

## 4/28/2020 - Minutes

1. Opening Prayer with City Attorney Nevin Zimmerman.

2. Pledge of Allegiance to the Flag.

3. Roll Call and Approval of Minutes of the April 14, 2020 City Commission Meeting.

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

Commissioner Rader moved to approve the minutes for the April 14, 2020 City Commission Meeting. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

Commissioner Brown moved to add Item 6.d. to the agenda. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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 recognized Mission BBQ for their donations to the Panama City Fire and Police Departments as well as their many contributions to the community.

4.a. Notice of appointment to the Downtown Improvement Board to an unfilled term to expire October 9, 2021.

Commissioner Rader moved to appoint Allan Branch to fill an unexpired term to expire December 9, 2021. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

5. Audience Participation

Justin Wilson, 7940 Front Beach Road, Panama City Beach, addressed the Commission.

6. City Attorney

6.a. Ratification of Extensions to the Declaration of State of Emergency due to Hurricane Michael.

Commissioner Nichols moved to approve Hurricane Michael State of Emergency Declarations No. 79 and No. 80. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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 Rader moved to approve COVID-19 State of Emergency Declarations No. 5 and No. 6. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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 Natural Gas Franchise Agreement Ordinance No. 2733.

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

Ordinance No. 2733

AN ORDINANCE GRANTING TO PEOPLES GAS SYSTEM, A DIVISION OF TAMPA ELECTRIC COMPANY, ITS SUCCESSORS AND ASSIGNS, A NON-EXCLUSIVE NATURAL GAS FRANCHISE AGREEMENT TO USE THE PUBLIC RIGHTS OF WAY OF THE CITY OF PANAMA CITY, FLORIDA, AND PRESCRIBING THE TERMS AND CONDITIONS UNDER WHICH SAID FRANCHISE MAY BE

EXERCISED; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE; AND REPEALING PRIOR ORDINANCE.

6.d. Consideration of approval of Residential Construction Agreements.

Commissioner Brown moved to approve Residential Construction Agreements between Panama City and Winterfell Construction, Inc. to construct two houses in the Horizon Park Subdivision. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

7. Unfinished Business

7.a. Final reading of Ordinance 2726.1, voluntary annexation of .172 acres of property located at 1820 W 24th St.

Commissioner Rader moved to approve Ordinance No. 2726.1, voluntary annexation of .172 acres of property located at 1820 W 24th St. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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. 2726.1

AN ORDINANCE OF THE CITY APPROVING THE VOLUNTARY ANNEXATION OF 0.172 ACRES OF UNINCORPORATED PROPERTY LOCATED AT 1820 W 24TH ST, 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.

7.b. Final reading of Ordinance 2726.2, amending the Future Land Use Map of the City to reflect a land use designation of Mixed Use for the property located at 1820 W 24th St.

Commissioner Rader moved to approve Ordinance No. 2726.2 amending the Future Land Use Map of the City to reflect a land use designation of Mixed Use for the property located at 1820 W 24th St. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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. 2726.2

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 1820 W 24TH ST, PANAMA CITY, FLORIDA, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

7.c. Final reading of Ordinance 2726.3 amending the Zoning Map of the City to reflect a zoning designation of Mixed Use -2, MU-2, for the property located at 1820 W 24th St.

Commissioner Rader moved to approve Ordinance No. 2726.3 amending the Zoning Map of the City to reflect a zoning designation of Mixed Use-2, MU-2, for the property located at 1820 W 24th St. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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. 2726.3

AN ORDINANCE ZONING A PARCEL OF PROPERTY LOCATED AT 1820 W 24th ST, PANAMA CITY, FLORIDA, HAVING APPROXIMATELY 0.172 ACRES, MIXED USE 2, MU-2, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

7.d. Final reading of Ordinance 2727.1, voluntary annexation of .172 acres of property located at 2412 Flower Ave.

