



City of
Panama City Beach

City Hall
17007 PCB Parkway
PCB, FL 32413
www.pcbfl.gov

MINUTES of the May 25, 2023, 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.

Mayor Mark Sheldon called the May 25, 2023, regular meeting to order at 9:00 a.m.

ROLL CALL

**MAYOR MARK SHELDON
VICE MAYOR PAUL CASTO
COUNCILMAN PHIL CHESTER
COUNCILMEMBER MARY COBURN
COUNCILMAN MICHAEL JARMAN**

A quorum was present with all five members of City Council. Others present were City Manager Drew Whitman, Assistant City Manager Holly White, City Attorney Cole Davis, City Clerk Lynne Fasone, Directors, staff, and members of the public and press.

INVOCATION AND PLEDGE

Mayor Sheldon led the invocation and the Pledge of Allegiance. Mayor Sheldon provided community announcements.

MINUTES

Mayor Sheldon called for approval of the May 11, 2023, regular meeting minutes. Councilman Chester so moved. Councilmember Coburn seconded the motion. The May 11th regular meeting minutes were unanimously approved by a roll call vote (5-0).

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |
| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

APPROVAL OF AGENDA

Mayor Sheldon called for approval and/or changes to the agenda. Hearing and seeing none, Vice Mayor Casto moved to approve the agenda. Councilman Jarman seconded the motion. All were unanimously in favor of approval of the agenda by a roll call vote (5-0).

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |
| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

PRESENTATIONS

On behalf of the entire City Council, Mayor Sheldon presented employee service awards.

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

Mayor Sheldon opened the floor to non-agenda business public comments, limited to three minutes each.

Molly Allen, Lullwater Resident – Ms. Allen inquired if officials for the State and/or City were required to report on a business that they owned or a committee that they sit on or chair. Ms. Allen encouraged everyone to watch the WJHG story about micro plastics.

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

CONSENT AGENDA

RESOLUTION NO. 23-172, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING THE PURCHASE OF A LMX200 GROUND PENETRATING RADAR FROM GREEN EQUIPMENT COMPANY, IN THE TOTAL AMOUNT OF \$29,674.00; AND AGREEING TO BE BOUND BY THE TERMS AND CONDITIONS OF THE BUYBOARD COOPERATIVE PURCHASING AGREEMENT GOVERNING THAT PURCHASE.

RESOLUTION NO. 23-173, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING THE PURCHASE OF A 2023 CHEVY SILVERADO 2500 HD TRUCK FROM ALAN JAY AUTOMOTIVE MANAGEMENT, INC. D/B/A ALAN JAY FLEET SALES, IN THE TOTAL AMOUNT OF \$45,506.00; AND AGREEING TO BE BOUND BY THE TERMS AND CONDITIONS OF THE CITY OF TALLAHASSEE AGREEMENT GOVERNING THAT PURCHASE.

RESOLUTION NO. 23-174, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING THE PURCHASE OF A MIDSIZE KUBOTA TRACTOR FROM SOWELL TRACTOR COMPANY, INC., IN THE TOTAL AMOUNT OF \$44,303.94; AND AGREEING TO BE BOUND BY THE TERMS AND CONDITIONS OF THE SOURCEWELL COOPERATIVE PURCHASING AGREEMENT GOVERNING THAT PURCHASE.

RESOLUTION NO. 23-175, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING A LIGHTING AGREEMENT WITH FLORIDA POWER & LIGHT COMPANY FOR UPGRADES, REPAIRS AND MAINTENANCE OF LIGHTING FACILITIES ON CLARENCE STREET.

RESOLUTION NO. 23-184, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AGREEMENT WITH THE FLORIDA DEPARTMENT OF MANAGEMENT SERVICES FOR THE LOCAL GOVERNMENT CYBERSECURITY GRANT PROGRAM.

REVISION OF THE MASTER AUDIT LIST TO REMOVE SURPLUS 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 noted the Consent Agenda was available to Council. **Councilman Jarman moved to approve the Consent Agenda. Vice Mayor Casto seconded the motion.** Mayor Sheldon asked the Clerk to call the roll. **The Consent Agenda was unanimously approved by a (5-0) roll call vote.**

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |
| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

REGULAR AGENDA- DISCUSSION/ACTION ITEMS

ITEM 1. KELLY STREET PLANNED UNIT DEVELOPMENT MASTER PLAN APPEAL, PUBLIC HEARING.

