

RESOLUTION 18-52

A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, CALLING FOR A REFERENDUM ON THE FOLLOWING THREE QUESTIONS CAPTIONED: "AUTHORIZING THE CITY TO USE COMPETITIVE BIDS OBTAINED WITHIN FIVE YEARS BY OTHER GOVERNMENTAL AGENCIES", "AUTHORIZING THE CITY COUNCIL TO EXCHANGE OR SWAP BEACH ACCESS EASEMENTS IN CERTAIN CIRCUMSTANCES", AND "CLARIFYING CITY'S DUTY TO COMPETITIVELY BID PURCHASES EXCEEDING \$10,000 PER ANNUM"; SETTING THE DATE OF THE REFERENDUM TO BE APRIL 17, 2018, AND PROVIDING FOR NOTICE THEREOF; ESTABLISHING THE BALLOT TITLES AND QUESTIONS FOR THE REFERENDUM; AUTHORIZING THE CITY MANAGER TO MAKE SUCH CORRECTIONS AND AMENDMENTS AS MAY BE NECESSARY TO ACCOMPLISH THE PURPOSES OF THIS RESOLUTION; AND PROVIDING AN IMMEDIATELY EFFECTIVE DATE.

WHEREAS, the City Council proposes to amend certain provisions of the Charter of the City, which amendments are subject to approval by the electors at a referendum, and

WHEREAS, the upcoming Super Tuesday election provides an opportunity for the City to present these proposed amendments to the electorate;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Panama City Beach, Florida, that the referendum shall be held on April 17, 2018, on the following questions:

QUESTION ONE

TITLE: AUTHORIZING THE CITY TO USE COMPETITIVE BIDS OBTAINED WITHIN FIVE YEARS BY OTHER GOVERNMENTAL AGENCIES.

QUESTION: WHETHER THE CITY SHALL BE AUTHORIZED TO "PIGGYBACK" THE PURCHASE OF GOODS AND SERVICES ON THE SAME TERMS AND CONDITIONS AS BIDS OBTAINED WITHIN THE PAST FIVE YEARS BY

THE UNITED STATES OF AMERICA, THE STATE OF FLORIDA OR A COUNTY, MUNICIPALITY OR SPECIAL DISTRICT OF THE STATE OF FLORIDA, WITHOUT THE CITY ITSELF ADVERTISING FOR BIDS.

YES-FOR APPROVAL _____

NO-FOR REJECTION _____

QUESTION TWO

TITLE: AUTHORIZING THE CITY COUNCIL TO EXCHANGE OR SWAP BEACH ACCESS EASEMENTS IN CERTAIN CIRCUMSTANCES.

QUESTION: WHETHER THE CITY COUNCIL SHALL BE AUTHORIZED TO ABANDON A BEACH ACCESS EASEMENT IN EXCHANGE FOR AND UPON THE DEDICATION OF AN EQUIVALENTLY SIZED AND PROXIMATELY LOCATED BEACH ACCESS EASEMENT, WITHOUT A REFERENDUM.

YES-FOR APPROVAL _____

NO-FOR REJECTION _____

QUESTION THREE

TITLE: CLARIFYING CITY'S DUTY TO COMPETITIVELY BID PURCHASES EXCEEDING \$10,000 PER ANNUM.

QUESTION: WHETHER THE CITY SHALL BE AUTHORIZED TO PURCHASE GOODS OR SERVICES COSTING LESS THAN \$10,000 IN A FISCAL YEAR WITHOUT COMPETITIVELY BIDDING SUCH PURCHASE. THIS AMENDMENT WOULD ALLOW THE CITY TO ENTER MULTI-YEAR AGREEMENTS WHICH REQUIRE EXPENDITURES LESS THAN \$10,000 IN A FISCAL YEAR BUT MORE THAN \$10,000 OVER THAT MULTIYEAR PERIOD, WITHOUT COMPETITIVELY BIDDING.

YES-FOR APPROVAL _____

NO-FOR REJECTION _____

BE IT FURTHER RESOLVED that notice of the referendum shall be given by

publication of notice in substantially the form of the foregoing questions once in the week of March 12, 2018, and once in the week of March 26, 2018, in the Panama City News Herald, a newspaper of general circulation in Bay County Florida, and by the posting of said notice on the City's website www.pcbgov.com during the months of March and April, 2018.


AND BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to make such corrections and amendments to the ballot, schedule, and matters resolved herein as may be necessary to accomplish the purposes of this Resolution.

THIS RESOLUTION shall become effective immediately upon passage.

PASSED, APPROVED, AND ADOPTED in regular session this 25th day of January, 2018.

CITY OF PANAMA CITY BEACH, FLORIDA

By 
MIKE THOMAS, MAYOR

ATTEST:

CITY CLERK



CITY OF PANAMA CITY BEACH AGENDA ITEM SUMMARY

1. DEPARTMENT MAKING REQUEST/NAME:

LEGAL

2. MEETING DATE:

JANUARY 25, 2018

3. REQUESTED MOTION/ACTION:

APPROVE RESOLUTION CALLING FOR REFERENDUM ON 3 CHARTER AMENDMENTS, AND SETTING BALLOT LANGUAGE FOR THOSE AMENDMENTS

4. AGENDA

PRESENTATION
PUBLIC HEARING
CONSENT
REGULAR

5. IS THIS ITEM BUDGETED (IF APPLICABLE)? YES NO
BUDGET AMENDMENT OR N/A

N/A

DETAILED BUDGET AMENDMENT ATTACHED YES NO

N/A

6. BACKGROUND: (WHY IS THE ACTION NECESSARY, WHAT GOAL WILL BE ACHIEVED)

OVER THE PAST THREE MONTHS, THE COUNCIL HAS PASSED THREE ORDINANCES (1438, 1439, AND 1448) PROPOSING AMENDMENTS TO THE CITY'S CHARTER. THOSE ORDINANCES ARE NOT EFFECTIVE UNTIL APPROVED BY A MAJORITY OF ELECTORS VOTING AT A REFERENDUM ON THE AMENDMENTS PRESENTED. THE CITY'S NEXT MUNICIPAL ELECTION IS SCHEDULED FOR APRIL 17, 2018, AND STAFF HAS PREPARED A RESOLUTION CALLING FOR THE CITY'S REFERENDUM ON ITS CHARTER AMENDMENTS TO BE HELD IN CONJUNCTION WITH THAT ELECTION.

THE RESOLUTION ALSO SETS FORTH THE BALLOT LANGUAGE ON THE THREE AMENDMENTS PROPOSED AND PROVIDES FOR PUBLICATION OF THE REFERENDUM IN THE NEWS HERALD AND ON THE CITY'S WEBSITE.

STAFF RECOMMENDS APPROVAL AND IMMEDIATE TRANSMITTAL OF THE APPROVED RESOLUTION TO THE SUPERVISOR OF ELECTIONS.