

## 1/26/2021 - Minutes

1. Opening Prayer with Commissioner Billy Rader, Ward III.
2. Pledge of Allegiance to the Flag.
3. Roll Call and Approval of Minutes for the January 12, 2021 City Commission Meeting.  
Interim City Clerk Brandy Waldron called the roll with the following members present: Mayor Greg Brudnicki, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, and Kenneth E. Brown. Also present: Acting City Manager Jared Jones and City Attorney Nevin Zimmerman.

Commissioner Rader moved to approve the minutes for the January 12, 2021 City Commission Meeting as presented. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

4. Mayor's Report  
Mayor Brudnicki announced that the Commission Meeting would adjourn prior to the Executive Session scheduled at the end of the meeting. The City Commission Meeting would reconvene following the Community Redevelopment Meeting and the Community Development Council Meeting to adjourn into Executive Session.
  - 4.a. Vincent Harris, Maintenance/Drainage Department, 25-year service recognition plaque.  
Mayor Brudnicki recognized Vincent Harris, Maintenance/Drainage Department, for 25 years of service.

5. Audience Participation  
Tim Fontaine, 305 Bunkers Cove Road, Panama City; James O'shields, 1904 E 3rd Street, Panama City; Dr. Rufus Wood, 1911 East 10th Street, Panama City; and Gregory Dossie, PO Box 35894, Panama City; Dr. John Haley, 1601 Cactus Avenue, Panama City; and James Hayden, 1610 Fortune Avenue, Panama City; and addressed the Commission.

### 6. City Attorney

- 6.a. Ratification of Extensions to the Declaration of State of Emergency due to Hurricane Sally.  
Commissioner Rader moved to ratify Hurricane Sally State of Emergency Declarations No. 18 and 19. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.
- 6.b. Ratification of Extensions to the Declaration of State of Emergency due to COVID-19.  
Commissioner Nichols moved to ratify COVID-19 State of Emergency Declarations No. 44 and 45. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.
- 6.c. Consideration of approval of an Economic Development Grant Agreement with Clark & Son Auction & Liquidation, Inc.  
Becca Hardin, President, Bay Economic Development Alliance, updated the Commission on the impact Clark & Son Auction & Liquidation, Inc., has had on the local economy.

Commissioner Rader moved to approve an Economic Development Grant Agreement with Clark & Son Auction & Liquidation, Inc. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

- 6.d. Announce the Executive Session taking place at the end of the agenda to provide advice to legal counsel in the case of City of Panama City, Florida v. ZHA, Inc.

Attorney Zimmerman announced the Executive Session taking place at the end of the Commission meeting which will follow the Community Redevelopment Meeting and the Community Development Council Meeting. The Executive Session is expected to last approximately 30 minutes.

## 7. City Clerk

- 7.a. Consideration of approval of an action for the inclusion of a question on the April 20, 2021 election ballot providing for the approval of tax abatement for new industries as an incentive to locate or relocate into the City of Panama City and accompanying Resolution 20210126.1.

Commissioner Rader moved to approve an action for the inclusion of a question on the April 20, 2021 election ballot providing for the approval of tax abatement for new industries as an incentive to locate or relocate into the City of Panama City and accompanying Resolution 20210126.1. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Resolution was read by title only as shown below:

RESOLUTION NO. 20210126.1

A RESOLUTION OF THE CITY OF PANAMA CITY, FLORIDA, REQUESTING THE SUPERVISOR OF ELECTIONS PLACE A QUESTION ON THE GENERAL ELECTION BALLOT FOR TAX EXEMPTIONS.

## 8. Unfinished Business

- 8.a. Final Adoption Hearing of Ordinance 2757.1 amending the Future Land Use Map of the City to reflect a land use designation of Urban Community for the properties located at 2150 Martin Luther King Jr Blvd. Commissioner Brown moved to adopt Ordinance 2757.1 amending the Future Land Use Map of the City to reflect a land use designation of Urban Community for the properties located at 2150 Martin Luther King Jr Blvd. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Ordinance was read as a final reading by title only as shown below:

ORDINANCE NO. 2757.1

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN FUTURE LAND USE MAP OF THE CITY TO REFLECT A LAND USE DESIGNATION OF URBAN COMMUNITY FOR A PARCEL OF PROPERTY LOCATED AT 2150 MARTIN LUTHER KING JR. BLVD, PANAMA CITY, FLORIDA, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

