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, conducted on October 9, 2014.

ROLL
MAYOR GAYLE F. OBERST
COUNCILORS: COUNCILORS:
JOHN REICHARD
JOSIE STRANGE
KEITH CURRY

CITY MANAGER:
MARIO GISBERT
CITY CLERK:
HOLLY J. WHITE
CITY ATTORNEY:
DOUG SALE

Mayor Oberst called the meeting to order at 6:00 P.M., with Councilman Reichard, Councilwoman Strange, Councilman Curry, the City Manager, City Clerk and City Attorney present.

Pastor John Woodrow of the Gulfview United Methodist Church gave the invocation and Mayor Oberst led the pledge of allegiance.

The Mayor asked if there were any additions or deletions to the Agenda. She said Consent Agenda Item #2, Revision of the City Master Audit List to Remove Obsolete Items, should be moved to the Regular Agenda due to the addition of more items for the auction. With nothing further, the Agenda was accepted as amended.

The Minutes of the Budget Workshop of September 5 and the Regular Meeting of September 11, 2014 were read and approved as written per motion by Councilwoman Strange. Second was by Councilman Curry and the motion passed by unanimous roll call vote of those present recorded as follows:

Councilman Curry Aye
Councilman Reichard Aye
Councilman Russell Absent
Councilwoman Strange Aye
Mayor Oberst Aye

CONSENT AGENDA

1 RESOLUTION 15-01, BIDS- PERENNIAL BLEND RYE GRASS SEED PURCHASE & APPLICATION. Staff advertised for bids for the purchase and application of 16,000 pounds of 3 way perennial blend rye grass seed for the Parks & Recreation Department. Two bids were received. One bid from Kelly Seed did not include dry spray application. STAFF RECOMMENDS going with the lowest responsive bidder, Southeastern Turf Grass Supply, in the amount of $24,377.50. The Parks & Recreation budget can sufficiently cover this expense. A suggested motion is provided should the Council choose to award it. “BE IT RESOLVED that the appropriate Officers of the City are authorized but not required to execute and deliver on behalf of the City that certain Agreement between the City and Southeastern Turf Grass Supply, relating to the purchase and application of 3 Way perennial blend rye grass seed, in the total amount of $24,377.50, in substantially the form of the quotes attached and presented to the Council today, draft dated September 25, 2014, with such changes, insertions or omissions as may be approved by the City Manager, whose execution of such agreement shall be conclusive evidence of such approval.”

2 REVISION OF THE CITY MASTER AUDIT LIST TO REMOVE OBSOLETE ITEMS. Moved to Regular Agenda.
3 RESOLUTION 15-03, BAY EDA ANNUAL MEMBERSHIP. "BE IT RESOLVED that the appropriate Officers of the City are authorized but not required to deliver on behalf of the City the amount of $18,027 to the Bay Economic Development Alliance for the City's Annual Membership for Fiscal Year 2014-2015, in accordance with Invoice No. 120424 attached and presented to the Council today."

4 RESOLUTION 15-04, IRONMAN FLORIDA IRONKIDS FUN RUN ROAD CLOSURE. "A Resolution of the City of Panama City Beach related to the "Ironman Florida IRONKIDS Fun Run" Event; authorizing temporary road closures on portions of South Thomas Drive on October 31, 2014, for the Event."

5 RESOLUTION 15-07, WEST BAY LIFT STATION DEED AMENDMENT. "BE IT RESOLVED that the appropriate officers of the City are authorized to execute and deliver on behalf of the City that certain Amendment to Deed Restriction between the City and the St. Joe Timberland Company of Delaware, LLC, relating to a deed amendment to permit the installation of a lift station in an otherwise restricted buffer area, in substantially the form attached and presented to the Council today, with such changes, insertions or omissions as may be approved by the City Manager, whose execution of such agreement shall be conclusive evidence of such approval."

