

PANAMA CITY BEACH CITY COUNCIL AGENDA

NOTE: AT EACH OF ITS REGULAR OR SPECIAL MEETINGS, THE CITY COUNCIL ALSO SITS, EX-OFFICIO, AS THE CITY OF PANAMA CITY BEACH COMMUNITY REDEVELOPMENT AGENCY AND MAY CONSIDER ITEMS AND TAKE ACTION IN THAT LATTER CAPACITY.

MEETING DATE: March 8, 2018
MEETING TIME: 6:00 P.M.

- I. CALL TO ORDER AND ROLL CALL
- II. INVOCATION- POLICE CHAPLAIN JOHN WOODROW GULFVIEW UNITED METHODIST CHURCH
- III. PLEDGE OF ALLEGIANCE- COUNCILMAN CHESTER
- IV. COMMUNITY ANNOUNCEMENTS
- V. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 22, 2018
- VI. APPROVAL OF AGENDA, AND ADDITIONS OR DELETIONS
- VII. PRESENTATIONS- COUNCILMAN CHESTER
 - 1 BOYS AND GIRLS CLUB CIVIC ACHIEVEMENT AWARD
 - 2 "NATIONAL GIRLS SCOUTS WEEK" PROCLAMATIONS & PRESENTATIONS TO JUNIOR GIRL SCOUT TROOP 756 & DAISY GIRL SCOUT TROOP 755
 - 3 EMPLOYEE MATT SWALES PRESENTATION FOR 25 YEARS OF SERVICE
- VIII. PUBLIC COMMENTS-REGULAR & CONSENT ITEMS ONLY (LIMITED TO THREE MINUTES)
- IX. CONSENT AGENDA
 - 1 **"WALK HARD 2018 DAY" PROCLAMATION.** *"A Proclamation declaring March 14, 2018 as "Walk Hard 2018 Day" in Panama City Beach" and recognizing the efforts of the young men from Troy University walking here to raise funds for the Jeep Sullivan's Wounded Warrior Outdoor Adventures.*
 - 2 **RESOLUTION 18-68, NUISANCE ABATEMENT LIEN, 302 Azalea Street.** *"A Resolution of the City of Panama City Beach, Florida, approving an amount of \$469.12 to be liened on property located at 302 Azalea Street for costs incurred by the City to abate nuisances located upon such property; authorizing the appropriate officers of the City to record the lien and notify interested parties of such lien; and approving an immediately effective date."*
- X. REGULAR AGENDA - DISCUSSION/ACTION

NO.	OFFICIAL	ITEM
1	MG	ORDINANCE 1451, UPDATING IMPACT FEES, 1 ST READING.
2	JS	FOOD TRUCKS- DISCUSSION
- XI. DELEGATES AND STAFF
 - 1 **DELEGATIONS.** In accordance with the City Council's rules and procedures, residents or tax-collectors of the City (upon any subject of general or public interest), City employees (regarding his/her employment), and water and sewer customers (on matters related to the City's water and/or sewer system), may address the City Council under Delegations on items not on the printed agenda by filling out a speaker card. Speaker cards

are located inside the Council meeting room and should be provided to the City Clerk. Please observe the time limit of three (3) minutes while speaking under Delegations. Delegations shall be limited to thirty (30) minutes unless extended by the Chair.


- 2 ATTORNEY REPORT.
- 3 CITY MANAGER REPORT.
- 4 COUNCIL COMMENTS.
- 5 ADJOURN.


JOHN REICHARD
 PHIL CHESTER
 JOSIE STRANGE
 HECTOR SOLIS
 MIKE THOMAS

JOHN REICHARD
 PHIL CHESTER
 JOSIE STRANGE
 HECTOR SOLIS
 MIKE THOMAS

I certify that the Council members listed above have been contacted and given the opportunity to include items on this agenda.

I certify that the Council members listed above have been contacted and made aware of the items on this agenda.


 City Clerk 3/2/18
 Date


 City Clerk 3/2/18
 Date

IN AN EFFORT TO CONDUCT YOUR COUNCIL MEETINGS IN AN ORDERLY AND EXPEDIENT MANNER, WE RESPECTFULLY REQUEST THAT YOU WAIT UNTIL THE CHAIR RECOGNIZES YOU TO SPEAK, THEN COME TO THE PODIUM AND STATE YOUR NAME AND ADDRESS FOR THE RECORD.

E-mailed to following interested parties on: 3/5/18, 1 P.M.