- 8.b. Final reading of Ordinance 2757.2 amending the Zoning Map of the City to reflect a zoning designation of Planned Unit Development, PUD for the properties located at 2150 Martin Luther King Jr. Blvd. Commissioner Brown moved to adopt Ordinance 2757.2 amending the Zoning Map of the City to reflect a zoning designation of Planned Unit Development, PUD for the properties located at 2150 Martin Luther King Jr Blvd. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Ordinance was read as a final reading by title only as shown below:

ORDINANCE NO. 2757.2

AN ORDINANCE ZONING A PARCEL OF PROPERTY LOCATED AT 2150 MARTIN LUTHER KING JR. BLVD, PANAMA CITY, FLORIDA, HAVING APPROXIMATELY 67.102 ACRES, PLANNED UNIT DEVELOPMENT, PUD PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

- 8.c. Final Reading of Ordinance 2772 amending the Fats, Oils, and Grease Control Program Ordinance. Josh Street, 2902 W. 21st Street, Panama City; addressed the Commission.

Commissioner Nichols moved to adopt Ordinance 2772 amending the Fats, Oils, and Grease Control Program Ordinance. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Ordinance was read as a final reading by title only as shown below:

ORDINANCE NO. 2772

AN ORDINANCE AMENDING ORDINANCE 2680 WHICH CREATED CHAPTER 23 – UTILITIES – ARTICLE IX – FATS, OILS, AND GREASE CONTROL; PROVIDING FOR THE FATS, OILS, AND GREASES (FOG) PROGRAM FOR THE PROPER DISPOSAL OF FATS, OILS, AND GREASES WITHIN THE CITY OF PANAMA CITY'S SEWAGE AND WASTEWATER SYSTEM; PROVIDING FOR AN ENFORCEMENT RESPONSE PLAN; PROVIDING FOR A COST RECOVERY PROGRAM FOR VIOLATIONS; AMENDING TANK SIZES; AND PROVIDING FOR AN IMMEDIATELY EFFECTIVE DATE.

- 8.d. Final reading of Ordinance 2773.1 amending the Future Land Use Map of the City to reflect a land use designation of General Commercial for the property located at 800 W 13th Street. Commissioner Nichols moved to adopt Ordinance 2773.1 amending the Future Land Use Map of the City to reflect a land use designation of General Commercial for the property located at 800 W 13th Street. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Ordinance was read as a final reading by title only as shown below:

ORDINANCE NO. 2773.1

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN FUTURE LAND USE MAP OF THE CITY TO REFLECT A LAND USE DESIGNATION OF GENERAL COMMERCIAL FOR A PARCEL OF PROPERTY LOCATED AT PARCEL ID 18152-000-000 800 13th STREET W, PANAMA CITY, FLORIDA, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

- 8.e. Final reading of Ordinance 2773.2 amending the Zoning Map of the City to reflect a zoning designation of General Commercial 2, GC-2, for the property located at 800 W 13th Street. Commissioner Brown moved to adopt Ordinance 2773.2 amending the Zoning Map of the City to reflect a zoning designation of General Commercial 2, GC-2, for the property located at 800 W 13th Street. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Ordinance was read as a final reading by title only as shown below:

ORDINANCE NO. 2773.2

AN ORDINANCE ZONING A PARCEL OF PROPERTY LOCATED AT PARCEL ID 18152-000-000 800 13th STREET W, PANAMA CITY, FLORIDA, HAVING APPROXIMATELY 9.925 ACRES, GENERAL COMMERCIAL 2, GC-2, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

- 8.f. Final reading of Ordinance 2774.1 amending the Future Land Use Map of the City to reflect a land use designation of General Mixed Use for the property located at 1709 Beck Ave.

