

MINUTES of 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 October 22, 2020.

Mayor Sheldon called the meeting to order at 9:00 AM.

ROLL CALL

MAYOR MARK SHELDON
VICE MAYOR GEOFF MCCONNELL
PAUL CASTO
PHIL CHESTER
MICHAEL JARMAN

Others present were City Manager Tony O'Rourke, City Attorneys Amy Myers and Cole Davis, City Clerk Lynne Fasone, Directors and members of the public and press.

Reverend Mary Alice Mathison from Grace Episcopal Church gave the invocation. Vice Mayor McConnell led the Pledge of Allegiance.

Mayor Sheldon provided community announcements. Mayor Sheldon called for approval of the August 28, 2020 special meeting minutes. Councilman Jarman so moved. Councilman Chester seconded the motion. All were in favor by a roll call vote (5-0).

Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Councilman Casto	Aye
Councilman Chester	Aye
Mayor Sheldon	Aye

Mayor Sheldon called for additions and/or deletions to the agenda. Vice Mayor McConnell recommended that **Item 3** be removed from the agenda and placed on Council's next meeting agenda. Vice Mayor McConnell moved to approve the agenda, as amended. Councilman Jarman seconded the motion. Hearing and seeing no further discussion, all were in favor by a roll call vote (5-0).

Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Councilman Casto	Aye
Councilman Chester	Aye
Mayor Sheldon	Aye

PUBLIC COMMENTS - NON-AGENDA BUSINESS (LIMITED TO THREE MINUTES)

Mayor Sheldon opened the floor for non-agenda public comments.

Burnie Thompson – Mr. Thompson commented on masks. Mr. Thompson made a spoken records requests for documents pertaining to the FBI subpoena that had been received by the City. Mr. Thompson inquired if Doug Moore was Vice Mayor McConnell’s attorney.

Capitan Gary Beck – Mr. Beck expressed concern with the County government taking property after Hurricane Michael. Mr. Beck expressed concern with human trafficking.

Frank Sewell – Mr. Sewell asked Council to light the underneath of the skyways on Front Beach Road. Mr. Sewell commented on wearing masks.

Mayor Sheldon closed public comments at 9:13 AM.

PRESENTATIONS

Mayor Sheldon invited the following Veterans to step forward and receive a Proclamation in honor of their service.

Mary Lemburg, Post Commander
Anna Miner, Post Quartermaster
Robert Lemburg, Post Chaplain
Ken Waringa, House Committee Chair
Don Adsit, Trustee

Vice Mayor McConnell, Councilman Casto and Director Philput presented the following employees with service recognition awards:

5 Years of Service

Lori Davis - PD
Robert Zagula – Parks & Rec
Mark Shaeffer - Utilities
Derrick Schull - Utilities
Jose Salcido - PD
JJ Roberts - PD

20 Years of Service

Suzanne Canady - Parks & Rec

CONSENT AGENDA

RESOLUTION 21-12 A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AGREEMENT WITH PROLOGIC ITS, LLC AND GETAC VIDEO SOLUTIONS, LLC FOR THE PURCHASE OF FOUR BODY CAMERAS AND ASSOCIATED SOFTWARE SERVICES IN THE AMOUNT OF \$16,125.70.

RESOLUTION 21-14, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AGREEMENT WITH ARCHIVE SOCIAL, INC. FOR ARCHIVING OF THE CITY’S SOCIAL MEDIA RECORDS IN THE BASIC ANNUAL AMOUNT OF \$2,338.

RESOLUTION 21-15, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AGREEMENT WITH AVIXUM, INC., D/B/A VTECH IO, INC., FOR THE PURCHASE OF 3 RACK MOUNTABLE IU-2U SERVERS WITH STORAGE EQUIPMENT, AND LICENSES IN THE TOTAL AMOUNT OF \$56,108.33.

RESOLUTION 21-16, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AGREEMENT WITH ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC., FOR THE PURCHASE OF GIS DATABASE AND SOFTWARE MAINTENANCE SUPPORT IN THE TOTAL AMOUNT OF \$82,500.

RESOLUTION 21-17, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AMOUNT OF \$1,695.20 TO BE LIENED ON PROPERTY LOCATED AT 120 NORTH VESTAVIA STREET, 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.