Commissioner Rader moved to approve Ordinance No. 2727.1, voluntary annexation of .172 acres of property located at 2412 Flower Ave. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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. 2727.1

AN ORDINANCE OF THE CITY APPROVING THE VOLUNTARY ANNEXATION OF 0.172 ACRES OF UNINCORPORATED PROPERTY LOCATED AT 2412 FLOWER AVE, 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.

- 7.e. Final reading of Ordinance 2727.2, amending the Future Land Use Map of the City to reflect a land use designation of Mixed Use for the property located at 2412 Flower Ave.

Commissioner Rader moved to approve Ordinance No. 2727.2 amending the Future Land Use Map of the City to reflect a land use designation of Mixed Use for the property located at 2412 Flower Ave. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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. 2727.2

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 2412 FLOWER AVE, PANAMA CITY, FLORIDA, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

- 7.f. Final reading of Ordinance 2727.3 amending the Zoning Map of the City to reflect a zoning designation of Mixed Use -2, MU-2, for the property located at 2412 Flower Ave.

Commissioner Brown moved to approve Ordinance No. 2727.3 amending the Zoning Map of the City to reflect a zoning designation of Mixed Use-2, MU-2, for the property located at 2412 Flower Ave. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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. 2727.3

AN ORDINANCE ZONING A PARCEL OF PROPERTY LOCATED AT 2412 FLOWER AVE, PANAMA CITY, FLORIDA, HAVING APPROXIMATELY 0.172 ACRES, MIXED USE 2, MU-2, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

- 7.g. Final reading of Ordinance 2728 alleyway vacation, Platted alley right-of-way located between 1001 Calhoun Ave and 2307 W 11Th St and 1000 Arthur Ave.

Commissioner Nichols moved to approve Ordinance No. 2728 alleyway vacation, platted alley right-of-way located between 1001 Calhoun Ave and 2307 W 11th St and 1000 Arthur Ave. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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. 2728

AN ORDINANCE VACATING AND ABANDONING AN ALLEY RUNNING NORTH AND SOUTH BETWEEN 1001 CALHOUN AVE and 2307 W 11TH ST AND 1000 ARTHUR AVE, PANAMA CITY, FLORIDA, AS MORE PARTICULARLY HEREINAFTER DESCRIBED; REPEALING ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR THE SEVERABILITY OF ANY PART OF THIS ORDINANCE DECLARED INVALID; AND PROVIDING FOR AN EFFECTIVE DATE.

- 7.h. Final reading of Ordinance 2729.1, amending the Future Land Use Map of the City to reflect a land use designation of Commercial for the property located at 909 E 7th St.

Commissioner Brown moved to approve Ordinance No. 2729.1 amending the Future Land Use Map of the City to reflect a land use designation of Commercial for the property located at 909 E 7th St. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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. 2729.1

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN FUTURE LAND USE MAP OF THE CITY TO REFLECT A LAND USE DESIGNATION OF COMMERCIAL FOR A PARCEL OF PROPERTY LOCATED AT 909 E 7th ST, PANAMA CITY, FLORIDA, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

- 7.i. Final reading of Ordinance 2729.2 amending the Zoning Map of the City to reflect a zoning designation of General Commercial-1, GC-1, for the property located at 909 E 7th St.  
Commissioner Brown moved to approve Ordinance No. 2729.2 amending the Zoning Map of the City to reflect a zoning designation of General Commercial-1, GC-1, for the property located at 909 E 7th St. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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. 2729.2

AN ORDINANCE ZONING A PARCEL OF PROPERTY LOCATED AT 909 E 7TH ST, PANAMA CITY, FLORIDA, HAVING APPROXIMATELY 0.179 ACRES, GENERAL COMMERCIAL 1, GC-1, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

- 7.j. Final reading of Ordinance 2730.1, voluntary annexation of .305 acres of property located at 2009 W 23rd Ct.

Commissioner Rader moved to approve Ordinance No. 2730.1, voluntary annexation of .305 acres of property located at 2009 W 23rd Ct. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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. 2730.1

AN ORDINANCE OF THE CITY APPROVING THE VOLUNTARY ANNEXATION OF 0.305 ACRES OF UNINCORPORATED PROPERTY LOCATED AT 2009 W 23rd CT, 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.