Ms. White presented the amended Consent Agenda by title. The Mayor asked for comments from the Council. Hearing none, Councilman Reichard made the motion to approve the amended Consent Agenda. Second was by Councilwoman Strange. The motion passed by unanimous roll call vote of those present recorded as follows:

Councilman Curry  Aye
Councilman Reichard  Aye
Councilman Russell  Absent
Councilwoman Strange  Aye
Mayor Oberst  Aye

REGULAR AGENDA

1. ITEM NO. 1 BOYS & GIRLS CLUB CIVIC ACHIEVEMENT AWARD. Mayor Oberst introduced Mr. Dayne Alberg-Puskarich and presented him with the Civic Achievement Award for exemplary service to the Beach Boys and Girls Club. The Mayor then congratulated him. Mr. Ryan Roberts presented Dayne with a gift card donated by a local business.

2. ITEM NO. 2 POLICE DEPARTMENT PRESENTATION TO BEACH RV. Mayor Oberst invited Captain Rich McClanahan to the podium and he invited Mr. Roy Johnson and Mr. John DeBerry from Beach RV to join him and presented them an award of appreciation for their work on the new RV Command vehicle. The Mayor added her words of thanks and appreciation from the Council. Captain McClanahan said Beach RV had donated their labor to refurbish the newly acquired Command vehicle.

3. ITEM NO. 3 PRESENTATION TO PAUL CHURCHWELL. Mayor Oberst invited Mr. Paul Churchwell to the podium and presented him a Key to the City plaque for his many years of service to the City, both as Councilman, Vice-Mayor and Civil Service Commission Chairman. She acknowledged the members of the Civil Service Commission and Planning Board who were in the audience, stating that he had served on these Boards. She read portions of his resume reciting his many years of service devoted to the City.

4. ITEM NO. 4 "NATIONAL FALLEN FIREFIGHTERS MEMORIAL SERVICE DAY" PROCLAMATION AND PRESENTATION. Mayor Oberst invited Chief Daly to the podium as she read the Proclamation designating October 12, 2014 as "National Fallen Firefighters Memorial Service Day" and said the flags would be at half-staff that day. Chief Daly thanked the Council and explained what the National Fallen Firefighters Memorial Service Day meant. Chief Daly also thanked Mr. Churchwell as Fire Station 2 was on the property donated by the Churchwell family.
5. ITEM NO. 5 IRONMAN FLORIDA UPDATE- BEN ROUSA. Mayor Oberst invited Ironman Florida Triathlon Director Ben Rousa to the podium and he distributed handouts to the Council members about the upcoming race scheduled for November 1st. He explained that the Triathlon promoters worked with law enforcement, the City and County to have the least impact possible on the local residents but yet provide the utmost safety for both the participants and the public. He presented Chief Whitman with a Four Thousand Dollar ($4,000) donation to Cops 'N Kids from the Ironman. He explained that Ironman Florida and Firehouse Subs had collaborated on a grant that was awarded to the Police Department for a Fifteen Thousand Dollar ($15,000) UTV which hopefully would be painted and in service for the Ironman Florida Triathlon.

Chief Whitman announced that the Cops 'N Kids event would be held October 18th at Arnold High School from 10 A.M. to 2 P.M. He thanked Mr. Rousa for his donation to the event and his support over the years, and said this check would go toward food for Thanksgiving as well as food and presents for the kids and families at Christmas.