REVISION OF THE MASTER AUDIT LIST TO REMOVE OBSOLETE ITEMS. These items are to be removed from the Master Audit List. Staff recommends approval. By approval of this matter in the Consent Agenda, the City Council makes a finding of surplus for these items and approves their removal from the Master Audit List.

Mayor Sheldon asked the Clerk to read the consent agenda. Mayor Sheldon announced the consent agenda was available. Councilman Chester moved to approve the consent agenda. Councilman Casto seconded the motion. All were in favor by a roll call vote (5-0).

Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Councilman Casto	Aye
Councilman Chester	Aye
Mayor Sheldon	Aye

REGULAR AGENDA- DISCUSSION/ACTION

ITEM 1. ORDINANCE 1540, DOUBLE RED FLAG REVISION, 2nd READING/PUBLIC HEARING AND ADOPTION.

Mayor Sheldon announced that this was the second reading and public hearing of Ordinance 1540. Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Ordinance 1540 by title only. Mayor Sheldon opened the public hearing and called for comments. Hearing and seeing none, Mayor Sheldon closed the public hearing. Mayor Sheldon noted this item was available for discussion. Councilman Chester moved to approve Ordinance 1540. Councilman Jarman seconded the motion. All were in favor by a roll call vote (5-0).

Vice Mayor McConnell	Aye
Councilman Jarman	Aye

Councilman Casto	Aye
Councilman Chester	Aye
Mayor Sheldon	Aye

ITEM 2. ORDINANCE 1541, FALSE ALARMS, 1st READING.

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Ordinance 1541 by title only. Mayor Sheldon opened Item 2 up for public comment. Hearing and seeing none, Mayor Sheldon closed the public comment. City Manager O'Rourke introduced City Attorney Cole Davis. Mr. Davis reported the City had been working on this item for some time, shortly after Councilman Jarman became elected. Mr. Davis reported on the number of police and fire alarms. Mr. Davis added they researched best practices and came up with three different categories. Mr. Davis described the basic structure of the ordinance and noted that the fines would be set by Resolution and brought to Council. Mayor Sheldon thanked Councilman Jarman and noted he was in favor of stiffer fines because false alarms put City employees in harm's way. Councilman Chester concurred. Mayor Sheldon called for further comments. Hearing and seeing none, Councilman Jarman moved to approve Ordinance 1541. Councilman Chester seconded the motion. All were in favor by a roll call vote (5-0).

Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Councilman Casto	Aye
Councilman Chester	Aye
Mayor Sheldon	Aye

ITEM 3. RESOLUTION 21-18, BUDGET AMENDMENT - SALARY AND CLASSIFICATION STUDY.
REMOVED FROM THE AGENDA.

ITEM 4. RESOLUTION 21-19, BUDGET AMENDMENT – GRANT AWARD FOR PD UTV's.

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 21-19 by title only. Mayor Sheldon opened Item 4 up for public comment. Hearing and seeing none, Mayor Sheldon closed the public comment. Mayor Sheldon noted this item was available for discussion. Hearing and seeing none, Councilman Casto moved to approve Resolution 21-19. Councilman Chester seconded the motion. Councilman Jarman thanked the Police Department for seeking grant funding. All were in favor by a roll call vote (5-0).

Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Councilman Casto	Aye
Councilman Chester	Aye
Mayor Sheldon	Aye

ITEM 5. RESOLUTION 21-20, BUDGET AMENDMENT - GRANT AWARD FOR PD CORONAVIRUS SUPPLEMENTAL FUNDING.

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 21-20 by title only. Mayor Sheldon opened Item 5 up for public comment. Hearing and seeing none, Mayor Sheldon closed the public comment. Mayor Sheldon noted this item was available. Vice Mayor McConnell moved to approve Resolution 21-20. Councilman Jarman seconded the motion. All were in favor by a roll call vote (5-0).

Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Councilman Casto	Aye
Councilman Chester	Aye
Mayor Sheldon	Aye

ITEM 6. RESOLUTION 21-21, BUDGET AMENDMENT - GRANT AWARD FOR PD BICYCLE PEDESTRIAN FOCUSED INITIATIVE.