<u>NEWS MEDIA</u>	<u>CONTACT</u>
News Herald	Tyra Jackson
Bullet	Linda Lucas
Channel 4	News Dept
Channel 7	Newsroom
Channel 13	Brady Calhoun
Comcast	Stefanie Bowden
WOW	Cil Schnitker
WKGC	Tori Shay
WLTG	A. D. Whitehurst
Clear Channel	Production Director
Powell Broadcast	Jeff Storey, GM
Burnie Thompson	Burnie Thompson

NOTE; COPIES OF THE AGENDA ITEMS ARE POSTED ON THE CITY'S WEBSITE WWW.PCBGOV.COM UNDER "AGENDA INFORMATION". THIS MEETING WILL BE LIVE-STREAMED ON THE CITY WEBSITE.

If a person decides to appeal any decision made by the City Council with respect to any matter considered at the meeting, if an appeal is available, such person will need a record of the proceeding, and such person may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is based. Sec. 286.0105, FS (1995)

The Regular Meeting of the City Council of the City of Panama City Beach, Florida, and when permitted or required by the subject matter, the Panama City Beach Community Redevelopment Agency, held on February 22, 2018.

ROLL

MAYOR MIKE THOMAS

COUNCILORS:
JOHN REICHARD
JOSIE STRANGE
PHIL CHESTER
HECTOR SOLIS

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

Mayor Thomas called the Regular Meeting to order at 9 A.M. with all Council members, City Manager, City Clerk and City Attorney present.

Councilman Solis gave the invocation and led the Pledge of Allegiance.

Mayor Thomas announced the upcoming Community Events.

The Minutes of the Regular Meeting of February 8, 2018 were read. Mayor Thomas made the comment that he would like the Minutes amended adding his response to Mr. Thompson's comments at the end of the meeting concerning vacant Police Officer positions. He said the City was trying to fill the Police Officer vacancies as quickly as possible but the applications were few. There were no objections. **Councilwoman Strange made the motion to approve the Minutes as amended. Second was by Councilman Chester and the motion passed by unanimous roll call vote recorded as follows:**

Councilman Solis	Aye
Councilman Reichard	Aye
Councilman Chester	Aye
Councilwoman Strange	Aye
Mayor Thomas	Aye

Mayor Thomas asked if there were any additions or deletions to the Agenda. Mr. Gisbert asked to add Resolution 18-67, the Interlocal Agreement with the Bay County Commission for the \$3.5 Million Dollar funding for the Bay Parkway Extension. He also asked to add Resolution 18-66, the Task Order for three property appraisals in the Front Beach Road Segment 3/Highway 79 CRA project. There were no objections.

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

Mayor Thomas opened the Public Comments section of the meeting at 9:05 A.M. and invited comments.

1 Mr. Bill Caravello said his general comments would be given at the end of the meeting.

There were no further comments. The Mayor closed the Public Comments portion of the meeting at 9:07 A.M.

CONSENT AGENDA

Ms. Smith read the Consent Agenda Items by title.

1 RESOLUTION 18-64, BID AWARD- KUBOTA TRACTOR FOR PARKS & RECREATION-PIER. "A Resolution of the City of Panama City Beach, Florida, approving an Agreement with Sowell Tractor Company Inc., in the amount of \$24,999 for the purchase of one Kubota Tractor 4WD; and providing an immediately effective date."

2 RESOLUTION 18-65, EMERALD COAST CRUIZIN' CAR SHOW PARADE ROAD CLOSURES. "A Resolution of the City of Panama City Beach, Florida, related to the "Emerald Coast Cruizin'" event; authorizing road closures on portions of Sting Ray Drive, L.C.Hilton Drive and Pier Park Drive on Wednesday, March 7, 2018, for the parade."

Councilwoman Strange made the motion to approve the Consent Agenda. Second was by Councilman Chester and the motion passed by unanimous roll call vote recorded as follows:

Councilman Solis	Aye
Councilman Reichard	Aye
Councilman Chester	Aye
Councilwoman Strange	Aye
Mayor Thomas	Aye

AMENDED REGULAR AGENDA

ITEM 1 ORDINANCE 1446, AMENDING LDC, LOW DENSITY RESIDENTIAL TO SINGLE FAMILY RESIDENTIAL, 2ND READING, PUBLIC HEARING AND ADOPTION. Ms. Myers read Ordinance 1446 by title. Mayor Thomas asked if there were any questions or comments by the Council members; there were none. The Mayor opened the Public Hearing at 9:09 A.M. for comments from the audience. There were none. He closed the Public Hearing at 9:09 A.M. **Councilman Solis made the motion to approve Ordinance 1446. Second was by Councilman Reichard and the motion passed by unanimous roll call vote recorded as follows:**

