attend the summer concert series. There were no objections. The Mayor instructed Ms. Myers to bring a Resolution to the Council for approval.

**ITEM 6 LAND PURCHASE.** Mayor Thomas explained the Council previously inquired if the City could obtain an easement to access the trails connecting Escanaba Avenue to Frank Brown Park. Mayor Thomas explained he had asked a real estate agent to solicit a purchase price for the connecting lot. Mayor Thomas stated that price was \$114,000 due to the owner's development plans. Councilman Casto asked if impact fees could be used for this purchase. Ms. Myers stated no. Councilman McConnell commented the lot is overpriced but agreed the purchase was good for the City.

Council instructed staff to take all necessary action to purchase the lot not to exceed \$114,000. **Councilman Casto made a motion to purchase the lot on Escanaba. Second was made 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>

#### **DELEGATIONS**

Mayor Thomas explained the Delegations period and opened this portion of the meeting at 6:36 p.m.

1 John Holmes – 242 Eagle Drive. Mr. Holmes read a statement from a 2010 newspaper article in reference to garbage collection from a former Mayor. He also read a statement from a former City Attorney.

2 Martha Hoke – 508 Lantana Street. Ms. Hoke stated her opposition to the mandatory garbage collection. She asked that everyone be required to comply with the ordinance without special treatment.

3 Karin Mathson – 166 Christopher Drive. Ms. Mathson stated a conference center would be a good idea for the City, it would attract guests. She stated she is in opposition to the mandatory garbage collection. She commented she has used Steelfield for many years.

4 Kathy Morris – 129 Summerwood Drive. Ms. Morris explained she has very little garbage and pays her neighbor for use of his garbage service. She commented she cannot afford a monthly garbage service and asked that those with proof that they share with neighbors be exempted from the ordinance.

5 Bill Caravello, 407 Dolphin Street. Mr. Caravello asked if pylons could be placed in the turning lane on Front Beach Road to prevent cars from cutting in. Councilman McConnell explained it is a road subject to state jurisdiction.

6 Frank Sewell. Mr. Sowell commented about the smell from the lift station on Joan Avenue and asked what could be done about it.

7 Jerry Venesky, 612 West Caladium Circle. Mr. Venesky commented if garbage is handled in an appropriate manner and people are showing they are taking care of it, it should not be a big deal.

8 Genese Hatcher, 203 S Wells Street. Ms. Hatcher asked why there are different companies picking up garbage, she suggested one hauler per geographic area. She suggested negotiating with the garbage vendors. She asked the Council to research who owns the adjacent lot across from the Thomas Drive property being sold and to investigate their reason why this property is being purchased.

9 Burnie Thompson, 17292 Front Beach Road. Mr. Thompson stated the Council made an oath to protect and defend the Constitution. He asked the Council to listen to the needs of the citizens.

With no further comments, the Mayor closed the Delegations period at 6:57 p.m.

#### **ATTORNEY REPORT**

Ms. Myers had no report.

#### **CITY MANAGER REPORT**

Mr. Gisbert explained the budget meetings are coming up. He explained the budget meetings will be held after the morning meetings at 10 a.m., and before the evening meetings at 1 p.m. He read the open bids and available jobs.

#### **COUNCIL COMMENTS**

Councilman Casto stated he had several calls regarding the mandatory garbage pickup. He asked Mr. Davis if there were any exceptions or provisions for garbage pickup. Mr. Davis explained very few local governments in Florida provide exemptions from mandatory garbage collection laws. Mr. Gisbert explained the number of municipalities in the region which also require mandatory garbage collection.

Mayor Thomas stated there are 1,700 city residents that do not have garbage service. He noted the problem with household garbage being placed in the garbage containers along the beach.

Councilman Chester stated there are six haulers available to choose from, citizens can negotiate with haulers if they need service only once a month. Councilman Solis suggested to contact all the haulers and see all the options. Councilman Chester expressed gratitude for a recent experience with the Fire Department and asked the public to thank Fire Department employees at every opportunity.

Councilman McConnell called Mr. Shortt to the podium to discuss the lift station. Mr. Shortt explained the lift stations are equipped with odor control units which have been failing and need replacement. The City is currently testing on new products. The City has planned close to a million dollars in improvements to that system but none of the options are cheap.

Councilman McConnell announced the upcoming CRA meeting on June 25<sup>th</sup> at Lyndell Center. He also mentioned a charity event for the Gulf Coast Advocacy Center hosted by radio station host Paco with 96X who was attempting a world record for the longest Sky Wheel ride at Pier Park. Councilman McConnel encouraged the public to support the effort and that a toy drop-off was available for children getting out of the hospital.

Mayor Thomas asked to remember the Bolton family. He announced the funeral arrangements.

With nothing further, the meeting was adjourned at 7:15 p.m.

READ AND APPROVED this 27th of June, 2019.

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

  
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Mayor

ATTEST:

  
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City Clerk