

## Minutes

### 4/23/2019 - Minutes

1. Opening Prayer with Deacon Ernest Deshazier of Mount Zion Primitive Baptist Church. Opening Prayer was delivered by First Baptist Church member JP Jones.
2. Pledge of Allegiance to the Flag.
3. Roll Call and Approval of Minutes for the April 9, 2019 City Commission Meeting.

City Clerk Darlene Hachmeister called the roll with the following members present: Mayor Greg Brudnicki, Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols and Jenna Haligas. Also present: City Manager Mark McQueen and City Attorney Nevin Zimmerman.

Commissioner Rader moved to approve the minutes for the City Commission Meeting of April 9, 2019. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas and Mayor Brudnicki voted "YEA". "NAYS": None. The City Clerk certified the motion passed by a 5-0 vote.

#### 4. Mayor's Report

##### 4.a. Sherry Kochevar - 35 years Service and Retirement Recognition

Mayor Brudnicki presented Ms. Sherry Kochevar with a plaque recognizing her commitment to the City for 35 years of service.

##### 4.b. Notice of Board Openings.

Mayor Brudnicki announced available positions on the following boards: Handicapped Advisory Committee, Public Employee Relations Committee and the General Employees Pension Fund Board.

##### 4.c. Notice of appointments to the Civil Service Board.

Commissioner Nichols moved to re-appoint David Vickers and Amy Guthrie to the Civil Service Board. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas and Mayor Brudnicki voted "YEA". "NAYS": None. The City Clerk certified the motion passed by a 5-0 vote.

#### 5. City Attorney

##### **\*\* Addendum Item - \* Vote to add addendum item 5C - Presentation by PFM Financial Advisors.**

Commissioner Rader moved to approve adding the addendum item 5C to the agenda. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas and Mayor Brudnicki voted "YEA". "NAYS": None. The City Clerk certified the motion passed by a 5-0 vote.

##### 5.a. Ratification of Extensions to the Declaration of State of Emergency

Commissioner Brown moved to ratify the Extensions to the Declaration of State of Emergency. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas and Mayor Brudnicki voted "YEA". "NAYS": None. The City Clerk certified the motion passed by a 5-0 vote.

5.b. Consideration of sale of surplus, vacant parcel at 1701 Tyndall Drive

City Attorney Zimmerman said a Request for Proposal had been advertised and the City received one purchase offer in the amount of \$175,000.00. He had a draft Resolution 20190423.1 which attaches the purchase contract and makes a finding that although this is waterfront property it does not provide access points as the plan talks about. The City would keep an utility easement. Net proceeds after costs to the City would be approximately \$163,750.00 and be designated for Sudduth Park.

Attorney Zimmerman noted that if the Resolution is approved, this matter will return as a zoning item. This purchase will not be final until the zoning hearings for the property have completed.

Commissioner Rader moved to approve the purchase contract for the surplus, vacant parcel at 1707 Tyndall Drive and the draft Resolution. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas 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 20190423.1

A RESOLUTION OF THE CITY OF PANAMA CITY, FLORIDA,  
PROVIDING FOR THE DETERMINATION THAT THE PROPERTY  
LOCATED AT 1701 TYNDALL DRIVE, PANAMA CITY FLORIDA IS NOT  
"WATERFRONT ACCESS" AS INTENDED BY THE PANAMA CITY  
COMPREHENSIVE PLAN.

5.c. Presentation by PFM Financial Advisors

Dr. Fishkind of PFM Financial Advisors proposed creating an action plan with our existing consultants for economic and community recovery to be completed by June 30, 2019.

The Commission discussed the various proposals they have received since the hurricane and the current status of Panama City.

Dr. Fishkind explained the experience his company has with this type of project.

City Manager McQueen explained that the contract is a "not to exceed" \$100,000.00 type of contract.

Commissioner Brown said new items keep coming to the table and the City should move with caution.

Commissioner Haligas moved to approve the contract with PFM Financial Advisors. On a roll call vote Commissioners Billy Rader, Mike Nichols, Jenna Haligas and Mayor Brudnicki voted "YEA". "NAYS": Commissioner Kenneth E. Brown. The City Clerk certified the motion passed by a 4-1 vote.

