



City of
Panama City Beach

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

MINUTES of the **September 22, 2022** 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 September 22, 2022 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 Attorneys Amy Myers and Cole Davis, City Clerk Lynne Fasone, Directors, staff, and members of the public and press.

Pastor Ramon Duvall from Beachside Fellowship Church led the invocation. Councilmember Mary Coburn led the Pledge of Allegiance.

Mayor Sheldon provided community announcements. Mayor Sheldon called for approval of the September 8, 2022 regular meeting minutes. **Councilman Chester so moved. Councilmember Coburn seconded the motion. The minutes were unanimously approved by a roll call vote (5-0).**

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

APPROVAL OF AGENDA

Mayor Sheldon called for approval, additions and/or deletions to the agenda. Manager Whitman requested the addition of approval of Nighttime Construction/Noise Variance at the new Residence Inn, ratifying one from last night and approving one for tonight. Mayor Sheldon recommended that it be added as new Regular Agenda Item #22. Mayor Sheldon recommended Item #4 be pulled from the Consent Agenda and be moved to the Regular Agenda as new Item #21. Mayor Sheldon called for additional additions and/or deletions, hearing and seeing none, **Councilman Jarman moved to approve the agenda, with changes. Vice Mayor Casto seconded the motion. All were unanimously in favor of approval of the agenda, with amendments, by a roll call vote (5-0).**

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

PRESENTATIONS

On behalf of City Council, Councilmember Coburn presented employees with years of service awards. Vice Mayor Casto accepted a \$160,000 check for the splash pool from Cheri Leistner, Past President, and fellow members of the Women's Civic Club of Panama City Beach.

Courtney Drummond, CRA Manager, presented a CRA quarterly update and Director Debbie Ingram and Krista Townsend, CRA Community Outreach Specialist, presented a CRA Community Outreach Efforts presentation, copies **attached**.

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.

1. **Molly Allen, Lullwater Lake Resident** – Ms. Allen passed around a picture taken in 1993 of Lullwater Lake. Ms. Allen thanked Representative Jay Trumbull and City Council members for securing money to restore Lullwater Lake. Ms. Allen encouraged everyone to take care of the City's/County's freshwater lakes and inland systems. Ms. Allen inquired if any of the funds had been spent to restore Lullwater Lake and where citizens could go to follow how the funds were being spent. Ms. Allen noted that she could not stay for the entire meeting and would log-on later for the answers.
2. **Alfie Martin, Resident** – Mr. Martin commented on the traffic on Middle Beach Road, Front Beach Road and at the corner of Oleander Drive. Mr. Martin added that he has property at the corner of Oleander Drive and he would be impacted by a parking lot being built at that corner. Mr. Martin asked Council to try to control the noise better, the cars and motorcycles, on Front Beach Road.

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

Mayor Sheldon asked Manager Whitman to respond to Ms. Allen's questions since she needed to leave. Manager Whitman reported, to his knowledge, the City had not spent any of the appropriation for the Lullwater Lake cleanup. Manager Whitman added that the Public Works Department would begin the project by reaching out to an environmental group, the first step, and he would have data ready and/or post something on line regarding the funding.

CONSENT AGENDA

RESOLUTION NO. 22-214, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA APPROVING AN AMOUNT OF \$2,849.50 TO BE LIENED ON PROPERTY LOCATED AT 256 EAGLE DRIVE, 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.

RESOLUTION NO. 22-215, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AGREEMENT WITH CLARK EQUIPMENT COMPANY FOR THE PURCHASE OF A BOBCAT COMPACT EXCAVATOR FOR THE STREET DEPARTMENT IN THE BASIC AMOUNT OF \$72,637.46.

RESOLUTION NO. 22-216, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, ACCEPTING CERTAIN SEWER FACILITIES FROM SUNSET AVENUE INVESTMENTS, LLC, AND IN CONSIDERATION THEREFOR AUTHORIZING EXECUTION AND DELIVERY OF A REVENUE CERTIFICATE IN AN AMOUNT NOT TO EXCEED TWELVE THOUSAND, SEVEN HUNDRED FIFTY DOLLARS AND NO CENTS (\$12,750.00) PAYABLE SOLELY FROM SEVENTY-FIVE PERCENT (75%) OF IMPACT FEES COLLECTED BY THE CITY OF PANAMA CITY BEACH FOR

SEWER UTILITY CONNECTIONS MADE TO THOSE SAME, CERTAIN FACILITIES, ALL AS MORE PARTICULARLY DESCRIBED IN THE BODY OF THE RESOLUTION, AND PROVIDING AN IMMEDIATELY EFFECTIVE DATE.