6. ITEM NO. 6 RESOLUTION 15-05, ESTABLISHING AN AUDIT COMMITTEE. Ms. Myers read Resolution 15-05 by title and said this arose from the Council discussion about the expiration of the auditing agreement with CRI. This Committee would ultimately select the next auditing firm after the RFP. The Mayor asked if there were any questions and there were none. Councilman Curry made the motion to approve Resolution 15-05. Second was by Councilman Reichard. The Mayor called for questions or comments; there were none. The motion passed by unanimous roll call vote of those present recorded as follows:

| Councilman Curry | Aye |
| Councilman Reichard | Aye |
| Councilman Russell | Absent |
| Councilwoman Strange | Aye |
| Mayor Oberst | Aye |

7. ITEM NO. 7 RESOLUTION 15-06, AT&T CONTRACT T1 LINE. Mr. Sale read Resolution 15-06 by title. Ms. White explained that this was a renewal of the contract which was at a lesser cost with faster service. She said she understood there was no other option other than AT&T unless the City paid another company to run new fiber lines. She said this line was for City Hall and ran everything from the server located here.

Councilwoman Strange asked about the cable companies and Ms. White explained that they could do the service but the City would have to pay for new fiber lines as well as new service. Councilwoman Strange questioned if they would run the lines for free in order to get our business and Ms. White replied that IT had advised to renew with AT&T. Mr. Gisbert said with the new building, the City would tie into the County system and there may be some savings there; but until the new building was finished, it did not make sense to make this change while in the process of redoing the system. Ms. White explained that the City had to use the T1 lines because it ran the accounting software. The Mayor asked if there were any further questions; there were none. Councilman Reichard made the motion to approve Resolution 15-06. Second was by Councilman Curry. The Mayor called for questions or comments; there were none. The motion passed by unanimous roll call vote of those present recorded as follows:

| Councilman Curry | Aye |
| Councilman Reichard | Aye |
| Councilman Russell | Absent |
| Councilwoman Strange | Aye |
| Mayor Oberst | Aye |

8. ITEM NO. 8 ORDINANCE 1314-R, AMENDING NOVEMBER AND DECEMBER REGULAR MEETING DATES, 1ST READING. Mr. Sale read Ordinance 1314-R by title. The Mayor said this was a matter voted on during the Referendum and asked if there were any questions. There were none. Councilwoman Strange made the motion to approve Ordinance 1314-R. Second was by Councilman Reichard. The Mayor called for questions or comments; there were none. The motion passed by unanimous roll call vote of those present recorded as follows:
Councilman Curry  Aye
Councilman Reichard  Aye
Councilman Russell  Absent
Councilwoman Strange  Aye
Mayor Oberst  Aye

9. ITEM NO. 9 ORDINANCE 1324, AMENDING LDC NOTICE REQUIREMENTS, 1ST READING. Mr. Sale read Ordinance 1324 by title and Mr. Leonard explained that this would change the notice requirements from return receipt mail to certified mail, allowing a slight cost savings. He said the lesser cost would not be such a financial barrier for someone who was asking for a Variance Request or Conditional Use in front of the Planning Board or City Council. He said this was especially important when the property touched a condominium since the notice must be sent to each individual property owner which could result in thousands of dollars. He said the Engineering Department was responsible for platting of subdivisions, with no Planning Board action, and the current LDC had the sign posted by the Planning Department as part of the posted notice. This change would make it so the notice for subdivision plats would fall under the responsibility of the Engineering Department which would streamline the work. The Mayor asked if there were any questions; there were none. Councilwoman Strange made the motion to approve Ordinance 1324. Second was by Councilman Curry. The Mayor called for questions or comments; there were none. The motion passed by unanimous roll call vote of those present recorded as follows:

Councilman Curry  Aye
Councilman Reichard  Aye
Councilman Russell  Absent
Councilwoman Strange  Aye
Mayor Oberst  Aye

10. ITEM NO. 10 ORDINANCE 1325, PROHIBITING E-CIGARETTES, DISCUSSION. Mr. Sale read Ordinance 1325 by title. Mr. Gisbert said this would apply strictly to City-owned property where smoking inside of a building was currently prohibited. He said there were areas in the public parks already posted for no smoking and those areas would then prohibit E-cigarettes. He said this Ordinance would not restrict the use of E-cigarettes at any other establishment. The Mayor asked if there were any Council comments or questions. There were none. She asked if there were any audience comments and reminded about the City’s Three Minute Speaking Rule.