Mayor Sheldon explained that this was a rehearing of a hearing held by the Planning Board on April 12, 2023, regarding the City Manager's interpretation of Section 5.04.33 of the City's Land Development Code, as it applies to the **Kelly Street PUD**. Mayor Sheldon explained further that the Planning Board affirmed the City Manager's interpretation that Section 5.04.33 does not entitle the Kelly Street PUD to use its land for transient residential rentals. Mayor Sheldon reported that this rehearing was requested by S&L Karian Properties, LLC who was represented by Attorney Mike Burke. Mayor Sheldon noted the City was represented by Attorney Cole Davis.

Mayor Sheldon asked Mr. Davis to further explain tonight's process. Attorney Davis explained this was a quasi-judicial hearing governed by the City's Land Development Code and S&L Karian would bear the burden of proof and must demonstrate that the decision of the Planning Board was made in error.

Mayor Sheldon asked Mr. Davis to briefly explain Jennings Disclosure. Mayor Sheldon announced that the hearing would now begin. Mayor Sheldon asked those persons wishing to speak during the hearing to please rise and be sworn in. Attorney Davis sworn in the witnesses.

Mayor Sheldon inquired of Mr. Leonard if the notice requirement was properly met for this hearing. Director Leonard stated yes.

Mayor Sheldon called for **Jennings Disclosures** from members of City Council. Councilmember Coburn, Councilman Chester and Councilman Jarman all reported that they had nothing to disclose. Vice Mayor Casto reported he had some discussions with staff members and Mr. Leonard. Mayor Sheldon reported he had nothing to disclose.

Mayor Sheldon invited Director Leonard to the podium to provide the Staff Report. Director Leonard provided the history of the Kelly Street PUD, the City Code at the time of the request in 2005, and the definitions of "dwelling" and "accommodations." Director Leonard reported in 2005 the Applicant requested single family residential and in 2019 multi-family was requested, and at no point was short-term rental ever requested. Director Leonard further explained that in Section 10.02.05 nothing can be implied and recited that section. Director Leonard further explained that nothing more can be expanded on, and that was the Staff's position, and the Planning Board agreed with Staff's position.

Mayor Sheldon invited the Applicant's Attorney Michael Burke to the podium.

Mike Burke, on behalf of the Applicant S & L Karian - Mr. Burke described the property and noted he was here to appeal the Planning Board's decision. Mr. Burke explained the Land Development Code had a hole in it and referred to Table 2.03.02. Mr. Burke stated when there is a hole in the Code the law requires the Code to be harmonized, the Planning Board should have read the Code as a whole, and determined that RTH category was the controlling use. Mr. Burke, on behalf of the Applicant, respectfully requested that Council reverse the order of the Planning Board and determine that all uses in RHT were permitted and allowed in this PUD. Mr. Burke reserved the rest of his time for rebuttal and/or questions.

Mayor Sheldon invited **affected parties** to speak.

David Howard, 21905 Sunnyside Lane – Mr. Howard stated he was a participant in the 2019 meeting. Mr. Howard asked Council to consider the original request and intent. Mr. Howard stated the original request was approved based on the intent that the property would be used for primary occupancy, not vacation rental, vacation rental was not discussed at that meeting.

Bob Lefferdo, 317 Shasta Street – Mr. Lefferdo commented on the traffic and walkers and that the infrastructure of Kelly Street cannot handle this development.

Gail Mead, 21909 Sunnyside – Ms. Mead asked Council to uphold the previous determination and opinions of the City Planner and Planning Board.

Mayor Sheldon called for additional affected parties and a hand count of those having similar comments as to what had already been said. Mayor Sheldon and the Clerk both counted 14 hands.

Richard Edwards, 22117 Palm Ave. – Mr. Edwards explained that he was speaking as a resident today, not as a professional code consultant, which he had been for 45 years. Mr. Edwards read from the Florida Building Code pertaining to the Residential R-1 designation. Mr. Edwards stated this request was not in the best interest of the public.