***MOVED TO REGULAR AGENDA #21* - RESOLUTION NO. 22-218, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, AUTHORIZING THE CITY TO NEGOTIATE PROFESSIONAL SERVICES AGREEMENTS FOR TRANSPORTATION ENGINEERING AND DESIGN SERVICES FOR NORTH/SOUTH CONNECTOR ROADS IN THE CITY'S FRONT BEACH ROAD COMMUNITY REDEVELOPMENT AREA.**

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 amended Consent Agenda. Mayor Sheldon noted this item was available to Council. **Councilman Jarman moved to approve the Consent Agenda, with changes. Vice Mayor Casto seconded the motion. All were unanimously in favor of approval of the consent agenda, with amendments, by a roll call vote (5-0).**

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

REGULAR AGENDA- DISCUSSION/ACTION ITEMS

ITEM 1. ORDINANCE NO. 1588, SMALL SCALE FUTURE LAND USE MAP AMENDMENT LOCATED AT 800 AND 802 YOUNG STREET, SECOND READING / QUASI JUDICIAL HEARING.

Mayor Sheldon introduced City Attorney Amy Myers. Mrs. Myers read Ordinance 1588 by title only.

Mayor Sheldon announced this was a Quasi-Judicial Hearing and asked Councilmembers to make **Jennings Disclosures**. Councilman Jarman noted he had nothing to disclose. Vice Mayor Casto reported he had not talked with anyone about this item. Councilmember Coburn reported she had visited the site, attended the Planning Commission meeting and had talked with staff and some residents. Councilman Chester reported he talked with staff and knew where the property was located. Mayor Sheldon reported he had nothing to disclose.

Mayor Sheldon **convened the public hearing** on Item #1. Hearing and seeing no comments, Mayor Sheldon closed the public hearing and invited Director Leonard to comment.

Director Leonard reported that this was a small-scale future land use map amendment from "Single Family" to "Tourist." Director Leonard added that the Planning Board considered this request at its July 13, 2022 meeting and recommended approval of this portion of the request.

Mayor Sheldon noted this item was available to Council. Mayor Sheldon reported he was not in favor of this item at first reading, and he was still not in favor. Mayor Sheldon called for discussion from Council. Discussion regarding single-family homes versus townhomes took place. Director Leonard reported that was the second portion of the request and the zoning designation would not allow for townhomes, however, it would allow for short-term rentals.

Councilman Chester moved to approve Ordinance 1588. Vice Mayor Casto seconded the motion. Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. Ordinance 1588 was approved by a (3-2) roll call vote.

Councilmember Coburn	Aye
Councilman Chester	Aye
Vice Mayor Casto	Aye
Councilman Jarman	No
Mayor Sheldon	No

ITEM 2. ORDINANCE NO. 1598, REZONING REQUEST LOCATED AT 800 AND 802 YOUNG STREET, FIRST READING.

Mayor Sheldon introduced City Attorney Amy Myers. Mrs. Myers read Ordinance 1598 by title only. Mayor Sheldon called for public comment on Item #2. Hearing and seeing none, Mayor Sheldon closed public comments. Mayor Sheldon invite comment from Director Leonard.

Director Leonard reported this was the rezoning portion of the request that Council just heard. Director Leonard added it was a request to go from R1C (single family housing) to CM (commercial medium intensity). Director Leonard reported further that the Applicant originally applied for a CH designation (commercial high intensity). Director Leonard reported the Planning Board considered the Applicant's request at its last two meetings and recommended the CM designation; the Applicant agreed to modify the application. Director Leonard explained that the CM designation would limit the height to 35 feet, which the current zoning allowed, it would allow for 3-4 units, depending upon the wetlands, however, it would not allow for townhomes. Director Leonard further discussed the zoning districts under the "Tourist" designation.