Mr. Sam Arcopolis, resident of Valpariso and wholesaler of electronic cigarettes, distributed some handouts about E-cigarettes and second-hand smoke. He asked for the Council members to do their due diligence and review the research from other sources, and table this matter. He also asked for the Council to consider having a workshop in order to become more educated about electronic cigarettes and second-hand vapor.

Councilman Reichard asked Mr. Arcopolis if he meant the person smoking an electronic cigarette was exposed to limited nicotine. Mr. Arcopolis replied affirmatively. Councilman Reichard asked if Mr. Arcopolis asserted that the exhaled vapor contained no nicotine and Mr. Arcopolis responded affirmatively based upon the studies that he had seen.

Councilwoman Strange clarified that this prohibition would not be a City-wide ban on the electronic cigarettes. Mr. Arcopolis said this would affect him and explained how this would punish an electronic smoker. He questioned someone not being able to smoke their electronic cigarette outside the front doors of this building even though there was a cigarette ashtray there. Mr. Gisbert said the Ordinance prohibited the electronic cigarettes wherever it was prohibited to smoke a cigarette. It was not prohibited to smoke outside of this building so the E-cigarettes would be allowed. He said there were areas in the parks where it was prohibited to smoke and this would change to include the electronic cigarettes. Mr. Sale said this Ordinance would prohibit smoking in areas that met two qualifications: (1) it was public property and (2) smoking was prohibited at that particular location on that public property.

Mr. Michael Tyler, 6808 Hwy 2301, said he represented Smokin’ Vapor, an E-cigarette shop located on Thomas Drive. He said many experts concluded that passive vaping was harmless and did not produce any biological effect on those near the smoker. He said allowing E-cigarette use in public places may motivate smokers to quit regular cigarettes and switch to electronic cigarette use. He said there was no scientific basis for any ban on electronic cigarette use in public places. He said this would have a domino effect and be just the start of other Ordinances restricting where the E-cigarettes could be smoked.
Councilwoman Strange said the young people who saw adults “vaping” might pick up the habit of smoking cigarettes and it could be a domino effect there. Mr. Tyler replied that the electronic cigarette dealers did not sell to people under 18, the same as regular cigarette dealers. He said much of those bad habits could be due to the lack of parental control. Mr. Arcopolis said he had heard that argument from legislators several times and there was no basis for that claim. He explained that if the child felt peer pressure to smoke, a pack of cheap cigarettes could be bought for Three Dollars ($3.00) where the basic starter kit for an E-cigarette would be Thirty-Five to Forty-Five Dollars ($35-$45). He said in his two retail stores, a person must be 18 to enter.

Councilman Reichard asked Mr. Arcopolis what was the FDA’s position on this matter. Mr. Arcopolis replied that the FDA’s position was extremely disappointing in that they ruled businesses would be allowed two years to register. He said they had hoped the FDA would prohibit internet sales for E-liquids which would eliminate the under-age people from buying the liquid without being checked. Mr. Sale asked Mr. Arcopolis to clarify his disappointment. Mr. Arcopolis responded that he was disappointed in the FDA because he would like everyone held to a high standard.

Mr. Tyler said that Smokin’ Vapor was lobbying hard for regulation and would like to see the industry regulated because now anyone could make E-liquids in their garage. His point was that the E-liquids came in a variety of strengths to enable someone to wean themselves off nicotine. He said the public would be amazed at the success stories of people being able to stop smoking because of E-cigarettes. He said his store through a Foundation gave away free kits to people with smoking-related illnesses.

Councilman Reichard said he did not know enough about this issue. He said he was very interested and the handouts appeared to have very technical information. He said he was concerned if the Council knew enough to enact an Ordinance at this point.