The Ordinance was read as a final reading by title only as shown below:

Commissioner Nichols moved to adopt Ordinance 2774.1 amending the Future Land Use Map of the City to reflect a land use designation of General Mixed Use for the property located at 1709 Beck Ave. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

#### ORDINANCE NO. 2774.1

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN FUTURE LAND USE MAP OF THE CITY TO REFLECT A LAND USE DESIGNATION OF MIXED USE FOR A PARCEL OF PROPERTY LOCATED AT PARCEL ID 28926- 000-000 1709 BECK AVE, PANAMA CITY, FLORIDA, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

- 8.g. Final reading of Ordinance 2774.2 amending the Zoning Map of the City to reflect a zoning designation of Mixed Use 3, MU-3, for the property located at 1709 Beck Ave.

The Ordinance was read as a final reading by title only as shown below:

Commissioner Rader moved to adopt Ordinance 2774.2 amending the Zoning Map of the City to reflect a zoning designation of Mixed Use 3, MU-3, for the property located at 1709 Beck Ave. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Ordinance was read as a final reading by title only as shown below:

#### ORDINANCE NO. 2774.2

AN ORDINANCE ZONING A PARCEL OF PROPERTY LOCATED AT PARCEL ID 28926-000-000 1709 BECK AVE, PANAMA CITY, FLORIDA, HAVING APPROXIMATELY .4 ACRES, MIXED USE 3, MU-3, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

#### 9. Consent Agenda

- 9.a. #SEADOO LIFE Test Ride and Training Event, March 10, 2021, 8:00 a.m. to 5:00 p.m., located at Carl Gray Park.

- 9.b. Declare as surplus a 1996 Brush Bandit Woodchipper and approve for sale at auction.

- 9.c. Approve Change Order No. 4 with L&R Contracting, LLC, to increase the contract amount by \$43,488.52 and add 28 additional work days for the Panama City Marina T-dock Bulkhead Repairs and Anchor System project.

Commissioner Nichols moved to approve the Consent Agenda as presented. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

#### 10. City Manager

- 10.a. Draft Tyndall Air Force Base Joint Land Use Study/Compatible Use Plan Update.

Ray Greer, Planning Manager with Stantec, presented an overview of the Tyndall Air Force Base-Bay County Compatible Use Plan to include the purpose of the plan, included areas, and invitation for community input as part of the study.

- 10.b. Consideration to award a contract to H.G. Harders & Son, Inc., for Phase 1 of the Eastern Shipbuilding Uphill Bulkhead project associated with the Triumph Gulf Coast Grant in the amount of \$3,485,938.00. Commissioner Haligas moved to award a contract to H.G. Harders & Son, Inc., for Phase 1 of the Eastern Shipbuilding Uphill Bulkhead project associated with the Triumph Gulf Coast Grant in the amount of \$3,485,938.00. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

- 10.c. Consideration of approval of Task Order Supplemental Amendment to Metric Engineering in the amount of \$41,079.59 for the Harrison Avenue Reconstruction from Government Street to 4th Street. Commissioner Haligas moved to approve Task Order Supplemental Amendment to Metric Engineering in the amount of \$41,079.59 for the Harrison Avenue Reconstruction from Government Street to 4th Street. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.
- 10.d. Consideration of approval of Task Order with Mott MacDonald in the amount of \$35,000.00 to provide engineering services associated with the preparation of the St. Andrews Wastewater Treatment Facility permit application. Commissioner Rader moved to approval of Task Order with Mott MacDonald in the amount of \$35,000.00 to provide engineering services associated with the preparation of the St. Andrews Wastewater Treatment Facility permit application. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.
- 10.e. Consideration of approval of Task Order with Panhandle Engineering, Inc. in the amount of \$57,280.00 for construction engineering and inspection (CEI) services for Lift Station No. 34. Commissioner Brown moved to approve a Task Order with Panhandle Engineering, Inc. in the amount of \$57,280.00 for construction engineering and inspection (CEI) services for Lift Station No. 34. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.
- 10.f. Consideration of adoption of Resolution 20210126.2 for the submission of projects to the Community Development Block Grant-Disaster Recovery Projects for the City of Panama City. Commissioner Brown moved adopt Resolution 20210126.2 for the submission of projects to the Community Development Block Grant-Disaster Recovery Projects for the City of Panama City. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Resolution was read by title only as shown below:

RESOLUTION NO. 20210126.2

RESOLUTION AUTHORIZING CITY OF PANAMA CITY, FLORIDA TO APPROVE COMMUNITY DEVELOPMENT BLOCK GRANT-DISASTER RECOVERY PROJECTS TO BE SUBMITTED FOR FUNDING TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY REBUILD FLORIDA HURRICANE MICHAEL PROGRAM.

