

**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 **February 25, 2021.**

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

**ROLL CALL**

MAYOR MARK SHELDON  
VICE MAYOR GEOFF MCCONNELL  
PHIL CHESTER  
PAUL CASTO

Councilman Michael Jarman was excused. Others present were Interim City Manager Al Shortt, City Attorneys Amy Myers and Cole Davis, City Clerk Lynne Fasone, Directors and members of the public and press.

Pastor Jason Williams from Woodstock Church led the invocation. Councilman Phil Chester led the Pledge of Allegiance.

Mayor Sheldon provided community announcements. Mayor Sheldon called for approval of the December 10, 2020 meeting minutes. Councilman Chester so moved. Vice Mayor McConnell seconded the motion. All were in favor by a roll call vote (4-0).

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

Mayor Sheldon called for approval, additions and/or deletions to the agenda. Hearing and seeing none, Vice Mayor McConnell moved to approve the agenda. Councilman Chester seconded the motion. All were in favor of approval of the agenda by a roll call vote (4-0).

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

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

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

Michelle Carter – Ms. Carter reported that she spoke with the previous City Manager Tony O'Rourke and he stated that she was correct about the public ordinance regarding parking. Ms. Carter asked Council to reinstate Tony O'Rourke as City Manager.

Chad Baxter – Mr. Baxter commented on child's behaviors and personalities, the hiring of city managers, and NASA.

Burnie Thompson – Mr. Thompson asked for a copy of the memorandum submitted by Mr. O'Rourke and the statutory exemption for not providing him a copy. Mr. Thompson commented on the FBI subpoena.

Mayor Sheldon called for further public comments. Hearing and seeing none, Mayor Sheldon closed public comments.

**PRESENTATIONS**

Councilman Chester presented employee with years of service awards.

Mayor Sheldon invited Ben Rausa with Ironman to the podium. Mr. Rausa presented Will Spivey with a check to the City for the City's years of support of the Ironman events.

Mayor Sheldon invited Director Kelly Jenkins to the podium. Director Jenkins introduced Gulf Power representatives for a presentation on street lighting, how to report a street light outage and street lighting policies.

Mayor Sheldon invited Director Holly White to the podium. Director White updated City Council on the 5-year Stormwater Plan. Director White reported that she would have updates for Council on the Pool and Pier 5-year Plans in April/May.

**CONSENT AGENDA**

**RESOLUTION 21-90, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN EMERGENCY REPAIR OF A PUMP FOR LIFT STATION 7 FROM AAG ELECTRIC MOTORS & PUMPS, INC. IN THE BASIC AMOUNT OF \$13,254.36.**

**RESOLUTION 21-91, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING A TASK ORDER WITH CHANDLER & ASSOCIATES, INC. FOR APPRAISALS FOR THE FBR RIGHT-OF-WAY SEGMENT 4.1 PROJECT IN THE AMOUNT OF \$21,000.**

**RESOLUTION 21-92, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AS TO FORM AND CONTENT THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION CONSENT ORDER RELATED TO THE CROSS-CONNECTION CONTROL PROGRAM FOR THE PANAMA CITY BEACH PUBLIC WATER SYSTEM.**

**RESOLUTION 21-93, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA APPROVING A TASK ORDER WITH DEWBERRY ENGINEERS, INC. FOR CRA MID-BLOCK CROSSWALK DESIGN IN THE AMOUNT OF \$42,040.**

**RESOLUTION 21-94, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING THE LIMITED ENGAGEMENT OF HOLLAND & KNIGHT AS SPECIAL COUNSEL TO THE CITY.**

**REVISION OF THE MASTER AUDIT LIST TO REMOVE OBSOLETE ITEMS.**

Mayor Sheldon asked Ms. Fasone to read the consent agenda. Mayor Sheldon announced that the consent agenda was available. Councilman Chester moved to approve the consent agenda. Councilman Casto seconded the motion. All were in favor of approval by a roll call vote (4-0).

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

**REGULAR AGENDA- DISCUSSION/ACTION**

**ITEM 1. ORDINANCE 1546, MODIFICATION TO PUD MASTER PLAN REQUIREMENTS.**

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Ordinance 1546 by title only. Mayor Sheldon opened up Item 1 for public comment. Hearing and seeing no public comment, Mayor Sheldon closed public comments. Mayor Sheldon called for comments from Director Leonard. Director Leonard briefly reviewed the proposed modification and reported that the City's Planning Board recommended approval.

Mayor Sheldon called for comments from Council. Hearing and seeing none, Vice Mayor McConnell moved to approve Ordinance 1546. Councilman Chester seconded the motion. All were in favor by a roll call vote (4-0).

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

**ITEM 2. KELLY STREET PINES PLAT AND PUBLIC HEARING.**

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers recommended this this item be continued to the March 11<sup>th</sup> meeting. Mayor Sheldon opened up Item 2 for public comment.

Gary Helping Jr. – Mr. Helping reported that they had failed to get the mylar and bond approved in time for this meeting.

Mayor Sheldon closed public comments. Mayor Sheldon called for comments from Council. Councilman Casto moved to continue approval of the Plat to the March 11<sup>th</sup> City Council meeting. Councilman Chester seconded the motion. Hearing and seeing no further comments, all were in favor of the continuance by a roll call vote (4-0).