Councilman Solis	Aye
Councilman Reichard	Aye
Councilman Chester	Aye
Councilwoman Strange	Aye
Mayor Thomas	Aye

ITEM 2 RESOLUTION 18-67, INTERLOCAL AGREEMENT WITH BAY COUNTY COMMISSION REGARDING BAY PARKWAY EXTENSION FUNDING. Mr. Gisbert distributed copies of the proposed Interlocal Agreement and Resolution 18-67. Ms. Myers explained that the Interlocal Agreement stated that the County would contribute an amount not to exceed \$3.5 Million Dollars for the Bay Parkway Extension project, the section between Pier Park Drive and Nautilus, in two phases FY 2020 and FY 2021. She said essentially it would be a reimbursement. The Mayor asked if she had reviewed the Agreement and Ms. Myers said she was comfortable with the language.

Councilwoman Strange asked Mr. Gisbert the entire cost for the Bay Parkway Extension. Mr. Gisbert distributed another document from the County outlining their \$4 Million Dollar grant application and estimated cost of \$9.36 Million Dollars for the road. He said the County's \$3.5 Million Dollar contribution and the Half-Cent Sales Tax funds would reduce the amount the City must contribute. He said he was receiving the various pieces piecemeal but at a future date, would bring the entire matter back to Council as a whole. Councilwoman Strange asked if this included the land cost. Mr. Gisbert said no but that St. Joe proposed the Concurrency transaction, not a monetary transaction.

Councilman Solis mentioned the discussion of this project during the TPO meeting and he said Bay Parkway had been added to the Long-Range Transportation Plan (LRTP). He said one recommendation from FDOT was to submit for TRIP funds in May, another source of funds of between \$800,000 and \$1,000,000.

Ms. Myers read Resolution 18-67 by title. The Mayor asked if there were any further questions. Councilman Reichard said he was concerned about the potential additional traffic at the Parkway and Nautilus at Surfside Middle School, and the plans to handle the additional traffic. Mr. Gisbert said those concerns would be addressed in the traffic studies and impacts and approved by FDOT. Mayor Thomas also thanked the State and the County for the speed in which they had responded concerning this project. **Councilman Solis made the motion to approve Resolution 18-67. Second was by Councilman Reichard and the motion passed by unanimous roll call vote recorded as follows:**

Councilman Solis	Aye
Councilman Reichard	Aye
Councilman Chester	Aye
Councilwoman Strange	Aye
Mayor Thomas	Aye

ITEM 3* RESOLUTION 18-66, CHANDLER AND ASSOCIATES TASK ORDER 2018-1 FOR APPRAISALS, FRONT BEACH ROAD SEGMENT 3/HIGHWAY 79 CRA PROJECT. In this matter, the City Council of Panama City Beach was also acting as the Panama City Beach Community Redevelopment Agency and voting as both. Ms. Myers explained that Chandler & Associates had been contracted to do appraisals for the CRA

right-of-way acquisitions. This Task Order was for stormwater pond site appraisals and once received, Staff could then begin negotiations with the owners for the purchases. She then read Resolution 18-66 by title. The Mayor asked if there were any questions.

Councilman Solis said it was very important to move forward as the progress had been delayed for months by FDEP. Ms. Myers said approximately eighteen months ago, the Council had approved a Task Order for appraisals of seven (7) parcels identified for stormwater. After conversations with FDEP, now only three (3) parcels were required. Mr. Gisbert added that this reduced the acreage needed by almost half so the delay was beneficial allowing for a better system and less land impact. Mayor Thomas said none of the sides of SR 79 must be purchased which was a good alternative.

Councilwoman Strange asked if the entire site for Pizza Hut would be bought and Mr. Gisbert replied affirmatively. **Councilman Solis made the motion to approve Resolution 18-66. Second was by Councilman Chester and the motion passed by unanimous roll call vote recorded as follows:**

Councilman Solis	Aye
Councilman Reichard	Aye
Councilman Chester	Aye
Councilwoman Strange	Aye
Mayor Thomas	Aye

DELEGATIONS

Mayor Thomas explained the delegations period and opened this portion of the meeting at 9:19 A.M.

1 Mr. Bill Caravello, 407 Dolphin St. Mr. Caravello had questions concerning the January 11th Council meeting and subsequent News Herald article. The article had stated the Assessment was only for three years. Mayor Thomas said that was incorrect. Mr. Caravello asked what the City's surplus would be at the end of the Fiscal Year, who was pushing for an Ad Valorem tax and what was the status of the updated Impact Fees. He stated the City was losing money by not having updated Impact Fees. Mr. Caravello also asked the qualifications required to be a Councilor.