- 10.g. Consideration to award contract to American Imperial Fence, Inc., for cemetery fencing in the amount of \$242,465.00 and approve accompanying Budget Amendment Resolution 20210126.3. Commissioner Brown moved to award a contract American Imperial Fencing, Inc., for cemetery fencing in the amount of \$242,465.00 and approve accompanying Budget Amendment Resolution 20210126.3. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Resolution was read by title only as shown below:

RESOLUTION NO. 20210126.3

A RESOLUTION PROVIDING FOR THE AMENDMENT OF THE APPROVED FISCAL YEAR 2020-2021 BUDGET FOR FEMA PROJECT (#82190) - FIVE CEMETERIES' FENCING REPAIR.

- 10.h. Consideration of approval of Task Order with Panhandle Engineering in the amount of \$147,900.00 for the construction engineering and inspection (CEI) services for the Liberty Development, Phase 1, 2A, 2B, and Spine Road (Boulevard Entrance). Commissioner Brown moved to approval of Task Order with Panhandle Engineering in the amount of

\$147,900.00 for the construction engineering and inspection (CEI) services for the Liberty Development, Phase 1, 2A, 2B, and Spine Road (Boulevard Entrance). On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

11. City Manager - Planning Matters

- 11.a. First reading of Ordinance 2775.1 amending the Future Land Use Map of the City to reflect a land use designation of Mixed Use for the property located at 1009 Frankford Ave.  
The Ordinance was read as a first reading by title only as shown below:

ORDINANCE NO. 2775.1

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN FUTURE LAND USE MAP OF THE CITY TO REFLECT A LAND USE DESIGNATION OF MIXED USE FOR A PARCEL OF PROPERTY LOCATED AT PARCEL 1009 FRANKFORD AVENUE, PANAMA CITY, FLORIDA, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

- 11.b. First reading of Ordinance 2775.2 amending the Zoning Map of the City to reflect a zoning designation of Mixed Use 2, MU-2, for the property located at 1009 Frankford Ave.  
The Ordinance was read as a first reading by title only as shown below:

ORDINANCE NO. 2775.2

AN ORDINANCE ZONING A PARCEL OF PROPERTY LOCATED AT 1009 FRANKFORD AVENUE, PANAMA CITY, FLORIDA, HAVING APPROXIMATELY 0.263 ACRES, MIXED USE 2, MU-2 PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

- 11.c. First reading of Ordinance 2776.1 amending the Future Land Use Map of the City to reflect a land use designation of Industry for the property located at 3009 E 3rd Ct.  
Danny Cepero, applicant, addressed the Commission regarding the requests for 3009 E 3rd Court.

The Ordinance was read as a first reading by title only as shown below:

ORDINANCE NO. 2776.1

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN FUTURE LAND USE MAP OF THE CITY TO REFLECT A LAND USE DESIGNATION OF INDUSTRY FOR A PARCEL OF PROPERTY LOCATED AT PARCEL ID 23309-000-000 and 23303-000-000 3309 E 3rd CT, PANAMA CITY, FLORIDA, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

- 11.d. First reading of Ordinance 2776.2 amending the Zoning Map of the City to reflect a zoning designation of Light Industry, LI, for the property located at 3009 E 3rd Ct.  
The Ordinance was read as a first reading by title only as shown below:

ORDINANCE NO. 2776.2

AN ORDINANCE ZONING A PARCEL OF PROPERTY LOCATED AT PARCEL ID 23309-000-000 and 23303-000-000 3309 E 3rd CT, PANAMA CITY, FLORIDA, HAVING APPROXIMATELY .59 ACRES, LIGHT INDUSTRY, LI, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

- 11.e. Transmittal Hearing of Ordinance 2777 to Adopt proposed text amendment which amends language contained within the allowable use section of the Residential Future Land Use category.  
Commissioner Rader moved to approve transmittal of the Future Land Use Amendment with proposed text amendments to the Department of Economic Opportunity for review. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki

voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Ordinance was read as a first reading by title only as shown below:

ORDINANCE NO. 2777

AN ORDINANCE AMENDING THE FUTURE LAND USE ELEMENT OF THE CITY COMPREHENSIVE PLAN, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING

- 11.f. First reading of Ordinance 2778.1, voluntary annexation of 32.12 acres of property located at 6003 Tree Farm Rd.