Mayor Sheldon noted this item was available to Council. **Councilman Chester moved to approve Ordinance 1598. Vice Mayor Casto seconded the motion. Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. Ordinance 1598 was approved by a (3-2) roll call vote.**

Councilmember Coburn	Aye
Councilman Chester	Aye
Vice Mayor Casto	Aye
Councilman Jarman	No
Mayor Sheldon	No

ITEM 3. ORDINANCE NO. 1590, SMALL SCALE FUTURE LAND USE MAP AMENDMENT LOCATED AT 14602 FRONT BEACH ROAD AND 99 GULF BOULEVARD, SECOND READING / QUASI JUDICIAL HEARING.

Mayor Sheldon introduced City Attorney Amy Myers. Mrs. Myers read Ordinance 1590 by title only.

Mayor Sheldon announced this was a Quasi-Judicial Hearing and asked Councilmembers to make **Jennings Disclosures**. Councilman Jarman noted he had nothing to disclose. Vice Mayor Casto reported he had talked with the City Manager and Director Leonard about this parcel. Councilmember Coburn reported she had visited the site, attended the Planning Commission meeting and had talked with staff about this item. Councilman Chester reported he had nothing to disclose. Mayor Sheldon reported he had nothing to disclose.

Mayor Sheldon convened the public hearing on Item #3.

Natalie McSwane with BurkeBlue Law Firm – Ms. McSwane reported she was here on behalf of Mike Burke who was unable to attend and on behalf of the Applicant. Ms. McSwane asked that respectfully the scrivener’s error be corrected back to the original designation.

Hearing and seeing no further comments, Mayor Sheldon closed the public hearing and invited Director Leonard to comment.

Director Leonard reported this was a small-scale future land use map amendment from “Single Family” to “Tourist.” Director Leonard further reported the Planning Board considered this request at its July 13, 2022, meeting and recommended approval.

Mayor Sheldon noted this item was available to Council. Hearing and seeing no comments, **Councilman Jarman moved to approve Ordinance 1590. Councilman Chester seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Ordinance 1590 was unanimously approved by a (5-0) roll call vote.**

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

ITEM 4. ORDINANCE NO. 1591, REZONING REQUEST LOCATED AT 14602 FRONT BEACH ROAD AND 99 GULF BOULEVARD, SECOND READING / QUASI JUDICIAL HEARING.

Mayor Sheldon introduced City Attorney Amy Myers. Mrs. Myers read Ordinance 1591 by title only.

Mayor Sheldon announced this was a Quasi-Judicial Hearing and asked Councilmembers to make **Jennings Disclosures**. Councilman Jarman noted he had nothing to disclose. Vice Mayor Casto reported he had talked with the City Manager and Planning Director about this parcel. Councilmember Coburn reported same as previously stated. Councilman Chester reported he had nothing to disclose. Mayor Sheldon reported he had nothing to disclose.

Mayor Sheldon **convened the public hearing** on Item #4.

Natalie McSwane with BurkeBlue Law Firm –Ms. McSwane asked for the same request as the previous item, that the scrivener’s error be respectfully corrected back to the original designation.

Hearing and seeing no further comments, Mayor Sheldon closed the public hearing. Mayor Sheldon noted this item was available to Council. Hearing and seeing no comments, **Councilman Jarman moved to approve Ordinance 1591. Vice Mayor Casto seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Ordinance 1591 was unanimously approved by a (5-0) roll call vote.**

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

ITEM 5. ORDINANCE NO. 1592, WATER, SEWER AND RECLAIMED RATES FOR FISCAL YEAR 22/23, SECOND READING / PUBLIC HEARING.

Mayor Sheldon introduced City Attorney Amy Myers. Mrs. Myers read Ordinance 1592 by title only. Mayor Sheldon called for public comment on Item #5. Hearing and seeing no public comment, Mayor Sheldon closed the public hearing/public comment period.

Mayor Sheldon noted this item was available to Council. Hearing and seeing no comments, **Councilman Jarman moved to approve Ordinance 1592. Councilman Chester seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Ordinance 1592 was approved by a (4-1) roll call vote.**

Councilmember Coburn	No
Councilman Chester	Aye
Vice Mayor Casto	Aye
Councilman Jarman	Aye
Mayor Sheldon	Aye

ITEM 6. ORDINANCE NO. 1593, AMENDING THE FIREFIGHTERS' RETIREMENT PLAN EXTENDING THE DEFERRED RETIREMENT OPTION PLAN (DROP) PERIOD, SECOND READING / PUBLIC HEARING.