6. Unfinished Business

6.a. Final reading of Ordinance 2678.1 amending the Future Land Use Map of the City to reflect a land use designation of General Commercial for the property located at 843 E 15th Street.

Commissioner Rader moved to approve Ordinance 2678.1. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas 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. 2678.1

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN FUTURE LAND USE MAP OF THE CITY TO REFLECT A LAND USE DESIGNATION OF GENERAL COMMERCIAL FOR PARCELS OF PROPERTY LOCATED AT 843 E 15th ST, PANAMA CITY, FLORIDA, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

- 6.b. Final reading of Ordinance 2678.2 amending the Zoning Map of the City to reflect a zoning designation of General Commercial - 2 (GC-2) for the property located at 843 E 15th Street.

Commissioner Brown moved to approve Ordinance 2678.2. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas 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. 2678.2

AN ORDINANCE ZONING A PARCEL OF PROPERTY LOCATED AT 843 E 15th ST, PANAMA CITY, FLORIDA, HAVING APPROXIMATELY .984 ACRES, GENERAL COMMERCIAL-2, GC-2, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

- 6.c. Final reading of Ordinance 2679 to Adopt the proposed text amendment which remedies a scrivener error in the City of Panama City's (City) Comprehensive Plan, FLUE policy 1.1.1.(11)(a).

Commissioner Nichols moved to approve Ordinance 2679. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas 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. 2679

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

7. Consent Agenda

- 7.a. Consideration to award contract for Firefighter Physicals to Life Extension Clinics, Inc., dba Life Scan Wellness Center, in the amount of \$35,490.
- 7.b. 34th Annual Race Judicata - May 4 - 8:00-Noon
- 7.c. Bay High Homecoming Parade 2.0 Harrison Avenue - May 9 - 1:00-3:15
- 7.d. Tourism Appreciation Event - Thank you to Panama City - Gateway Park & McKenzie Park - May 9 - 2:00 - 4:00
- 7.e. #SEADOOLIFE Test Ride Event Carl Gray Park - May 18-19 - 10:00-5:00

7.f. Spring Celebration of Hope - Block Party - First Baptist Church - May 19 - 1:00-4:00

7.g. Consideration of waiver of interest and fine for Code Enforcement Lien.

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

8. City Manager

8.a. Update from Teri Henry, Director, Panama City Housing Authority

Ms. Terri Henri, Director of the Panama City Housing Authority and Ms. Jan Johnson the Board Chair gave an update on the current housing situation. They discussed the damage to the housing units used as well as the damage to their administrative facilities.

8.b. Discussion of Allowing Golf Carts to operate in Downtown

The City Manager explained the difference between a golf cart and a street legal low speed vehicle.

The Commissioners discussed the possibility of allowing golf carts to operate in Downtown Panama City.

Jane Lindsey of 551 Harrison Avenue said she would like the speed limit lowered Downtown and a crosswalk with a flashing light.

Sonya Caldwell of St. Andrews would like to have bike racks available Downtown and discussed golf carts in St. Andrews and considering an educational component.

Police Chief Ervin said low speed vehicles may currently use state roads.

Leslie Fontaine of 305 Bunkers Cove Road spoke in favor of golf carts and said the DIB currently has bike racks and they will be distributed soon.

Walter P. Henry of 614 Maple Avenue discussed the use of golf carts in different areas of Millville.

Kenny Taylor of 909 Frankford Avenue spoke in favor of golf cart use in St. Andrews.

8.c. Consideration of Professional Services Proposal – Ground Storage Tank and Booster Pump Station – SweetBay Development - from Dewberry Engineers in the amount of \$171,600.00

Commissioner Rader moved to approve the professional services proposal with Dewberry Engineers in the amount of \$171,600.00. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas and Mayor Brudnicki voted "YEA". "NAYS": None. The City Clerk certified the motion passed by a 5-0 vote.