The Ordinance was read as a first reading by title only as shown below:

ORDINANCE NO. 2778.1

AN ORDINANCE OF THE CITY APPROVING THE VOLUNTARY ANNEXATION OF 32.12 ACRES OF UNINCORPORATED PROPERTY LOCATED AT 6003 TREE FARM RD, BAY COUNTY, FLORIDA, INTO THE CITY, AS FURTHER DEFINED HEREINAFTER, AMENDING THE WARDS AND BOUNDARIES OF THE CITY TO INCLUDE SAID LAND AND PROVIDING FOR AN EFFECTIVE DATE.

- 11.g. Transmittal Hearing of Ordinance 2778.2 amending the Future Land Use Map of the City to reflect a land use designation of Residential for the property located at 6003 Tree Farm Rd. Commissioner Brown moved to approve transmittal of the Future Land Use Amendment to reflect a land use designation of Residential for the property located at 6003 Tree Farm Rd. to the Department of Economic Opportunity for review. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Ordinance was read as a first reading by title only as shown below:

ORDINANCE NO. 2778.2

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN FUTURE LAND USE MAP OF THE CITY TO REFLECT A LAND USE DESIGNATION OF RESIDENTIAL FOR A PARCEL OF PROPERTY LOCATED AT 6003 TREE FARM RD, PANAMA CITY, FLORIDA, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

- 11.h. First reading of Ordinance 2778.3 amending the Zoning Map of the City to reflect a zoning designation of Planned Unit Development, (PUD) for the property located at 6003 Tree Farm Rd.

The Ordinance was read as a first reading by title only as shown below:

ORDINANCE NO. 2778.3

AN ORDINANCE ZONING A PARCEL OF PROPERTY LOCATED AT 6003 TREE FARM RD, PANAMA CITY, FLORIDA, HAVING APPROXIMATELY 32.12 ACRES, PLANNED UNIT DEVELOPMENT, PUD, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

- 11.i. First reading of Ordinance 2779.1 amending the Zoning Map of the City to reflect a zoning designation of Planned Unit Development, PUD, for the property located at 8425 Tree Farm Rd.

The Ordinance was read as a first reading by title only as shown below:

ORDINANCE NO. 2779.1

AN ORDINANCE ZONING A PARCEL OF PROPERTY LOCATED AT 8425 TREE FARM RD, PANAMA CITY, FLORIDA, HAVING APPROXIMATELY 237.88 ACRES, PLANNED UNIT DEVELOPMENT, PUD, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

The meeting was recessed at 9:49 a.m.

The meeting reconvened at 11:26 a.m.

12. Mayor

- 12.a. Commencing of Executive Session pursuant to FS 286.011(8) for City attorneys to seek the advice of the Commission concerning the litigation of City of Panama City vs ZHA Incorporated (Case No. 2020-000358-CA).

Mayor Brudnicki announced the commencement of the Executive Session in the Commission room at 11:27 a.m. Each attendee was identified for the record, as follows: Mayor Greg Brudnicki, Commissioner Billy Rader, Commissioner Jenna Haligas, Commissioner Mike Nichols, Commissioner Kenneth E. Brown, Attorney Nevin Zimmerman, Attorney Natalie McSwane, Attorney Cliff Higby, and Acting City Manager Jared Jones. The entire session was recorded by a court reporter. A transcript will be filed with the City Clerk and will be available at the conclusion of the litigation.

- 12.b. Executive Session now terminates.

Mayor Brudnicki reconvened the City Commission meeting at 11:48 a.m.

- 12.c. Discussion and possible action regarding litigation.

Commissioner Haligas moved that the City accept any offer from ZHA Incorporated to settle the City's claim for the maximum amount of ZHA Incorporated's combined insurance policy limits. On a roll call vote, Commissioners Billy Rader, Mike Nichols, Jenna Haligas, Kenneth E. Brown, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

13. Adjournment.

There being no further business, the meeting was adjourned at 11:50 a.m.