2 Mr. Burnie Thompson, 301 Lullwater Drive. Mr. Thompson requested that the people be included in future invocations. He questioned why the new Public Information Officer's salary would be double that of a Patrol Officer. He questioned Councilman Solis about his retirement as a federal law enforcement officer. He also made a verbal Public Information Request for a show of hands by the Council members who had stock in the St. Joe Company or any financial interest with St. Joe.

Mayor Thomas responded that the Council members had the right whether to answer any frivolous questions. He said this concerned City business, not anything personal with himself or Mr. Thompson.

3 Mr. Todd Ingram, 12202 Hutchison Blvd. Mr. Ingram asked when the Resolutions and materials added on the Agenda would be made available to the public.

4. Mr. Frank Sewell, Hidden Pines. Mr. Sewell could not speak on traffic issues because he was not a tax collector nor City resident. With nothing further, the Mayor closed this section of the meeting at 9:30 A.M.

ATTORNEY REPORT

Ms. Myers reported that the court order had been entered validating the Fire Assessment. She said she expected more news within the next thirty days and no further action from the Council was required.

Mayor Thomas asked Ms. Myers to respond to Mr. Caravello's questions. Ms. Myers confirmed that the recent Impact Fee study had looked at other cities and their Impact Fees. Mr. Gisbert said that information was in the Impact Fee study and over thirty municipalities had been reviewed in the update. Councilman Solis said action would be taken on the Impact Fees whether now or after the election to allow the new Council members their input. Mr. Caravello said he understood but stated that the City was losing money every day and this should be a priority.

Mayor Thomas said the City had lost money every day for fifteen years and the report was designed and recommended for a review every three to five years. He said every time it had been brought to the Council, it had been pushed back. The Mayor stated that he agreed with Mr. Caravello and that it was fair and necessary for Impact Fees to be used to allow the City to grow.

Ms. Myers responded to Mr. Caravello that there was no intention for the Council to consider or adopt an Ad Valorem tax in the City. Mr. Caravello from the audience asked about the pressure to have an Ad Valorem tax. Ms. Myers explained the pressure would be from the limitation of the City's revenue streams and if one source was lost, how would that revenue be replaced. Mayor Thomas stated that he had read articles where he had said he believed the City should have an Ad Valorem tax, and that was false. He explained about the Gross Sales taxes from Pier Park which in five years would be coming to the City, about One Million Dollars, as well as the Fire Assessment Fees and the Half Cent Sales taxes. He continued that he did not foresee an Ad Valorem tax in the City being necessary unless poor financial management. He mentioned the pending lawsuit against the City involving the 1% Gross Sales taxes, and if upheld by the court, the citizens would not have an Ad Valorem tax. He explained that the City businesses collected the 1% Gross Sales tax from their customers and forwarded to the City; no business paid the 1% Gross Sales tax. If the businesses did not collect the 1% Gross Sales tax, they would be assessed an Ad Valorem tax.

Ms. Myers said the requirements for a Council member were to be a City elector and live in the Ward they would represent for six months. For Mayor, it would be a City elector and a City resident for six months.

Mr. Gisbert responded that the City would not know the surplus amount until the end of the Fiscal Year. Mayor Thomas said the surplus from the individual Funds would roll over into the next Fiscal Year.

CITY MANAGER REPORT

Mr. Gisbert reported the various vacancies posted on the City website. He also corrected the starting salary for Patrol officers was \$17.35 per hour, not \$16 per hour as reported. Chief Whitman said the City officers had the highest starting pay in Bay County. Mr. Gisbert reported the Bids posted on the website and invited the Council members to visit to review the streets planned for resurfacing.

He also reported that he was continuing to work with the St. Joe Company concerning the new Fire Station land. He explained that the original plan had been for a donation of two acres; however, the City needed three acres and the City would pay for one acre. With this site adjacent to the City's Wastewater facility, Staff planned to extend a road from the site to Nautilus which would allow the employees access to the traffic light at Nautilus instead of Gulf Boulevard. He said the new location would serve about five different purposes for the community.

COUNCIL COMMENTS

Councilman Solis mentioned that he would not answer the same question numerous times. He also reported the good news from the TPO that had Highway 98 designated as a SIS (Strategic Intermodal System) which would allow access to another pool of funds. He said the expansion in Walton County was being paid through SIS funds and detailed his efforts to have Highway 98 have that designation.