Mayor Sheldon introduced City Attorney Amy Myers. Mrs. Myers read Ordinance 1593 by title only. Mayor Sheldon called for public comment on Item #6. Hearing and seeing no public comment, Mayor Sheldon closed the public hearing/public comment period.

Mayor Sheldon called for comments from Assistant Director White. Ms. White reported that since the first reading of the Ordinance, all three Pension Boards had met, and all three Boards were unanimously in favor of this and the next two Ordinances.

Vice Mayor Casto reminded everyone that there was no cost to the City nor the employees. Ms. White concurred. Mayor Sheldon concurred and added that it was a benefit to employees.

Mayor Sheldon noted this item was available to Council. Hearing and seeing no comments, **Vice Mayor Casto moved to approve Ordinance 1593. 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 1593 was approved by a unanimous (5-0) roll call vote.**

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

ITEM 7. ORDINANCE NO. 1594, AMENDING THE GENERAL EMPLOYEES' RETIREMENT PLAN EXTENDING THE DEFERRED RETIREMENT OPTION PLAN (DROP) PERIOD, SECOND READING / PUBLIC HEARING.

Mayor Sheldon introduced City Attorney Amy Myers. Mrs. Myers read Ordinance 1594 by title only. Mayor Sheldon called for public comment on Item #7. Hearing and seeing no public comment, Mayor Sheldon closed the public hearing/public comment period.

Mayor Sheldon noted this item was available to Council. Hearing and seeing no comments, **Councilmember Coburn moved to approve Ordinance 1594. Councilman Chester seconded the motion.**

Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll, **Ordinance 1594 was approved by a unanimous (5-0) roll call vote.**

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

ITEM 8. ORDINANCE NO. 1595, AMENDING THE BEACH POLICE OFFICERS' RETIREMENT PLAN EXTENDING THE DEFERRED RETIREMENT OPTION PLAN (DROP) PERIOD, SECOND READING / PUBLIC HEARING.

Mayor Sheldon introduced City Attorney Amy Myers. Mrs. Myers read Ordinance 1595 by title only. Mayor Sheldon called for public comment on Item #8. Hearing and seeing no public comment, Mayor Sheldon closed the public hearing/public comment period.

Mayor Sheldon noted this item was available to Council. Hearing and seeing no comments, **Councilman Jarman moved to approve Ordinance 1595. 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 1595 was approved by a unanimous (5-0) roll call vote.**

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

ITEM 9. ORDINANCE NO. 1596, SPECIAL EVENT ZONES, AARON BESSANT PARK BLACK OUT DATES, SECOND READING / PUBLIC HEARING.

Mayor Sheldon introduced the City Attorney. Mr. Cole Davis read Ordinance 1596 by title only. Mayor Sheldon called for public comment on Item #9. Hearing and seeing no public comment, Mayor Sheldon closed the public hearing/public comment period.

Mayor Sheldon noted this item was available to Council. All Councilmembers noted they were in favor of Ordinance 1596 and were happy to see the city concerts returning to Thursdays. Mayor Sheldon invited comment from Manager Whitman. Manager Whitman discussed permitted events, following state statues, and increasing security in special event zones.

Councilman Jarman moved to approve Ordinance 1596. 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 1596 was approved by a unanimous (5-0) roll call vote.**

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

ITEM 10. APPROVAL OF PANAMA CITY BEACH RESORT MARGARITAVILLE COTTAGES PHASE 3 SUBDIVISION PLAT, PUBLIC HEARING / QUASI JUDICIAL HEARING.

Mayor Sheldon announced this was a Quasi-Judicial Hearing on a Plat and asked Councilmembers to make **Jennings Disclosures**. Councilman Jarman noted he had nothing to disclose. Vice Mayor Casto reported he had nothing to disclose. Councilmember Coburn reported she had visited the site and talked with staff. Councilman Chester reported he had nothing to disclose. Mayor Sheldon reported he had nothing to disclose.

Mayor Sheldon **convened the public hearing** on Item #10. Hearing and seeing no comments, Mayor Sheldon closed the public hearing.

Vice Mayor Casto moved to approve the Plat. Councilman Chester seconded the motion. Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **The Plat was approved by a unanimous (5-0) roll call vote.**

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

ITEM 11. RESOLUTION NO. 22-220, APPROVING A PURCHASE ORDER WITH GRAYBAR, FOR PROGRAMMABLE LOGIC CONTROLLERS FOR THE CITY'S WASTEWATER TREATMENT FACILITY.