Councilman Curry asked Mr. Gisbert what prompted this proposed Ordinance. Mr. Gisbert said he had been asked by a Council member to do some research into the issue and determined that several cities had already banned their use throughout the entire city. He said he brought this draft Ordinance to the table for discussion. Councilwoman Strange said she brought this issue to the table. Councilman Curry asked what crisis had prompted this as he had no one bringing a concern to him about vaping. Councilwoman Strange said she had two employees from the Tag Office contact her about someone in their office vaping and both employees had bad reactions to the vapor. They had asked the person to leave and were told that there was no ordinance against vaping. This became a standoff twice and thus she asked Ms. Myers to research and see if other cities had regulations about vaping. She continued that this was supposed to be a healthy campus and more employees may complain in the future. Councilman Curry suggested that if someone was disruptive in the workplace, the police should be called and the person escorted out. He said he did not see the government legislating healthy lifestyles. He concurred with Councilman Reichard as he did not have enough information about the issue.

Mr. Tyler asked for this Ordinance to be tabled and he invited the Council members to his location to gain a better understanding of electronic cigarettes and what he provided to the vapers who chose his products.

Councilwoman Strange asked how many cities already regulated this industry. Mr. Gisbert said the FLC reported that there were five cities. Mr. Arcopolis said two of those cities passed the law on the day of the meeting and it had not been on the agenda. He said those two cities had no representation from the industry explaining about the electronic cigarettes. Mr. Gisbert said this proposed Ordinance was on the agenda for discussion and was posted on the website. The City was not trying to sneak something through and this Ordinance would be read twice in order to be adopted.

Councilman Reichard said he needed more information that was not biased. Mr. Arcopolis suggested prohibiting e-cigarettes outside was ridiculous but admitted that there were people who abused vaping indoors. He said he could see amending this draft Ordinance in the future to prohibit vaping inside the public buildings. However, to treat a vapor like a smoker and banish them to a designated area was not right. Councilman Reichard asked Mr. Arcopolis what materials were available that were not biased. Mr. Arcopolis responded that all research was industry-driven as the FDA nor anyone else was doing anything.

Councilman Curry said he would like to see some evidence about a problem before moving forward as no one had complained about electronic cigarettes to him. Councilwoman Strange made the motion to approve Ordinance 1325. The Mayor called for a second; there was none. The motion failed due to a lack of a second. Councilman Reichard clarified that he did not second the motion because he did not know enough about the issue.
11. ITEM NO. 11 PLAT APPROVAL FOR WHISPER DUNES, PHASE 2B, ORDER #01-PL-15, PUBLIC HEARING. Mayor Oberst opened the Public Hearing at 7:07 P.M. Mr. Sale said this was a Quasi-Judicial Hearing and asked if anyone in the audience opposed the approval of the plat. There was no response. He then asked the Council members for their Jennings Disclosures. Councilman Reichard said he had not had any contact with anyone. Mayor Oberst said she knew the location and had spoken with no one. Councilwoman Strange said “dito” and Councilman Curry said the same. The witnesses were sworn.

Mr. Leonard said this Hearing was properly noticed in the News Herald. He said the sign was posted and the property was entirely within City limits and did comply with the LDC and Comp Plan. Mr. Shortt said the land applied with all City regulations regarding subdivisions and dedicated improvements to the City and in this case, the stormwater collection system but not the stormwater ponds. He said the ponds would be owned by the Association, not the City. The roadways, water and sewer would be dedicated to the City and were complete at this time so no bond was required for the plat. He said of the forty-two lots in the subdivision, a plat of twenty-one lots had already been accepted by the City several months ago. He said Staff recommended approval. Ms. Myers said she has reviewed the plat, and it contained the statutory requirements, specifically the LDC’s requirement that there will be a title certificate and the surveyor’s certificate.