8.d. Consideration of partial payment of retainage \$345,214.88 to GAC for the new City Hall Project

Commissioner Rader moved to approve partial payment of retainage \$345,214.88 to GAC for the new City Hall Project. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas and Mayor Brudnicki voted "YEA". "NAYS": None. The City Clerk certified

the motion passed by a 5-0 vote.

8.e. Consideration of Ordinance 2680 FOG, Fats, Oil & Grease

The Commission discussed Ordinance 2680 and introduced the Fats, Oils and Grease Inspector Danny McArdle.

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

ORDINANCE NO. 2680

AN ORDINANCE AMENDING CHAPTER 23 – UTILITIES – ADDING ARTICLE IX – FATS, OILS, AND GREASE CONTROL -TO THE GENERAL ORDINANCES; 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 ENFORCEMENT; PROVIDING THAT THIS ORDINANCE SHALL BE CODIFIED; AND PROVIDING FOR AN IMMEDIATELY EFFECTIVE DATE.

8.f. Consideration of RFP for Public Education Post Hurricane Strategies and Implementation Services

Commissioner Nichols moved to approve issuing the RFP for Public Education Post Hurricane Strategies and Implementation Services. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas and Mayor Brudnicki voted “YEA”. “NAYS”: None. The City Clerk certified the motion passed by a 5-0 vote.

8.g. Consideration of Mott McDonald Task Order 19-016 Type and Extent of Damage Report for the Marina Civic Center

Commissioner Nichols moved to approve the Mott McDonald Task order 19-016. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas and Mayor Brudnicki voted “YEA”. “NAYS”: None. The City Clerk certified the motion passed by a 5-0 vote.

8.h. Consideration to award contract for Bulkhead Repairs at Panama City Marina

Commissioner Nichols moved to award contract to L&R Contracting LLC. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas and Mayor Brudnicki voted “YEA”. “NAYS”: None. The City Clerk certified the motion passed by a 5-0 vote.

8.i. Consideration to award contract for Debris Removal at Panama City Marina

Lee Ingram of Hondo Enterprises, Inc. 5227 State Hwy 82 North, said he was the contractor whose bid was not opened. He disagreed with the decision to not open his bid. He said this is a salvage contract not a construction contract. He requested a formal appeal hoping this bid will not be awarded. He said his bid was the low bid coming in at \$60,000.00 under the HG Harders & Sons bid. He said he was told he did not have a contractor's license number. He said he

partnered with Gaddi Marine before the bid date. Then 23 minutes before the bid opening he was told he was not qualified.

Attorney Zimmerman said he concurred with the Staff decision that the Hondo Enterprises, Inc. bid was not qualified at the time. In addition, he said there are FEMA eligibility requirements to consider.

Commissioner Rader moved to award contract for Debris Removal at the Panama City Marina to HG Harders & Sons. On a roll call vote Commissioners Kenneth E. Brown, Billy Rader, Mike Nichols, Jenna Haligas and Mayor Brudnicki voted "YEA". "NAYS": None. The City Clerk certified the motion passed by a 5-0 vote.

#### 9. Audience Participation

City Manager McQueen discussed the ReTreePC program saying Breakfast Point Elementary is planting 30 trees in Harvey Dee Mathis Park on Friday April 26, 2019 and announced the first Community Giveaway of 500 trees on Saturday April 27, 2019 at 9:00am at Harvey Dee Mathis Park donated by Recromax, a Sarasota-based storm recovery business. He also discussed a FEMA housing initiative to acquire surplus trailers.

Mayor Brudnicki suggested Citizens who need housing assistance contact Mr. Michael Johnson.

Commissioner Nichols recognized News Herald reporter Katie Landeck and the Commission commended her work with the News Herald.

Terri Henry of the Panama City Housing Authority asked that the appointment to the Panama City Housing Authority be added to the next agenda.

Jim Lawrence of Panama City Growing Strong 230 Hamilton Avenue invited the community to their next Public Information meeting Tuesday April 30, 2019 at 6:00pm located at the Bay County Commission meeting chamber. Their guest speaker will be Tyson Smith a consultant on urban planning and zoning.

#### 10. Adjournment.

There being no further business, the meeting adjourned at 10:30am.