Mayor Sheldon introduced the City Attorney Amy Myers. Mrs. Myers read Resolution 22-220 by title only. Mayor Sheldon called for public comment on Item #11. Hearing and seeing no public comment, Mayor Sheldon closed the public comment period.

Mayor Sheldon noted this item was available to Council. **Councilman Chester moved to approve Resolution 22-220. 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 22-220 was approved by a unanimous (5-0) roll call vote.**

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

ITEM 12. RESOLUTION NO. 22-221, AN AGREEMENT WITH LARSON ELECTRONICS, LLC FOR THE PURCHASE OF A PORTABLE SUVEILLANCE CAMERA TOWER; AND AUTHORIZING A BUDGET AMENDMENT.

Mayor Sheldon introduced the City Attorney Amy Myers. Mrs. Myers read Resolution 22-221 by title only. Mayor Sheldon called for public comment on Item #12. Hearing and seeing no public comment, Mayor Sheldon closed the public comment period.

Mayor Sheldon noted this item was available to Council. **Councilman Chester moved to approve Resolution 22-221. 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 22-221 was approved by a unanimous (5-0) roll call vote.**

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

ITEM 13. RESOLUTION NO. 22-222, AMENDING THE HOURLY PARKING FEES FOR CITY PAY TO PARK PARKING LOTS AND PROVIDING AN EFFECTIVE DATE.

Mayor Sheldon introduced the City Attorney Amy Myers. Mrs. Myers read Resolution 22-222 by title only. Mayor Sheldon called for public comment on Item #13. Hearing and seeing no public comment, Mayor Sheldon closed the public comment period.

Mayor Sheldon noted this item was available to Council. **Councilman Jarman moved to approve Resolution 22-222. 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 22-222 was approved by a unanimous (5-0) roll call vote.**

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

ITEM 14. RESOLUTION NO. 22-223, AN AGREEMENT WITH ATKINS NORTH AMERICA, INC. FOR CONSTRUCTION ENGINEERING INSPECTION SERVICES FOR THE ALF COLEMAN ROAD SIDEWALK, LIGHTING AND RESURFACING PROJECT.

Mayor Sheldon introduced the City Attorney Amy Myers. Mrs. Myers read Resolution 22-223 by title only. Mayor Sheldon called for public comment on Item #14. Hearing and seeing no public comment, Mayor Sheldon closed the public comment period.

Mayor Sheldon noted this item was available to Council. **Vice Mayor Casto moved to approve Resolution 22-223. 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 22-223 was approved by a unanimous (5-0) roll call vote.**

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

ITEM 15. RESOLUTION 22-224, APPROVING A FEMA GRANT FOR THE PURCHASE OF FIRE DEPARTMENT LIFEPAKS; AND AUTHORIZING A BUDGET AMENDMENT.

Mayor Sheldon introduced the City Attorney Amy Myers. Mrs. Myers read Resolution 22-224 by title only. Mayor Sheldon called for public comment on Item #15. Hearing and seeing no public comment, Mayor Sheldon closed the public comment period.

Mayor Sheldon noted this item was available to Council. **Councilman Jarman moved to approve Resolution 22-224. Councilman Chester seconded the motion.** Mayor Sheldon thanked Chief Ray and the team for getting the grant. Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Resolution 22-224 was approved by a unanimous (5-0) roll call vote.**

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

ITEM 16. RESOLUTION NO. 22-225, APPROVING A GRANT AGREEMENT FOR THE FIRE DEPARTMENT TO PURCHASE ONE DECON WASHER; AND AUTHORIZING A BUDGET AMENDMENT.

Mayor Sheldon introduced the City Attorney Amy Myers. Mrs. Myers read Resolution 22-225 by title only. Mayor Sheldon called for public comment on Item #16. Hearing and seeing no public comment, Mayor Sheldon closed the public comment period.

Mayor Sheldon noted this item was available to Council. Councilman Jarman thanked Chief Ray and the Fire Department for getting the grant. **Councilman Jarman moved to approve Resolution 22-225. Councilmember Coburn seconded the motion.** Mayor Sheldon reported that this piece of equipment was the first in the area. Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Resolution 22-225 was approved by a unanimous (5-0) roll call vote.**

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

ITEM 17. RESOLUTION NO. 22-226, APPROVING AN AGREEMENT WITH TCS FOR JANITORIAL SERVICES.