Mayor Oberst asked Mr. Shortt that if the Association kept the stormwater ponds, could they be used for mitigation to lower the Stormwater Fees. Mr. Shortt responded affirmatively and said the reason the City did not assume the stormwater ponds was due to the costs of maintenance, operations and liability. He said as long as the Association maintained the system and kept it up to date with the City regulations, they could get the credit. The Mayor asked if there were any questions; there were none. Councilman Reichard made the motion to approve the plat. Second was by Councilwoman Strange. The Mayor called for questions or comments; there were none. The motion passed by unanimous roll call vote of those present recorded as follows:

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<tr>
<td>Councilman Curry</td>
<td>Aye</td>
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<td>Aye</td>
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<td>Aye</td>
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<td>Mayor Oberst</td>
<td>Aye</td>
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The Public Hearing was closed at 7:13 P.M.

12. ITEM NO. 12 CITY CLERK YEAR-END UPDATE. Ms. White referred to the charts before each Council member and said this was the continuation of what had been presented every quarter and were the final numbers for Fiscal Year 2014. She said for the key revenue accounts within the General Fund: the Local Option Fuel Taxes were flat this year; Franchise Fees Electricity and Utility Taxes Electricity were both up approximately 14% about Six to Seven Hundred Thousand Dollars; Local Communications Services Taxes was down about One Hundred Eighteen Thousand Dollars primarily due to people moving away from landlines; Building Permits was down a little bit; Business Tax Receipts was the main driver in the General Fund and was up over One Million Dollars, the single biggest line item in the General Fund, and she said hopefully the City would continue to see that growth in FY 2015 as new businesses came on line; State Revenue Sharing was up about 10%; and ½ Cent Sales Tax was up about 8%. Ms. White said overall, the eight accounts accounted for most of the General Fund revenue, were up 11% over the year for about $1.6 Million Dollars. She said this was very positive financial news.

A copy of the spreadsheets from the General Fund is attached to and becomes an official part of these Minutes.

13. ITEM NO. 13 CITY MANAGER UPDATE. Mr. Gisbert said the only item for Council was the handout from Lockton Company, information received earlier today on how well the City was doing with the self-insurance. He said being self-insured, the City was placing money into an account which had accrued $1.26 Million Dollars but only Eight Hundred Thousand had been utilized. This gave the City a savings toward next year of currently Three Hundred Seventy-Three Thousand Dollars. He said if we continued to perform in the same manner, eventually, the City could see lower insurance costs. He explained costs for 2013 and 2014 with no increase for 2015. He said making the shift to self-insurance was the right move and within those savings, the City was able to do some wellness improvements. He explained the screenings which discovered a life threatening situation for someone and discovered another person who was diabetic. Mr. Gisbert said this year the City would offer the same wellness
screenings to all of the employees and spouses, with the City paying the full cost for the employee. He explained the three-step process which was new in the wellness program.

Councilwoman Strange asked how many employees took advantage of this program. Mr. Gisbert said the percentage of participants was not bad for the first year according to the experts. He said now that the employees knew that the screening had saved a life and helped a life, more employees may participate. Ms. White said in the biometrics, between fifty and seventy people participated; for the angio-screening, there were only about twenty people. She continued that the City was restricted what could be used with the money because it was tied to deferral of salaries but could be spent on what was medically covered and must be offered to everyone. Mayor Oberst said it was very successful.

14. ITEM NO. 14 REVISION OF THE CITY MASTER AUDIT LIST TO REMOVE OBSOLETE ITEMS. Ms. White read the memo from the Consent Agenda by title and explained that it was removed from the Consent Agenda because additional items were added to the list after the Agenda was published. She said the Police Department planned for the auction to be held November 8th and some of those items just came up today.