Mayor Sheldon called for additional comments from affected parties. Hearing and seeing none, Mayor Sheldon closed that portion of the hearing. Mayor Sheldon called for general public comments. Hearing and seeing none, Mayor Sheldon closed that portion of the hearing. Mayor Sheldon called for rebuttal by any Staff, Applicant or affected party.

Attorney Davis explained when the Land Development Code is read, it should be read all together and talked about the purposes of the PUD, Code Section 4.02.05, the purpose of a master plan, and Section 4.02.05(B), sufficient public benefit. Attorney Davis read from Section 4.02.05(F) regarding the process and list of factors for creating a PUD. Attorney Davis concurred with Director Leonard in that there is no implication of uses. Attorney Davis added the Developer never came to the City and requested short term rentals and it was never part of the deal.

Attorney Burke discussed the Code not calling out specific uses and going back to the Code to determine permitted uses. Attorney Burke provided examples. Mr. Burke added that he appreciated there were a lot of people here to oppose his client's position, but we were here today to look at what the Code says. Mr. Burke discussed PCB City limits and explained that traffic issues were Bay County's problems, so residents should go there to have those issues addressed. Mr. Burke noted that Council was here to look at whether the Code permitted the townhomes to have transient rental use. Mr. Burke stated he was available to answer questions.

Mayor Sheldon closed the evidentiary portion of the hearing. Mayor Sheldon called for closing arguments by Staff and the Applicant. Both waived.

Mayor Sheldon called for Council discussion. Mayor Sheldon explained that Council could affirm, modify or reverse the Planning Board's decision.

Mayor Sheldon explained he had been a member of the Planning Board for some time, and he attended the Planning Board's meeting on this matter, as did Councilmember Coburn. Mayor Sheldon affirmed the Planning Board's decision on this matter.

Councilman Jarman noted he was of the same opinion as the Mayor and affirmed the Planning Board's decision.

Vice Mayor Casto affirmed Staff's and the Planning Board's decision. Vice Mayor Casto noted that short term rental was not part of the original deal. Vice Mayor Casto added that the Planning Board spent a lot of time studying this, so he affirmed Staff's decision.

Councilman Chester inquired as to the Planning Board's vote. Director Leonard stated 6-0, one member absent. Councilman Chester affirmed the Planning Board's decision.

Councilmember Coburn noted she too had followed this matter from the beginning. Councilmember Coburn explained that she understood PUD's and the rules that govern them. Councilmember Coburn added that she felt that Staff was correct. Councilmember Coburn affirmed the Planning Board's decision.

Mayor Sheldon called for further discussion from Council. Hearing and seeing none, Mayor Sheldon called for a motion. **Councilmember Coburn moved to affirm the Planning Board's decision. Councilman Jarman seconded the motion.** Mayor Sheldon asked the Clerk to call the roll. **The Planning Board's decision was unanimously affirmed by a (5-0) roll call vote.**

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |
| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

***ITEM 2. RESOLUTION NO. 23-176, ANNUAL CRA ASSESSMENT, PUBLIC HEARING.**

ITEM 3. RESOLUTION NO. 23-177, ANNUAL FIRE ASSESSMENT, PUBLIC HEARING.

ITEM 4. RESOLUTION NO. 23-178, ANNUAL STORMWATER ASSESSMENT, PUBLIC HEARING.

Mayor Sheldon recommended all three assessment Resolutions be handled together. Mayor Sheldon introduced City Attorney Davis. Attorney Davis read Resolutions 23-176, 23-177 and 23-178 by title only.

Mayor Sheldon called for Council discussion. Mayor Sheldon explained that he did not have an appetite to raise these assessments at all and recommended a zero increase. Mayor Sheldon added he had run the numbers with Ms. White and felt that zero increase was appropriate. Councilman Jarman concurred with the Mayor and added that he felt that the City was in a good position financially and concurred with the zero index. Councilmember Coburn concurred with the zero index and discussed the benefits of putting \$2.1 million back into the economy. Councilman Chester concurred with the zero index. Councilman Chester thanked Staff for handling the funds and for all the grant money Staff has gotten. Vice Mayor Casto inquired if the departments had enough funds to complete current projects without an increase. Ms. White stated yes. Vice Mayor Casto stated he was fine with the zero index. Discussion regarding the City's quality of life and money going back into the local economy took place. Mayor Sheldon stated that Council seemed to be on the same page with the zero index. Mayor Sheldon invited Attorney Mark Lawson to the podium.