Mayor Sheldon introduced the City Attorney Amy Myers. Mrs. Myers read Resolution 22-226 by title only. Mayor Sheldon called for public comment on Item #17. Hearing and seeing no public comment, Mayor Sheldon closed the public comment period.

Mayor Sheldon noted this item was available to Council. **Vice Mayor Casto moved to approve Resolution 22-226. 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 22-226 was approved by a unanimous (5-0) roll call vote.**

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

ITEM 18. RESOLUTION NO. 22-227, UPDATING CITY RECREATIONAL FACILITIES FEE SCHEDULE; AND PROVIDING AN EFFECTIVE DATE.

Mayor Sheldon introduced the City Attorney Amy Myers. Mrs. Myers read Resolution 22-227 by title only. Mayor Sheldon called for public comment on Item #18. Hearing and seeing no public comment, Mayor Sheldon closed the public comment period.

Mayor Sheldon invited comment from Manager Whitman. Manager Whitman explained he asked the Parks & Rec Director to review the City's rates, compare our rates to other cities, and what is before Council is their recommendation. Mayor Sheldon noted this item was available to Council.

Mayor Sheldon noted he was good with the changes; however, he would like to discuss the Frank Brown Park Master Plan, look at funding/building the skate park, and possibly hold a Council workshop. Councilman Jarman inquired as to how long the Council had had the skate park in the budget. Manager Whitman reported two years. Vice Mayor Casto inquired if the County was moving forward with their skate park. Manager Whitman stated yes. Discussion regarding the County's proposed skate park, going to bid and location took place. Councilman Jarman recommended the City build a skate park someplace on the Beach for beginners and recommending going to design. Mayor Sheldon concurred and further discussed building a smaller skate park facility. Vice Mayor Casto noted he agreed with the Mayor in that the Council should hold a workshop to direct the City Manager on Council's priorities. Discussion regarding possible Parks & Rec priorities took place. Discussion regarding the skate park being budgeted and if Council wanted to move forward with it took place.

Councilmembers agreed to hold a Parks & Rec Workshop/Special Council Meeting on October 11th at 3:00 p.m.

Mayor Sheldon noted the City Manager had a consensus from Council to move forward on the skate park. Manager Whitman concurred that he saw three affirmative head nods. Discussion regarding where to place additional pickleball courts took place.

Councilman Jarman moved to approve Resolution 22-227. 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 22-227 was approved by a unanimous (5-0) roll call vote.**

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

ITEM 19. RESOLUTION NO. 22-228, APPROVING OPIOID LITIGATION SETTLEMENTS AND ASSIGNMENT OF FUNDS TO BAY COUNTY.

Mayor Sheldon introduced the City Attorney. Mr. Cole Davis read Resolution 22-228 by title only. Mayor Sheldon called for public comment on Item #19. Hearing and seeing no public comment, Mayor Sheldon closed the public comment period.

Mayor Sheldon called for comments from Mr. Davis. Mr. Davis explained the State and multiple parties had been litigating the opioid crisis across the country for several years now. Mr. Davis reported further that seven defendants entered into a settlement with the State of Florida and the Attorney General's Office allocated money within those settlements to cities and counties in the State of Florida. Mr. Davis added

from that, the City had essentially two options 1) not accept the money and it go back to the defendants in the case or 2) accept the money and immediately assign it to the County to be used for very specific purposes related to treatment and mitigation of the opioid crisis. Mr. Davis reported after speaking with the City Manager and Chief of Police, the recommendation was to accept the money and assign it to the County to be used for those very specific purposes. Mr. Davis added if additional settlements happen, he would bring those to Council as well.

Mayor Sheldon noted this item was available to Council. **Councilman Chester moved to approve Resolution 22-228.** Councilman Jarman noted this was a great opportunity for the City to be closer partners with the County. Mayor Sheldon concurred and added the Sheriff would probably be able to use the very restricted funds and the County would do good things with the funds. Councilmember Coburn recommended the County do a presentation/education session on how the funds would be utilized for our residents' seeking services. **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 22-228 was approved by a unanimous (5-0) roll call vote.**

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

ITEM 20. DISCUSSION / ACTION ITEM, APPOINTMENT TO THE PLANNING BOARD.