Councilman Reichard asked Chief Whitman about the 2010 patrol vehicles and if they had high mileage. Chief Whitman said all had high mileage and one had some damage. Mr. Gisbert said the vehicles were also run through the other departments to see if any could be salvaged and kept in house prior to being placed on this list for sale. With nothing further, Councilman Reichard made the motion to approve the Revision of the Master Audit List. Second was by Councilman Curry. The Mayor called for questions or comments; there were none. The motion passed by unanimous roll call vote of those present recorded as follows:

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<tr>
<th>Councilman Curry</th>
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FLOOR ITEMS

ITEM 1 COLONY CLUB TRAFFIC. Mr. Phil Chester, resident of 233 Moonlight Bay Drive, said the traffic out of Colony Club was horrible. He asked for the Council to consider allocating some of the funds from transportation for a side road going to Clara Avenue. He said the exit at Colony Club at the Parkway was very unsafe and reported the numerous wrecks at that location. He said he thought this would be more beneficial to the residents as opposed to the Loop Road to help the tourists. At the request of the Mayor, Mr. Chester said he was speaking as a citizen, not a member of the Civil Service Board.

Councilwoman Strange asked Mr. Gisbert if there was any progress in the road planned from Colony Club to Clara. Mr. Chester said he had seen the study for the roadway. Mr. Gisbert said Staff had met with landowner who was interested in selling the property to provide the roadway. He said Colony Club was a private neighborhood and there was an option for the neighborhood to help fund the road through an assessment similar to one from a Homeowners' Association. He said the Concurrency monies were for specific areas which could be improved, not just anywhere. He said he was not sure those monies could go into that location. Mr. Chester said he had been told that they could.

Mr. Sale said if this discussion involved the St. Joe Concurrency money, he said he would have to look to see if it could be used at Colony Club. He said there must be a relationship between the impacts that money was meant to address and how it was spent to address those impacts. Mr. Chester said he understood but he asked the Council to consider something that would benefit the safety of the residents. Councilwoman Strange said it was dangerous at the egress at Colony Club. Mayor Oberst said she could say the same thing about Open Sands and Councilwoman Strange about Lullwater, it was all down the Parkway.

Councilwoman Strange said Colony Club was the only neighborhood which did not have any other way out of the subdivision. Mr. Gisbert said it had been the private developer's choice to design and build the subdivision that way.

Mr. Sale said the City had the option to use funds to do a road, or the neighborhood and City could do an assessment and borrow the money against that assessment to minimize the costs and be placed on the tax bills. The question would then be numbers to determine how much the roadway would cost, how much the property would cost, and how much the homeowners would be willing to pay. He said it was a simple participatory paving program, used all the time to pave dirt roads, but in this case it would be to create a road. Mr. Sale said they did not need the approval of everyone in the subdivision.
Councilman Rechard said when a developer was looking to develop that property across from Clara, so that the road would continue on the north side of the Parkway, that would have been a great opportunity to have the developer build the road. However, at the same time, some neighbors on Moonlight Drive did not want that road to connect there. Mr. Chester said the last three homes on the end of Moonlight Bay Drive were in the County, not the City. Mayor Oberst said the City Council had made a commitment to the people that lived in Colony Club that no other roads would empty into Moonlight Bay. She said she understood Mr. Chester's concerns and for the past twenty years, discussions had been held about a Back Back Beach Road and this Loop Road would be the first leg of that new roadway. She said this roadway was not necessarily for the tourists but for residents who could not get to work via the Parkway. The other part of the roadway was to go to Clara, and then Clara to Breakfast Point. She said she had spoken with several people in Colony Club and said if a one-time assessment of a Thousand Dollars was an option in order to build this new roadway, almost all of them said yes. Mayor Oberst said FDOT had a plan.

Councilman Curry said he thought it was a great idea and before the Council spent $2.6 Million Dollars on a St. Joe Road, he hoped the City Manager and Public Works Director would have a plan for the top three to five roads that needed improvement. He said he saw that area of the Parkway needed more improvements than the area around Pier Park, and many more citizens affected at that area rather than Pier Park.