Attorney Mark Lawson explained that he had prepared a modified resolution without indexing, which Ms. Fasone put on your dais, which effects what Council just discussed. Mr. Lawson added after a public hearing, a motion to adopt the resolutions, without indexing, would be appropriate. Mr. Lawson explained that Councilmembers also have at their seats three reports from Dr. Beitsch. Mr. Lawson stated he would

take notes on the questions presented at the public hearing, to be answered after the hearing. Mr. Lawson stated the resolutions/assessments were properly noticed at a higher rate, however, Council could go down, just not up with the rate.

Mayor Sheldon opened the public hearing.

Linda Harris, resident of PCB since 2006. Ms. Harris discussed the CRA assessment. Ms. Harris inquired why was it decided that the properties closest to the CRA would pay for the improvements. Ms. Harris noted that the fire assessment was supposed to be only for one year. Ms. Harris stated the stormwater assessment was only \$12 per year when she started to live here, now it was too high.

Molly Allen, Lullwater resident – Ms. Allen commented that she was thankful that the taxes were not going to be raised this year. Ms. Allen asked that Council bring to the table a long-term plan for stormwater and pipes in her area.

Lorraine Lechner, resident of PCB – Ms. Lechner thanked Council for not raising the assessments. Ms. Lechner commented that using U.S. overall income for the basis of making a rate change was absolutely wrong. Ms. Lechner commented that a better indicator would be U.S. household income. Ms. Lechner asked Council to consider using the better indicator next year. Ms. Lechner discussed debt service.

Mayor Sheldon called for additional comments. Hearing and seeing none, Mayor Sheldon closed the public hearing.

Mayor Sheldon asked Mr. Lawson to address the questions. Mr. Lawson stated this was a hearing about the assessment approach. Mr. Lawson explained: 1) with respect to the flat \$12.00 fee years ago, the City now uses a simplified approach, the fees must be used for which they are collected and the simplified approach meets the state law; 2) the stormwater assessment only represents about 34% of the stormwater budget and it helps underwrite that program and frees up quality of life funds; 3) assessments are year to year, they can pay for equipment, operations, staff, etc.; 4) the indexing is used by the Florida State Legislature, a cognizable index that comes from the Department of Commerce for a 5-year period; 5) the City worked with County with respect to why some CRA parcels were in and others were not. Mr. Lawson asked that Council receive the three reports from Dr. Beitsch into evidence and move to adopt the resolutions, without using indexing, if that was Council's desire.

Mayor Sheldon noted this item was available to Council. **Councilman Jarman moved to approve Resolutions 23-176, 23-177 and 23-178 with zero indexing and to accept Dr. Beitsch's three reports into the record. Councilmember Coburn seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Resolutions 23-176, 23-177 and 23-178, with zero indexing, were adopted by a unanimous (5-0) roll call vote.**

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |
| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

ITEM 5. DISCUSSION / ACTION ITEM, APPOINTMENT TO THE PLANNING BOARD.

Mayor Sheldon called for public comments on Item 5.

Tucker Painter – Mr. Painter introduced himself and noted that he was an applicant for the Planning Board.
Chris Bishop - Mr. Bishop introduced himself and noted that he was an applicant for the Planning Board.
George Thames – Mr. Thames introduced himself and noted that he was an applicant for the Planning Board.

Mayor Sheldon called for additional comment. Hearing and seeing none, Mayor Sheldon closed the public comment period. Mayor Sheldon asked Council members to vote for one person on the ballots until a majority vote was received.

Mayor Sheldon noted that Council would come back to this item after the Clerk tallied the votes.

ITEM 6. ORDINANCE NO. 1621, MEDICAL CAMPUS OVERLAY DISTRICT, SECOND READING / PUBLIC HEARING.