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

**ITEM 3. RESOLUTION 21-99, HICA RELATED TO TAPESTRY PARK, PHASE 3.**

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 21-99 by title only. Mayor Sheldon opened Item 3 up for public comment. Hearing and seeing no public comments, Mayor Sheldon closed public comments. Mayor Sheldon noted this item was available. Councilman Casto moved to approve Resolution 21-99. Councilman Chester seconded the motion. All were in favor by a roll call vote (4-0).

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

**ITEM 4. TAPESTRY PARK PHASE 3 PLAT AND PUBLIC HEARING.**

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers described the purpose of the Plat approval and called for Jennings Disclosures.

Councilman Chester reported he knew where the property was located and had no conversations about it. Vice Mayor McConnell reported he was aware of the location of the property and had no conversations about it. Councilman Casto reported that he too was aware of the location and had no conversations about it. Lastly, Mayor Sheldon reported that he was aware of the location and had no conversations about it.

Mayor Sheldon opened up Item 4 for public comment. Hearing and seeing none.

Mayor Sheldon noted this item was available to Council. Vice Mayor McConnell moved to approve the Plat. Councilman Chester seconded the motion. All were in favor by a roll call vote (4-0).

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

**ITEM 5. RESOLUTION 21-96, PANHANDLE ENGINEERING TASK ORDER REJ NORTH DESIGN AND BUDGET AMENDMENT.**

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 21-96 by title only. Mayor Sheldon opened up Item 5 for public comment. Hearing and seeing no public comments, Mayor Sheldon closed public comments. Director Campbell, Vice Mayor McConnell and Mayor Sheldon spoke briefly about the road safety audit at this particular location. Mayor Sheldon noted this item was available. Councilman Casto moved to approve Resolution 21-96. Councilman Chester seconded the motion. All were in favor by a roll call vote (4-0).

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

**ITEM 6. RESOLUTION 21-97, AQUATIC CENTER 2021 SCHEDULE AND BUDGET AMENDMENT.**

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 21-97 by title only. Mayor Sheldon opened up Item 6 for public comment. Hearing and seeing no public comments, Mayor Sheldon closed public comments. Vice Mayor McConnell inquired about salaries. Director Ponek reported this was not in the budget because of COVID. Vice Mayor McConnell clarified that the costs was the same as in the past years, adjusting for inflation. Director White concurred and reported that she fully expected this not to have a negative impact on the budget, should put back to the status quo pre-COVID. Mayor Sheldon noted this item was available. Councilman Casto moved to approve Resolution 21-97. Councilman Chester seconded the motion. All were in favor by a roll call vote (4-0).

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

**ITEM 7. RESOLUTION 21-100, SPECIAL EVENTS ON SANDY BEACH.**

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 21-100 by title only and noted the expiration of March 31, 2021. Mayor Sheldon opened up Item 7 for public comment. Hearing and seeing no public comments, Mayor Sheldon closed public comments. Mayor Sheldon noted this item was available. Councilman Chester moved to approve Resolution 21-100. Vice Mayor McConnell seconded the motion. All were in favor by a roll call vote (4-0).

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

**ITEM 8. DISCUSSION ITEM – TORNADO SIRENS.**

Mayor Sheldon introduced Chief Ray Morgan. Chief Morgan presented the attached PowerPoint on tornado sirens. Mayor Sheldon reported he wanted to bring this forward so Council could look at cost structuring/real expense.

**INTERIM CITY MANAGER REPORT**

Mr. Shortt reported that 49 applications for the City Manager position had been received as of the close of business yesterday. Mr. Shortt inquired if Council wanted detailed background checks performed. Council members stated yes. Council asked that the applications/information be received and delivered to Council by the Close of business on Thursday, prior to the March 5th special meeting at 9am.

Mr. Shortt provided a COVID update and recommended that the buildings be available to the public, with basic protocol, masks, etc. beginning Monday morning. Council members agreed.

Mr. Shortt reported that the Administration would like to present a Water / Sewer Impact Fee presentation on March 25<sup>th</sup>. Discussion regarding rates, impact fees, and the 90-day waiting period took place.

Mr. Shortt reported the City hired a new purchasing manager, Tina Kunst, and she started this week. Mr. Shortt added that the Administration would ask Council to bless the procurement procedures in the future.

Mr. Shortt reported Jim and his staff did a tremendous job on the clean-up of Frank Brown Park after the recent tornado. Mr. Shortt estimated the damage at approximately \$120,000.

Lastly, Mr. Shortt reported that the Hyatt Place Hotel requested permission to start pouring concrete at 3:00 am in the morning. Discussion regarding the time needed to pour concrete, possible lane shift and noise took place. Discussion regarding City Council granting a noise variance, memorializing by a motion, and the City Manager or sending a letter took place. Mr. Shortt reported he would gather more information and come back to Council at the next meeting. All Council members voted in favor of beginning the pours sooner rather than later in the day (4-0) and memorializing the decision with a letter by the City Manager.

**CITY ATTORNEY REPORT**

No report.

**COUNCIL COMMENTS**

Councilman Casto thanked Al Shortt for filling in as Interim City Manager.

Councilman Chester thanked Jim and his staff for cleaning up after the recent tornado.

Vice Mayor McConnell concurred and thanked the first responders and Ben with Ironman for the charitable donation.

Mayor Sheldon thanked Al Shortt for filling in as Interim City Manager and City Staff members for pitching in as well.

**With nothing further, Mayor Sheldon adjourned the meeting by unanimous consent at 10:31 a.m.**

READ AND APPROVED this 13th day of May, 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.