Councilwoman Strange had no comments. Councilman Chester had no comments.

Councilman Reichard complimented Councilman Solis on his efforts on the TPO and complimented Mayor Thomas and Mr. Gisbert for their work with the State and County on the Bay Parkway Extension. He elaborated. He also responded to Mr. Thompson's Public Information Request, that all Council members must complete Financial Disclosures annually as required by law and copies could be obtained from Ms. Smith at his request. He made comments about the public not being included in Councilman Solis's prayer. He also suggested changing the name of L.C.Hilton Drive to Charlie Hilton Drive.

The meeting was adjourned at 9:47 A.M.

READ AND APPROVED this 8th of March, 2018.

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

Mayor

ATTEST:

City Clerk

DRAFT

PRESENTATION

ITEM 1

CITY OF PANAMA CITY BEACH

CIVIC ACHIEVEMENT AWARD

Be It Known That

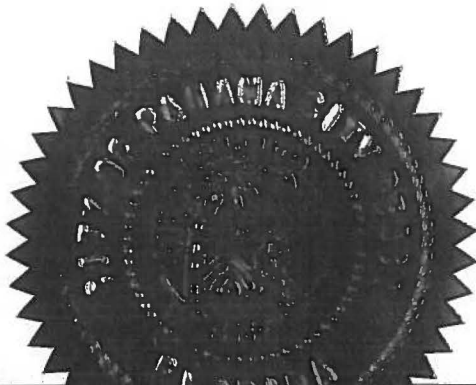
April Shipman

HAS GIVEN EXCEPTIONAL SERVICE

TO THE BOYS AND GIRLS CLUB
OF PANAMA CITY BEACH

For the responsibility assumed, for the unselfish
service rendered her community and its citizens in discharging
the duties of good citizenship, this token of CIVIC ACHIEVEMENT
is hereby awarded.

Presented this 8th of March, 2018



Handwritten signature of Mike Thomas in black ink.

MAYOR MIKE THOMAS

~~SENSE~~ Pres. 1
AGENDA ITEM #

PRESENTATION

ITEM 2



~Proclamation~

A PROCLAMATION DESIGNATING THE
WEEK OF
MARCH 12-18, 2018 AS
"GIRL SCOUT WEEK"
IN PANAMA CITY BEACH

WHEREAS, March 12, 2018, marks the 106th anniversary of Girl Scouts of the USA, founded by Juliette Gordon Low in 1912 in Savannah, Georgia, and throughout its distinguished history, Girl Scouting has inspired millions of girls and women with the highest ideals of courage, confidence and character; and

WHEREAS, through the dedication, time, and talent of the volunteers of different backgrounds, abilities, and areas of expertise, the Girl Scout organization thrives for girls in so many settings; and

WHEREAS, through the Girl Scout leadership experience, girls develop the skills and lessons that will serve them a lifetime so that they may contribute to their communities; and

WHEREAS, Girl Scouting is continuing the legacy of creating gender-balanced leadership in the nation and the world in its second century of service to girls, by providing them with the tools to become leaders dedicated to making this country and world a better place; and

WHEREAS, the Girl Scouts continue to develop empowerment programs for girls K-12 to guarantee another future generation of independent female leaders, and thank the Junior Girl Scouts of Troop 756 for coming to the Council meeting to see how local government works; and

NOW, THEREFORE, the City Council of the City of Panama City Beach does hereby applaud the commitment Girl Scouts have made to support the leadership development of America's girls and proudly proclaim the 106th anniversary of the Girl Scouts during the week of March 12-18, 2018 as

"GIRL SCOUT WEEK"


in Panama City Beach and invite residents of this community to celebrate the organization's timeless values of character, leadership and confidence in the ways that have a real impact on their communities.



Mayor Mike Thomas



Councilman John Reichard
Ward 1



Councilman Phil Chester
Ward 2

Vice-Mayor Josie Strange
Ward 3



Councilman Hector Solis
Ward 4

Pres.
~~CONSENT~~
AGENDA ITEM # 2



~Proclamation~

A PROCLAMATION DESIGNATING THE
WEEK OF
MARCH 12-18, 2018 AS
"GIRL SCOUT WEEK"
IN PANAMA CITY BEACH

WHEREAS, March 12, 2018, marks the 106th anniversary of Girl Scouts of the USA, founded by Juliette Gordon Low in 1912 in Savannah, Georgia, and throughout its distinguished history, Girl Scouting has inspired millions of girls and women with the highest ideals of courage, confidence and character; and