Mayor Sheldon introduced City Attorney Davis. Mr. Davis read Ordinance No. 1621 by title only. Mayor Sheldon opened the public hearing. Hearing and seeing no comment, Mayor Sheldon closed the public hearing. Mayor Sheldon invited Director Leonard to the podium. Director Leonard reported the Planning Board heard this item on April 12, 2023 and recommended approval 6-0.

Councilmember Coburn moved to approve Ordinance 1621. Councilman Jarman seconded the motion. Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Ordinance 1621 was adopted by a unanimous (5-0) roll call vote.**

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |
| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

ITEM 7. ORDINANCE NO. 1622, LARGE CONDITIONAL USE FOR APARTMENT DEVELOPMENTS, FIRST READING / PUBLIC HEARING.

Mayor Sheldon introduced City Attorney Davis. Mr. Davis read Ordinance No. 1622 by title only. Mayor Sheldon opened the public hearing. Hearing and seeing none, Mayor Sheldon closed the public hearing. Mayor Sheldon invited Director Leonard to the podium. Director Leonard reported this would apply to large apartment developments over three acres. Director Leonard discussed the requirement to hold a community meeting. Director Leonard reported the Planning Board heard this item on April 12, 2023 and recommended approval 6-0.

Mayor Sheldon noted this item was available to Council. Councilmember Coburn thanked Staff for putting this together. **Councilman Jarman moved to approve Ordinance 1622. Councilmember Coburn seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Ordinance 1622 was adopted by a unanimous (5-0) roll call vote.**

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |

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| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

BACK TO ITEM 5. DISCUSSION / ACTION ITEM, APPOINTMENT TO THE PLANNING BOARD.

Mayor Sheldon explained there was a tie. Mayor Sheldon asked Councilmembers to vote again, this time either for Christopher Bishop or Matthew Jones. Mayor Sheldon thanked everyone who applied. Mayor Sheldon noted Council would come back to this time after the Ms. Fasone tallied the votes.

ITEM 8. ORDINANCE NO. 1623, INFILL LOT STORMWATER REQUIREMENTS, FIRST READING.

Mayor Sheldon introduced City Attorney Davis. Mr. Davis read Ordinance No. 1623 by title only. Mayor Sheldon called for public comment.

Molly Allen, Lullwater resident – Ms. Allen inquired if this was just for a home wall.

Councilman Jarman stated yes and explained the purpose of stem wall.

Mayor Sheldon called for further comments. Hearing and seeing none, Mayor Sheldon closed the public comment period. Mayor Sheldon invited Director Leonard to the podium. Director Leonard reported the Planning Board heard this item on May 10, 2023 and recommended approval 6-0.

Mayor Sheldon noted this item was available to Council. Councilman Jarman noted this should help those homeowners without a stormwater mitigation plan. **Councilman Jarman moved to approve Ordinance 1623. Councilmember Coburn seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Ordinance 1623 was adopted by a unanimous (5-0) roll call vote.**

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |
| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

BACK TO ITEM 5. DISCUSSION / ACTION ITEM, APPOINTMENT TO THE PLANNING BOARD.

Mayor Sheldon announced the vote was in. Mayor Sheldon called for a motion to appoint Mr. Matthew Jones to the Planning Board. **Councilman Jarman moved to appoint Mr. Matthew Jones to the vacant Planning Board seat. Councilmember Coburn seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Matthew Jones' appointment was approved by a unanimous (5-0) roll call vote.**

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |
| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

***ITEM 9. RESOLUTION NO. 23-179, APPROVING A TASK ORDER WITH NOVA ENGINEERING AND ENVIRONMENTAL, LLC.**

Mayor Sheldon introduced City Attorney Davis. Mr. Davis read Resolution 23-179 by title only. Mayor Sheldon called for public comment. Hearing and seeing none, Mayor Sheldon closed the public comment period.