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 21-21 by title only. Mayor Sheldon opened Item 6 up for public comment. Hearing and seeing none, Mayor Sheldon closed the public comment. Mayor Sheldon noted this item was available. Vice Mayor McConnell called on everyone in a vehicle to be polite, take care when driving, and asked pedestrians and bicyclists be aware. Councilman Jarman asked Chief Whitman to talk about the grant. Chief Whitman thanked his staff, especially Captain McClanahan for seeking and writing the grants. Chief explained this was a FDOT grant that would be used on bicycle and pedestrian safety. Chief explained officers would attend a training classes and then after that the program would be implemented on Saturday nights. Chief reported the hot spots were Richard Jackson all the way up to Hills Road. Chief added the initiative was education and enforcement and would run from now until May 14, 2021. Council thanked Chief. Vice Mayor McConnell moved to approve Resolution 21-21. Councilman Jarman seconded the motion. All were in favor by a roll call vote (5-0).

Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Councilman Casto	Aye
Councilman Chester	Aye
Mayor Sheldon	Aye

ITEM 7. RESOLUTION 21-22, REVISING AARON BESSANT PARK BLACKOUT DATES.

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 21-22 by title only. Mayor Sheldon opened Item 7 up for public comment.

Michael Frankert, 132 Lakeside Circle, PCB - Mr. Frankert stated he lived at the back end of Aaron Bessant Park. Mr. Frankert reported he and some of his neighbors encouraged the entire Council to approve this.

Hearing and seeing no further public comments, Mayor Sheldon closed the public comment. Portion. Mayor Sheldon called for comments from City Manager O'Rourke.

Manager O'Rourke provided a brief history on the Park, the management agreement, and grant. Manager O'Rourke further reviewed his attached memo. Manager O'Rourke recommended that the blackout periods be eliminated, and the capacity of the facility be increased from 7,500 10,000 to people. Mayor Sheldon noted this item was available for discussion.

Councilman Chester inquired about parking and collaborating with Simon. Manager O'Rourke reported he had talked with Chris at Simon and they see it as complimentary to the Mall. Councilman Casto noted that some of the parking at Pier Park was private and would that cause a problem. Mrs. Myers reported that it was required by the PIPA that a certain number of parking spaces be designated free and open to the public.

Vice Mayor McConnell moved to approve Resolution 21-22. Councilman Jarman seconded the motion. All were in favor by a roll call vote (5-0).

Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Councilman Casto	Aye
Councilman Chester	Aye
Mayor Sheldon	Aye

ITEM 8. RESOLUTION 21-23, LONG BEACH LAGOON STORMWATER CONSTRUCTION AGREEMENT.

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 21-23 by title only. Mayor Sheldon opened Item 8 up for public comment. Hearing and seeing none, Mayor Sheldon closed the public comment. Mayor Sheldon noted this item was available for discussion. Director Campbell noted he was available to answer questions. Councilman Jarman inquired if the current CRA pond was being moved. Director Campbell reported yes, as it was in an awkward location for the property to be developed. Councilman Jarman inquired if they would be required to create a new stormwater pond. Director Campbell stated yes. Discussion regarding the agreement ensuring that the pond works properly took place. Councilman Casto inquired about the drainage problem being fixed on the adjacent property. Director Campbell reported that yes, to his knowledge they realize that property needs to be addressed. Mayor Sheldon reported this item was available. Councilman Jarman moved to approve Resolution 21-23. Vice Mayor McConnell seconded the motion. All were in favor by a roll call vote (5-0).

Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Councilman Casto	Aye
Councilman Chester	Aye
Mayor Sheldon	Aye

ITEM 9. RESOLUTION 21-25, AT&T INTERFERENCE.

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 21-25 by title only. Mayor Sheldon opened Item 9 up for public comment.

Michael Frankert, 132 Lakeside Circle, PCB - Mr. Frankert inquired if this would impact the public.

Mayor Sheldon closed the public comment. Mayor Sheldon asked Mrs. Myers if she could answer Mr. Frankert's question. Mrs. Myers reported that it was her understanding that other service providers would be immediately available to those customers. Director Campbell agreed and reported that the City sees no evidence where AT&T had pulled their underground cables. Director Campbell reported that he had reached out to the area manager and he said he would get to the bottom of this. Discussion regarding not being able to finish the project because of AT&T took place. All of Council agreed that this was unacceptable. Mayor Sheldon noted this item was available for discussion. Councilman Casto moved to approve Resolution 21-25. Councilman Jarman seconded the motion. All were in favor by a roll call vote (5-0).

Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Councilman Casto	Aye
Councilman Chester	Aye
Mayor Sheldon	Aye

ITEM 10. DISCUSSION REGARDING UTILITY / BAY PARKWAY CAPITAL PLAN UPDATE.

Mayor Sheldon opened Item 10 up for public comment. Hearing and seeing none, Mayor Sheldon closed the public comment.

Director Al Shortt presented the **attached** PowerPoint presentation. Director Shortt reported this was a quick rundown of some of the capital projects for the utilities system. Director Kelly Jenkins presented the **attached** presentation.

Mayor Sheldon noted this item was available for discussion. Mayor Sheldon thanked Kelly's team and the contractor. Vice Mayor McConnell echoed the Mayor's comments and thanked Congressman Dunn's office, especially Nicole Smith from the Congressman's office, for assisting the City with obtaining a permit. Councilman Jarman inquired if the stormwater was being addressed and if it would affect the residents in Colony Club. Director Jenkins reported, yes, Colony Club was taken into consideration and that area should not be affected. Councilman Jarman inquired about access to Gayle's Trails at Colony Club. Director Jenkins reported it would be similar to crossing at Pier Park North. Councilman Casto thanked Director Jenkins and noted he was impressed with the progress that had been made.

ITEM 11. DISCUSSION REGARDING CITIZEN/COMMUNITY SURVEY RESULTS.

Mayor Sheldon opened Item 11 up for public comment. Hearing and seeing none, Mayor Sheldon closed the public comment. Manager O'Rourke presented the **attached** presentation on the citizen survey. Manager O'Rourke reported the survey results were posted on the City's website. Mayor Sheldon thanked Manager O'Rourke and noted that hearing from folks is a great thing for the City. Manager O'Rourke agreed and reported that the Business Plan would be coming back to Council. Mayor Sheldon noted this item was available for discussion. Hearing and seeing none.

CITY MANAGER REPORT

Mr. O'Rourke reported on COVID fatigue and resent spikes. Manager O'Rourke spoke to the issue of masks with respect to the Governor's order. Manager O'Rourke reported that event promoters would be held responsible, not the individual, and would be required to have their vendors and attendees wear masks. Mr. O'Rourke reported the City received one submission to the RFP for Frank Brown Park 8 acre parcel, and that group and the St. Joe Company would be getting together. Manager O'Rourke added that Staff was working on a comprehensive emergency preparedness plan and he would have it ready for the November 12th meeting. Mr. O'Rourke reported Council would be able to interview federal lobbyist firms soon. And lastly, Manager O'Rourke reported 10 applications had been received for the SeeLife project.

CITY ATTORNEY REPORT

No report.

COUNCIL COMMENTS

Councilman Casto encouraged Manager O'Rourke to work with the City's pay study consultant prior to bringing back the salary study at the November 12th meeting. Councilman Casto reported that the Safety Committee would be meeting prior to the November 12th meeting and he would report at that time.

Councilman Chester asked Manager O'Rourke to make sure the pay study was fair across the board.

Councilman Jarman asked Manager O'Rourke to post the street resurfacing schedule in a place for the public to review. Vice Mayor McConnell concurred and asked Manager O'Rourke to get an educational piece out to the public about the resurfacing program.

Mayor Sheldon asked to see a schedule of ditch clearing so residents know when and where to expect the clearing. Mayor Sheldon recommended that Council look at the discretionary funds sooner rather than later. Manager O'Rourke reported he had planned to present that to Council at the November 12th meeting. Vice Mayor McConnell asked that Council receive that information prior to the November 12th meeting. Mayor Sheldon inquired if Staff was preparing the banking RFP. Manager O'Rourke reported yes, and it should be brought back to Council in January.

With nothing further, the meeting was adjourned at 10:54 AM.

READ AND APPROVED this 28th day of January, 2021.



Mark Sheldon, Mayor
City of Panama City Beach, Florida

ATTEST:



Lynne Fasone, MMC
City Clerk

* ACTION ITEMS NOTED WITH AN ASTERISK ARE TAKEN BOTH BY THE CITY COUNCIL AND THE PANAMA CITY BEACH REDEVELOPMENT AGENCY JOINTLY AND CONCURRENTLY.

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