WHEREAS, through the dedication, time, and talent of the volunteers of different backgrounds, abilities, and areas of expertise, the Girl Scout organization thrives for girls in so many settings; and

WHEREAS, through the Girl Scout leadership experience, girls develop the skills and lessons that will serve them a lifetime so that they may contribute to their communities; and

WHEREAS, Girl Scouting is continuing the legacy of creating gender-balanced leadership in the nation and the world in its second century of service to girls, by providing them with the tools to become leaders dedicated to making this country and world a better place; and

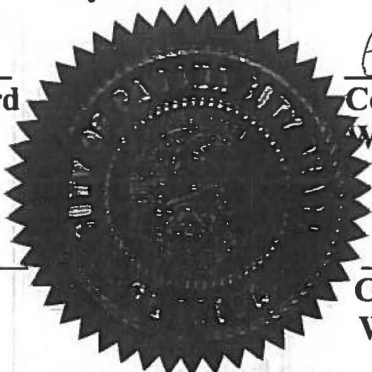
WHEREAS, the Girl Scouts continue to develop empowerment programs for girls K-12 to guarantee another future generation of independent female leaders, and thank the Daisy Girl Scouts of Troop 755 for coming to the Council meeting to see how local government works; and

NOW, THEREFORE, the City Council of the City of Panama City Beach does hereby applaud the commitment Girl Scouts have made to support the leadership development of America's girls and proudly proclaim the 106th anniversary of the Girl Scouts during the week of March 12-18, 2018 as

"GIRL SCOUT WEEK"

in Panama City Beach and invite residents of this community to celebrate the organization's timeless values of character, leadership and confidence in the ways that have a real impact on their communities.

Mayor Mike Thomas

Councilman John Reichard
Ward 1
Councilman Phil Chester
Ward 2

Vice-Mayor Josie Strange
Ward 3

Councilman Hector Solis
Ward 4

Pres
CONSENT

AGENDA ITEM #

2

PRESENTATION

ITEM 3

Certificate of Appreciation In Recognition of 25 Years of Service



Presented to
Matt Swales
Underground Utilities Department



Congratulations on reaching this significant milestone in your career
with the City of Panama City Beach. Your dedication plays a
tremendous part in the safety and success of our City!

March 11, 2018

Date


Mayor Mike Thomas

2
AGENDA ITEM #

CONSENT AGENDA

ITEM 1



~Proclamation~

A PROCLAMATION DECLARING
MARCH 14, 2018 AS
"WALK HARD 2018 DAY"
IN PANAMA CITY BEACH

WHEREAS, this year, their plan is to again raise money for Jeep Sullivan's Wounded Warrior Outdoor Adventures, to raise the awareness and enlist the public's aid to the needs of our injured service members, and to help provide unique direct programs and services to meet these needs of the brave men and women who have given so much to this country; and

WHEREAS, this six day, one hundred twenty-eight mile hike from Troy University is now in its 9th year, with thirty-four brothers from the Alpha Tau Omega Fraternity (better known as ATO) participating; and

WHEREAS, last year, the walkers were able to present a \$43,000 check to Jeep Sullivan's project to help their efforts to support our brave men and women with trips as well as ministry; and

WHEREAS, dozens of the ATO brothers have walked in support of this cause and raised money on their behalf; and

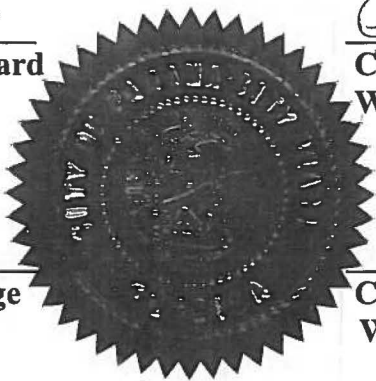
WHEREAS, the City of Panama City Beach is proud to support the vital work of these young men on behalf of Jeep Sullivan's Wounded Warrior Outdoor Adventures.

NOW, THEREFORE, the City Council of the City of Panama City Beach is proud to proclaim March 14, 2018 as

"WALK HARD 2018 DAY"

in Panama City Beach and call upon all citizens to commend the Alpha Tau Omega Fraternity brothers for being such role models to the other students, fraternities, and our whole community. These young men have the motto of "sacrificing for those who serve".

