

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 March 8, 2018.

ROLL

MAYOR MIKE THOMAS

COUNCILORS:  
JOHN REICHARD  
PHIL CHESTER  
HECTOR SOLIS

CITY MANAGER:  
MARIO GISBERT  
CITY CLERK:  
JO SMITH  
CITY ATTORNEY:  
AMY MYERS

Mayor Thomas called the Regular Meeting to order at 6 P.M. with Councilman Reichard, Councilman Chester, and Councilman Solis, City Manager, City Clerk and City Attorney present.

Police Chaplain Pastor John Woodrow of the Gulfview United Methodist Church gave the invocation. He mentioned the loss of Police Sgt. Kevin Kight in the line of duty thirteen years ago and asked for a moment of silence in his memory. Councilman Chester led the Pledge of Allegiance.

Mayor Thomas welcomed the young ladies from the Girl Scouts and announced the upcoming Community Events.

The Minutes of the Regular Meeting of February 22, 2018 were read. Mayor Thomas asked that the Minutes be amended concerning his response to comments made that Police Officers could not be hired because the City proposed to pay the new Public Information Officer twice a Police Officer's salary. He stated that the correct information was that a starting Police Officer's salary was \$17.35 per hour while the proposed Public Information Officer would be \$20.09 per hour due to the educational requirements. There were no objections. **Councilman Chester made the motion to approve the Minutes as amended. Second was by Councilman Solis and the motion passed by unanimous roll call vote of those present recorded as follows:**

<b>Councilman Reichard</b>	<b>Aye</b>
<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilwoman Strange</b>	<b>Absent</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

Mayor Thomas asked if there were any additions or deletions to the Agenda. Mr. Gisbert said that Councilwoman Strange had asked to remove the item concerning food trucks. Mayor Thomas asked the other Council members for their thoughts as traditionally, items were not removed after being advertised because some in the audience might be here to speak on the issue. Councilman Reichard said the previous Council had debated the matter of food trucks at length and the Ordinances in place seemed to be working well. He mentioned their consideration of the "brick and mortar" establishments. The Mayor recommended leaving the Food Trucks on the Agenda. There were no objections. **Councilman Reichard made the motion to approve the Agenda as prepared. Second was by Councilman Chester and the motion passed by unanimous roll call vote of those present recorded as follows:**

<b>Councilman Reichard</b>	<b>Aye</b>
<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilwoman Strange</b>	<b>Absent</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

**PRESENTATIONS**

**1 BOYS & GIRLS CLUB CIVIC ACHIEVEMENT AWARD.** Councilman Chester introduced Ms. April Shipman and presented her with the Civic Achievement Award for exemplary service to the Beach Boys and Girls Club. He then congratulated April and presented her with a bag from the Council. The audience responded with applause.

**2 "GIRL SCOUT WEEK" PROCLAMATIONS AND PRESENTATIONS TO JUNIOR GIRL SCOUT TROOP 756 AND DAISY GIRL SCOUT TROOP 755.**

Councilman Chester invited the leaders and Junior Girl Scout Troop 756 to the front of the room as he read portions of the Proclamation designating March 12-18, 2018 as "Girl Scout Week". He presented the Proclamation to one of the young ladies and said they were there to earn their "Inside Government" badge. He then invited the Daisy Girl Scout Troop 755 to the front of the room and read portions of the Proclamation. He presented the Proclamation to one of the young ladies and the audience responded with applause.

**3 EMPLOYEE MATT SWALES PRESENTATION FOR 25 YEARS OF SERVICE.**

Councilman Chester invited Mr. Matt Swales to the podium and congratulated him on his 25 years with the City. He presented Mr. Swales with his certificate of Appreciation for his years of service from the Mayor as well as a letter of congratulations from the Civil Service Commission. He also received a Key to the City and lapel pin for his service. Mr. Al Shortt, Utilities Director, commended Mr. Swales for his teamwork and loyalty for his service. The audience responded with applause.

**PUBLIC COMMENTS (REGULAR NON-PUBLIC HEARINGS AND CONSENT ITEMS)**

Mayor Thomas opened the Public Comments section of the meeting at 6:18 P.M. and invited comments. There were none. He closed the Public Comments section at 6:18 P.M.

**CONSENT AGENDA**

Ms. Smith read the Consent Agenda Items by title.

**1 "WALK HARD 2018 DAY" PROCLAMATION.** *"A Proclamation declaring March 14, 2018 as "Walk Hard 2018 Day" in Panama City Beach" recognizing the efforts of the young men from Troy University walking here to raise funds for the Jeep Sullivan's Wounded Warrior Outdoor Adventures.*

**2 RESOLUTION 18-68, NUISANCE ABATEMENT LIEN, 302 Azalea Street.** *"A Resolution of the City of Panama City Beach, Florida, approving an amount of \$469.12 to be liened on property located at 302 Azalea 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 approving an immediately effective date."*

**Councilman Reichard made the motion to approve the Consent Agenda. Second was by Councilman Chester and the motion passed by unanimous roll call vote of those present recorded as follows:**

<b>Councilman Reichard</b>	<b>Aye</b>
<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilwoman Strange</b>	<b>Absent</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

**AMENDED REGULAR AGENDA**

**ITEM 1 ORDINANCE 1451, UPDATING IMPACT FEES, 1<sup>ST</sup> READING.** Ms. Myers read Ordinance 1451 by title. The Mayor asked if there were any Council questions or comments. There were none. Ms. Myers stated that this was the Fee Schedule presented during the January 25<sup>th</sup> meeting and recommended at that time. **Councilman Chester made the motion to approve Ordinance 1451. Second was by Councilman Reichard and the motion passed by unanimous roll call vote of those present recorded as follows:**

<b>Councilman Reichard</b>	<b>Aye</b>
<b>Councilman Chester</b>	<b>Aye</b>
<b>Councilwoman Strange</b>	<b>Absent</b>
<b>Councilman Solis</b>	<b>Aye</b>
<b>Mayor Thomas</b>	<b>Aye</b>

**ITEM 2 FOOD TRUCKS- DISCUSSION.** Mayor Thomas said no one from the audience spoke so he asked the will of the other Council members. Councilman Chester said everything was in place and Councilman Reichard concurred. Councilman Solis asked the City Manager to elaborate on food truck regulations.