**ITEM 2  YARD DEBRIS.** Councilwoman Strange asked if the other Council members had received complaints about yard debris and if only one truck was currently in service. Mr. Gisbert said one truck was in the shop where normally two trucks were working. Councilwoman Strange asked how could a new truck be obtained if one of the two was continuously in the shop. Ms. White said the last truck cost approximately One Hundred Fifty Thousand Dollars. Councilman Rechard said One Hundred Forty Thousand Dollars and that years ago, the new truck was purchased in order to replace the old one that was still being used. Councilwoman Strange said yes, but the City had many more neighborhoods than before. Councilman Reichard said something to consider was that some of the commercial landscapers who trimmed palm trees left their debris for the City to remove. He said if this was stopped, there would be less demand. He elaborated.

Mr. Casto said that action would be hard to police because it would be difficult to know if it was a homeowner who cut the palms or a landscaper. He said that he and the City Manager had hoped to get through this Fiscal Year without having to purchase another truck, in light of consideration about the garbage franchise. He said the truck in the shop had many years and miles on it. Councilwoman Strange asked what else the trucks hauled. Mr. Casto replied that the older truck was used for tasks such as cleaning ditches and picking up concrete and asphalt. He said maybe while the one truck was in the shop to temporarily rent another truck until we reach the winter. It was difficult keeping up with all of the yard debris with only one truck.

Ms. Teresa Sharie, President of the Summer Breeze Homeowners Assn, 101 Nautical Way, said this had been the biggest complaint issue and this year was the worst. She said she had photographs where her homeowners said their debris was there up to six weeks. She said it was not merely the vehicle maintenance issue but that the people wanted a schedule that they could rely upon. She said it would be all right if only every two to three weeks if the debris would be picked up in a reliable way.

Councilwoman Strange asked Mr. Gisbert what he planned to do and asked if he would look into the purchase of another truck. Mr. Gisbert asked if the Council wanted to move into the garbage franchise or start charging for this service or buy another truck and continue providing the service for free. He said there was a cost for providing this service that had never been charged to the residents. Councilwoman Strange said that was one of the benefits of living in the City. Mr. Gisbert said it was a wonderful thing but he did not have a means for paying for it. Councilman Curry suggested that the City Manager devise a plan for adding a small amount to the water bill for yard debris pick up and he did not think many residents would oppose that idea. Councilman Reichard said unless someone lived in a condo or handled their own debris. Mr. Gisbert said he would come back to the Council with some options.

**ANNOUNCEMENTS**

**ITEM 1  COPS 'N KIDS.** Mayor Oberst said the Cops 'N Kids were October 18th at Arnold High School from 10 A.M. to 2 P.M.

**ITEM 2  EARLY VOTING.** Early Voting would begin October 25th.
ITEM 3  PIRATES OF THE HIGH SEAS. The Mayor announced that the Pirates of the High Seas would be held this weekend at Pier Park.

ITEM 4  WATER BOARD VACANCY. The Mayor announced that only one person had applied for the Board. In response to Councilwoman Strange’s question, a Council member cannot serve on the Board.

ITEM 5  FALL FISHING CHALLENGE. She said the City Pier was competing with the County Pier for the Fall Fishing Challenge and prizes were awarded for the largest fish caught in different categories.

ITEM 6  CITY COUNCIL MEETINGS. The Mayor said there would be a Special Council meeting at 1 P.M. on October 15th to look at the recent salary study schedule. On October 23rd at 1 P.M., there would be a Rehearing of the Planning Board Denial of a Variance Request, with the regular Meeting following at 2 P.M.

ITEM 7  NEW K-9S. The Mayor said at the October 23rd Regular Meeting, plans were for the new K-9s and their handlers to be presented to the public.

With nothing further, the meeting was adjourned at 7:45 P.M.

READ AND APPROVED this 13th of November, 2014.

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

\[Signature\]
Mayor

ATTEST:
\[Signature\]
City Clerk

Regular Meeting
October 9, 2014