Mayor Sheldon noted this item was available to Council. **Councilman Chester moved to approve Resolution 23-179. Councilmember Coburn seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Resolution No. 23-179 was adopted by a unanimous (5-0) roll call vote.**

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |
| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

***ITEM 10. RESOLUTION NO. 23-180, CONFIRMING CONVERSION OF CRA LAND FOR NEW FIRE STATION; AND AUTHORIZING A BUDGET AMENDMENT.**

Mayor Sheldon introduced City Attorney Davis. Mr. Davis read Resolution 23-180 by title only. Mayor Sheldon called for public comment. Hearing and seeing none, Mayor Sheldon closed the public comment period. Mayor Sheldon invited comments from Assistant City Manager White. Ms. White explained this would move the funds from the CRA making them available for the purchase.

Mayor Sheldon noted this item was available to Council. **Vice Mayor Casto moved to approve Resolution 23-180. Councilman Chester seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Resolution No. 23-180 was adopted by a unanimous (5-0) roll call vote.**

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |
| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

ITEM 11. RESOLUTION NO. 23-181, APPROVING AN AGREEMENT RELATING TO THE COLONY CLUB DRAINAGE SWALE PROJECT.

Mayor Sheldon introduced City Attorney Davis. Mr. Davis read Resolution 23-181 by title only. Mayor Sheldon called for public comment.

Molly Allen, Lullwater Resident – Ms. Allen inquired if this swale project would connect to the Bay.

Mayor Sheldon called for additional public comments. Hearing and seeing none, Mayor Sheldon closed the public comment period. Mayor Sheldon invited comments from Interim Public Works Director Kathy Younce. Ms. Younce explained this project would re-establish an existing drainage swale and connection and replace some pipes that collapsed between the neighborhood and the golf course.

Mayor Sheldon noted this item was available to Council. **Vice Mayor Casto moved to approve Resolution 23-181. Councilman Jarman seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Resolution No. 23-181 was adopted by a unanimous (5-0) roll call vote.**

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |
| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

ITEM 12. RESOLUTION NO. 23-182, APPROVING AN AGREEMENT RELATING TO THE HILLS ROAD SIDEWALK PROJECT; AND AUTHORIZING A BUDGET AMENDMENT.

Mayor Sheldon introduced City Attorney Davis. Mr. Davis read Resolution 23-182 by title only. Mayor Sheldon called for public comment. Hearing and seeing none, Mayor Sheldon closed the public comment period.

Mayor Sheldon noted this item was available to Council. **Councilman Chester moved to approve Resolution 23-182. Councilman Jarman seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Resolution No. 23-182 was adopted by a unanimous (5-0) roll call vote.**

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |
| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

ITEM 13. RESOLUTION NO. 23-183, APPROVING THE PURCHASE OF AN ASPHALT PAVER; AND AUTHORIZING A BUDGET AMENDMENT.

Mayor Sheldon introduced City Attorney Davis. Mr. Davis read Resolution 23-183 by title only. Mayor Sheldon called for public comment on Item 13. Hearing and seeing none, Mayor Sheldon closed the public comment period. Mayor Sheldon explained this purchase would allow the City to take on more projects in-house.

Mayor Sheldon noted this item was available to Council. **Councilman Chester moved to approve Resolution 23-183. Councilmember Coburn seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Resolution No. 23-183 was adopted by a unanimous (5-0) roll call vote.**

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| Councilmember Coburn | Aye |
| Councilman Chester | Aye |
| Vice Mayor Casto | Aye |
| Councilman Jarman | Aye |
| Mayor Sheldon | Aye |

CITY MANAGER REPORT – Manager Whitman reminded everyone that City offices would be closed in observance of the Memorial Day holiday. Manager Whitman thanked all the men and women of the City who keep the City running for our visitors. Manager Whitman also thanked Director Leonard’s Business Tax Team who he and Holly had a meeting with this week.

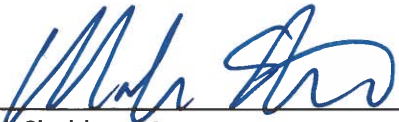
CITY ATTORNEY REPORT - No report.

COUNCIL COMMENTS - Mayor Sheldon invited comments from Council.

Councilmember Coburn congratulated Anchorage Children’s Home on moving into a beautiful new facility today.

With nothing further, Mayor Sheldon adjourned the meeting by unanimous consent at 10:33 a.m.

READ AND APPROVED this 8th day of June, 2023.



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 (“CRA”) 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.