Mr. Gisbert said generally a food truck would draw patrons to their location and draw patrons away from nearby locations. In the effort to protect adjacent landowners, food trucks were restricted to only be permitted for one location per month for only seven days. The food truck must also have access to bathrooms for their customers as well as their staff. Mr. Gisbert said another component was that the food truck must not take up parking which would make the existing location fail their parking requirements. Councilman Reichard said he and Councilwoman Strange were on the previous Council which decided that the regulations were as fair as possible to as many people as possible.

Councilman Solis said many people were pleased with the TDC's food truck event and that he hoped they would be able next time to hold the event for more than one day. Councilman Reichard added that he spoke with an restaurant owner who participated in the event and who reported no problems. There were no further comments.

### **DELEGATIONS**

Mayor Thomas explained the delegations period and opened this portion of the meeting at 6:21 P.M.

1 Mr. Gary Beck, 2601 Beech Street. Mr. Beck said he had no water or electrical service at his home. He spoke of the Constitution.

2 Mr. Tony Horton, 15812 Front Beach Road. Mr. Horton had questions concerning the CRA construction on Front Beach, its slowness, how emergency vehicles navigated the detours, and how bicycles safely went through that area. He also spoke of the unintended consequences to the drinking ban on the sandy beach.

3 Ms. Sara Moon, 123 Heritage Circle. Ms. Moon said she had a boil water notice at her home and asked if the City could send the notices to the affected resident's email addresses. She spoke of neighbors with weakened immune systems who may not know about the boil water precautions.

4 Mr. Burnie Thompson, 301 Lullwater Drive. Mr. Thompson said members of the audience should have a chance to respond after Council answered questions posed by the speakers.

5 Ms. Sheree Crim, 17680 Front Beach Road. She questioned the amounts of funds used for the Bay Parkway Extension and asked for a chart identifying the various amounts.

With no further comments, the Mayor closed the Delegations section of the meeting at 6:30 P.M.

### **ATTORNEY REPORT**

Ms. Myers had no report.

### **CITY MANAGER REPORT**

Mr. Gisbert reported the job vacancies posted on the website as well as the Bid Opening for the Street Resurfacing project. He also announced the meeting for the ranking committee for the Major Wastewater Facilities Statement of Qualifications.

### **COUNCIL COMMENTS**

Mayor Thomas asked Ms. Jenkins to explain the progress of the CRA Segment 2 project. Ms. Jenkins said the project was moving well compared to the delay in the beginning. She explained the underground utilities sequencing which caused delays plus it being the oldest section of the beach. She reported the moving of underground propane tanks. Ms. Jenkins reminded that it was a two year project with anticipated completion February 2019. Councilman Solis asked if the Council members could be kept informed as to the contractor draws to see the completion percentage. Mr. Gisbert explained that the project entailed duplicate water, wastewater, electrical, and data systems while the new lines were installed in order to have continued service. He said the contractor was required to maintain vehicular access at all times during the construction. Ms. Jenkins said the MOT (Maintenance of Traffic) was maintained according to FDOT specifications.

Councilman Reichard said he had asked the same questions concerning the slow progress with the response that the contractor was waiting on the various utilities. He said the contractor encouraged the utility companies to work with them on scheduling because of the two year deadline, and stiff penalties would be due if the project was late. Ms. Jenkins said for the most part, the project was on time even with rain delays and changeorders. Councilman Reichard said this was the same contractor that did the Police Department building, completed on time and One Hundred Thousand Dollars less than bid.

Regarding the Alert Bay program, Mr. Shortt said the City did not collect email addresses to send out the boil water notices and the City was not yet part of the Alert Bay system for utilities. Ms. Moon said she did not want to sign up for Alert Bay and get all their notices. Mr. Shortt explained how Alert Bay could be used for specific areas but that it would require people to register with Alert Bay. Mayor Thomas suggested that the City do so.

Regarding the funding for the Bay Parkway Extension, Mayor Thomas said the County and City attorneys had disagreed with the amount of fuel tax due to the City. He said the Commissioners, Councilors, attorneys and staff agreed to split the difference rather than spending money on lawsuits. The funds from the County would facilitate completing the Bay Parkway Extension quicker. Mr. Gisbert added information about the \$4 Million Dollar FDOT grant that only the County could receive. Councilman Reichard mentioned the City, County and State working in tandem on this project.

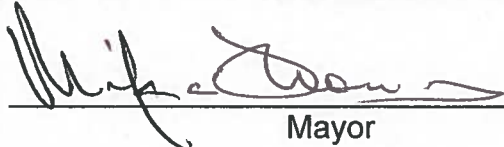
Mayor Thomas addressed the comments from Mr. Thompson.

Councilman Chester had no comments. Councilman Solis had no comments. Councilman Reichard addressed comments made by Mr. Thompson.

The meeting was adjourned at 6:40 P.M.

READ AND APPROVED this 22nd of March, 2018.

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

  
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Mayor

ATTEST:

  
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City Clerk