- 7.k. Final reading of Ordinance 2730.2, amending the Future Land Use Map of the City to reflect a land use designation of Residential for the property located at 2009 W 23rd Ct.

Commissioner Rader moved to approve Ordinance No. 2730.2 amending the Future Land Use Map of the City to reflect a land use designation of Residential for the property located at 2009 W 23rd Ct. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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. 2730.2

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 2009 W 23rd CT, PANAMA CITY, FLORIDA, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

- 7.l. Final reading of Ordinance 2730.3 amending the Zoning Map of the City to reflect a zoning designation of Residential -1, R-1, for the property located at 2009 W 23rd Ct.

Commissioner Brown moved to approve Ordinance No. 2730.3 amending the Zoning Map of the City to reflect a zoning designation of Residential-1, R-1, for the property located at 2009 W 23rd Ct. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, 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. 2730.3

AN ORDINANCE ZONING A PARCEL OF PROPERTY LOCATED AT 2009 W 23RD CT, PANAMA CITY, FLORIDA, HAVING APPROXIMATELY 0.305 ACRES, RESIDENTIAL 1, R-1, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

- 7.m. Final reading of Ordinance 2731.1, amending the Future Land Use Map of the City to reflect a land use designation of Mixed Use for the property located at 907 Wilson Ave.  
Andrew Colvin, 4107 West 22nd Street, addressed the Commission.

Commissioner Brown moved to deny Ordinance No. 2731.1 amending the Future Land Use Map of the City to reflect a land use designation of Mixed Use for the property located at 907 Wilson Ave. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, and Mayor Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

- 7.n. Final reading of Ordinance 2731.2 amending the Zoning Map of the City to reflect a zoning designation of Mixed Use-2, MU-2, for the property located at 907 Wilson Ave.  
Item 7.n. was removed from the agenda because Item 7.m. was denied.

## 8. City Manager

- 8.a. Consideration of acceptance of a donation from Mission BBQ in the amount of \$2,146.66 and approval of accompanying Budget Resolution #20200428.1.  
Commissioner Nichols moved to accept a donation from Mission BBQ in the amount of \$2,146.66 and approve accompanying Budget Resolution #20200428. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, and Mayor Brudnicki voted "YEA". "NAYS" - none. The Resolution was read by title only as shown below:

### RESOLUTION NO. 20200428.1

A RESOLUTION PROVIDING FOR THE AMENDMENT OF THE APPROVED FISCAL YEAR 2019-2020 BUDGET FOR THE ACCEPTANCE OF A DONATION FROM MISSION BBQ AND PURCHASE OF AUDIO-VISUAL EQUIPMENT AT THE FIRE TRAINING FACILITY.

- 8.b. Consideration of final payment to Insituform Technologies Inc. in the amount of \$37,454.87 for Cured in Place Pipe (CIPP) sewer lining project.  
Commissioner Brown moved to approve final payment to Insituform Technologies Inc. in the amount of \$37,454.87 for Cured in Place Pipe (CIPP) sewer lining project. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, and Mayor Brudnicki voted "YEA". "NAYS" - none.
- 8.c. Consideration of approval of Task Order with Metric Engineering in the amount of \$179,282.82 to provide engineering services to reconstruct portions of Harrison Avenue.  
Commissioner Haligas moved to approve Task Order No. 20-012 with Metric Engineering in the amount of \$179,282.82 to provide engineering services to reconstruct portions of Harrison Avenue. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, and Mayor Brudnicki voted "YEA". "NAYS" - none.
- 8.d. Consideration to purchase 624 Trash Carts from Wastequip in the amount of \$32,824.22.  
Commissioner Rader moved to purchase 624 Trash Carts from Wastequip in the amount of \$32,824.22. On a roll call vote Commissioners Mike Nichols, Jenna Haligas, Kenneth E. Brown, Billy Rader, and Mayor Brudnicki voted "YEA". "NAYS" - none.

## 9. Adjournment.

There being no further business, the meeting was adjourned at 9:03 a.m.