Mayor Mike Thomas

Councilman John Reichard
Ward 1
Councilman Phil Chester
Ward 2
Vice-Mayor Josie Strange
Ward 3
Councilman Hector Solis
Ward 4

CONSENT
AGENDA ITEM # 1

CONSENT AGENDA

ITEM 2



CITY OF PANAMA CITY BEACH AGENDA ITEM SUMMARY

1. DEPARTMENT MAKING REQUEST/NAME:

Code Enforcement/James Tindle

2. MEETING DATE:

3/8/2018

3. REQUESTED MOTION/ACTION:

It is requested that the City Council approve of the attached Resolution approving an amount not to exceed \$469.12 to be liened on property located at 302 Azalea Street for costs incurred by the City to abate nuisances on the property.

4. AGENDA

PRESENTATION
PUBLIC HEARING
CONSENT
REGULAR

5. IS THIS ITEM BUDGETED (IF APPLICABLE)? YES NO N/A
BUDGET AMENDMENT OR N/A

DETAILED BUDGET AMENDMENT ATTACHED YES NO N/A

6. BACKGROUND: (WHY IS THE ACTION NECESSARY, WHAT GOAL WILL BE ACHIEVED)

The City incurred costs related to nuisance abatement at 302 Azalea Street. The work included general property clean-up and landscape services.

The total lien includes the costs incurred for the title search report, labor for clean-up, postage and attorney fees.

CONSENT
AGENDA ITEM # 2

RESOLUTION 18-68

A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AMOUNT OF \$469.12 TO BE LIENED ON PROPERTY LOCATED AT 302 AZALEA STREET FOR COSTS INCURRED BY THE CITY TO ABATE NUISANCES LOCATED UPON SUCH PROPERTY; AUTHORIZING THE APPROPRIATE OFFICERS OF THE CITY TO RECORD THE LIEN AND NOTIFY INTERESTED PARTIES OF SUCH LIEN; AND PROVIDING AN IMMEDIATELY EFFECTIVE DATE.

WHEREAS, pursuant to Section 15-25 of the City's Code of Ordinances, the City has undertaken the abatement of public nuisances defined by Section 15-17 of the City Code, following notice and non-action by the Owners to come into compliance with the City Code section; and

WHEREAS, pursuant to 15-26 of the City's Code, the City Council shall assess the entire cost of the abatement of the nuisance against the property, inclusive of all administrative, legal, postal and publication expenses, and any other direct or indirect costs associated therewith.

NOW THEREFORE, BE IT RESOLVED by the City Council that a lien be assessed against the following property in the amount not to exceed set forth below:

PROPERTY ID NO.	APPARENT OWNERS	ADDRESS	AMOUNT OF LIEN
34456-000-000	PCH-Two Holdings Trust Scott, Milissa Trustee	302 Azalea Street Panama City Beach, FL 32413	\$469.12

AND BE IT FURTHER RESOLVED that the appropriate officers of the City are hereby authorized and directed to record such lien and notify the Tax Collector and all interested parties of such lien.

THIS RESOLUTION shall be effective immediately upon passage.

PASSED in regular session this 8th day of March, 2018.

CITY OF PANAMA CITY BEACH

By: _____
Mike Thomas, Mayor

ATTEST:

Jo Smith, City Clerk

Resolution 18-68
CONSENT
AGENDA ITEM # 2

**PANAMA CITY BEACH
BUILDING AND PLANNING DEPARTMENT
CODE ENFORCEMENT DIVISION
116 S. Arnold Road, Panama City Beach, FL 32413
850-233-5100 Fax: 850-233-5049**

March 9, 2018

**CODE ENFORCEMENT
NOTICE OF LIEN FOR NUISANCE ABATEMENT**

VIA REGULAR MAIL TO:PCH-Two Holdings Trust
Apparent Resident: Milissa Scott, Trustee
2932 Ross Clark Circle
Dothan, AL 36301

RE: PCH-Two Holdings Trust
Scott, Milissa Trustee
AND ALL INTERESTED PARTIES:
302 Azalea Street
Panama City Beach, FL 32413

Chuck Perdue
Bay County Tax Collectors office
850 W. 11th Street
Panama City, FL 32401

Re: Parcel Identification Number 34456-000-000

1. Pursuant to Section 15-25 of the City of Panama City Beach Code of Ordinances, the City has undertaken certain actions to abate the nuisance located at 302 Azalea Street, Panama City Beach, FL 32413.
2. The amount of the City's abatement lien is as follows:
Labor \$180.00 (Clean-up and Labor)
Title search report: \$150.00
Postage: \$29.12
Attorney Fees: \$40.50
Recording Fees: \$69.50
TOTAL: \$469.12

3. Pursuant to Section 25-34, Code of Panama City Beach, Florida, notice is hereby given that there has been assessed, pursuant to the provisions of said law, against the above named person/business at the above stated address, owner of the property described as:

LOT THIRTY-ONE (31), BLOCK TWO (2), ACCORDING TO PLAT OF FIRST ADDITION TO BAHAMA BEACH, AS RECORDED IN PLAT BOOK 7, PAGE 28, IN THE OFFICE OF THE CLERK OF CIRCUIT COURT, BAY COUNTY, FLORIDA. Parcel Identification Number: 34456-000-000.