Mayor Sheldon called for public comment on Item #20. Hearing and seeing no public comment, Mayor Sheldon closed the public comment period.

Manager Whitman explained that Ms. Erin Simmons reported she needed to step down as she was moving out of town. Manager Whitman recommended the seat be filled as soon as possible so the new member could attend the next Planning Board meeting.

Mayor Sheldon noted this item was available to Council. Vice Mayor Casto recommended Mr. Ryan Houk be appointed to the vacant seat. Mayor Sheldon called for additional recommendations. Hearing and seeing none, **Councilman Jarman moved to appoint Ryan Houk to the Planning Board. Vice Mayor Casto seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **Mr. Houk's appointment to the Planning Board was approved by a unanimous (5-0) roll call vote.**

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

***MOVED FROM CONSENT AGENDA #4* - ITEM 21. RESOLUTION NO. 22-218, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, AUTHORIZING THE CITY TO NEGOTIATE PROFESSIONAL SERVICES AGREEMENTS FOR TRANSPORTATION ENGINEERING AND DESIGN SERVICES FOR NORTH/SOUTH CONNECTOR ROADS IN THE CITY'S FRONT BEACH ROAD COMMUNITY REDEVELOPMENT AREA.**

Mayor Sheldon introduced the City Attorney Amy Myers. Mrs. Myers read Resolution 22-218 by title only. Mayor Sheldon called for public comment on Item #21. Hearing and seeing no public comment, Mayor Sheldon closed the public comment period.

Mayor Sheldon reported he asked for this item to come off the Consent Agenda so he could make a comment. Mayor Sheldon added that as Council does these reviews, he never wanted to see something that touches the CRA not have a member of the CRA team being part of the committee, for example, the Corradino Group should be part of the review/selection committee. Councilman Jarman concurred and added that the CRA team should have 100% of the background information. Vice Mayor Casto and Councilmember Coburn concurred that the Corradino Group should be part of the review. Mayor Sheldon added that he was fine with the Resolution, he just wanted to make that comment.

Mayor Sheldon called for additional comments. Hearing and seeing none, **Vice Mayor Casto moved to approve Resolution 22-218. 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 22-218 was approved by a unanimous (5-0) roll call vote.**

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

ADDITION - ITEM 22. NIGHTTIME CONSTRUCTION/NOISE VARIANCE ORDER.

Mayor Sheldon turned the floor over to Manager Whitman. Manager Whitman reported late yesterday evening the Cardella Group called for a construction request, which authority needs to come from City Council. Manager Whitman added they had a concrete pour already scheduled for this morning from 2:00 a.m. to 5:00 p.m., which he approved and was asking it to be ratified, and a second pour scheduled for next Monday. Manager Whitman reported he was requiring the trucks to turn off their back-up beepers. Manager Whitman recommended approval as there were no neighborhoods near the site.

Mayor Sheldon called for public comment on this item. Hearing and seeing none, Mayor Sheldon noted this item was available to Council. Councilmember Coburn inquired as to the location. Manager Whitman reported at Back Beach and Pier Park, the new Residence Inn. Mayor Sheldon called for additional comments. Hearing and seeing none, **Councilman Jarman moved to approve the Nighttime Construction/Noise Variance Order. Councilman Chester seconded the motion.** Mayor Sheldon called for further discussion. Hearing and seeing none, Mayor Sheldon asked the Clerk to call the roll. **The Order was approved by a unanimous (5-0) roll call vote.**

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

CITY MANAGER REPORT

Manager Whitman reported on the passing of longtime resident and business owner Ms. Hundley from the Sandpiper Beacon Hotel.


CITY ATTORNEY REPORT

No report.

COUNCIL COMMENTS - Mayor Sheldon invited comments from Council. Hearing and seeing none. Mayor Sheldon reported on the Beach Care Services event taking place on Sunday from 11:00 a.m.-2:00 p.m. Mayor Sheldon added it was great to see former Mayor Oberst here today with the Women's Club. Mayor Sheldon recommended that everyone sign-up for "Alert Bay" to stay informed and prepared on severe weather in our area.

With nothing further, Mayor Sheldon adjourned the meeting by unanimous consent at 10:32 a.m.

READ AND APPROVED this _____ day of October, 2022.



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.