Civil penalties and costs of an administrative hearing, if applicable, including a reasonable attorney's fee, if applicable, and repair costs, if applicable, which, after demand for the payment thereof remains unpaid, and by the virtue of the above mentioned law, the amount constitutes a lien in favor of Panama City Beach, Florida upon the title to and interest in, whether legal or equitable, the property herein above described; said lien shall be prior in dignity to all other liens, excepting County taxes and taxes and liens of equal dignity therewith. Panama City Beach, Florida may foreclose or otherwise execute on the lien as provide for by the law.

WITNESS: The official seal of the City of Panama City Beach and the hand of the City Clerk thereof, City of Panama City Beach, Bay County, Florida.

Dated this _____ day of _____, 20_____.

By: _____

Jo Smith, City Clerk

CONSENT
AGENDA ITEM # _____

2

REGULAR AGENDA

ITEM 1



CITY OF PANAMA CITY BEACH AGENDA ITEM SUMMARY

1. DEPARTMENT MAKING REQUEST/NAME:
ADMINISTRATION/MARIO GISBERT

2. MEETING DATE:
MARCH 8, 2018

3. REQUESTED MOTION/ACTION:
CONSIDER FIRST READING OF ORDINANCE 1451 UPDATING THE IMPACT FEE SCHEDULE FOR POLICE, FIRE, PARKS AND LIBRARY MUNICIPAL SERVICES

4. AGENDA
PRESENTATION
PUBLIC HEARING
CONSENT
REGULAR

5. IS THIS ITEM BUDGETED (IF APPLICABLE)? YES NO N/A
BUDGET AMENDMENT OR N/A

DETAILED BUDGET AMENDMENT ATTACHED YES NO N/A

6. BACKGROUND: (WHY IS THE ACTION NECESSARY, WHAT GOAL WILL BE ACHIEVED)
IN DECEMBER 2016, THE CITY HIRED PRMG TO UNDERTAKE A STUDY AND ANALYSIS OF THE CITY'S IMPACT FEES. ON JANUARY 25, 2018, IN A PUBLIC WORKSHOP CALLED FOR THIS PURPOSE, PRMG PRESENTED ITS FINDINGS AND RECOMMENDATIONS TO THE CITY. THE ATTACHED ORDINANCE UPDATES THE CITY'S IMPACT FEE SCHEDULE ACCORDING TO PRMG'S RECOMMENDATIONS. THE CITY'S IMPACT FEE SCHEDULE FOR POLICE, FIRE, RECREATION AND LIBRARY SERVICES WAS IMPLEMENTED IN 2000, AND WAS LAST AMENDED IN 2004 TO UPDATE THE RECREATIONAL IMPACT FEE.

IF THE CITY APPROVES FIRST READING OF THE ORDINANCE, STAFF WILL PREPARE NOTICE OF A PUBLIC HEARING AND SECOND READING OF THE ORDINANCE FOR APRIL 12, 2018.

STAFF RECOMMENDS APPROVAL.

ORDINANCE NO. 1451

AN ORDINANCE OF THE CITY OF PANAMA CITY BEACH, FLORIDA, AMENDING THE CITY'S CODE OF ORDINANCES RELATING TO IMPACT FEES; PROVIDING FOR IMPOSITION OF INCREASED IMPACT FEES ON LAND DEVELOPMENT IN THE CITY OF PANAMA CITY BEACH FOR THE PROVISION OF MUNICIPAL POLICE, FIRE, RECREATIONAL AND LIBRARY SERVICES CAPITAL FACILITIES NECESSITATED BY NEW DEVELOPMENT; PROVIDING FOR SEVERABILITY; REPEALING ORDINANCES IN CONFLICT; AUTHORIZING CODIFICATION, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Article VIII, Section 2(b) of the Florida Constitution and section 166.021, Florida Statutes, grant the City of Panama City Beach broad home rule powers necessary to carry on municipal government; and

WHEREAS, section 163.3202(3), Florida Statutes, encourages the use of innovative land development regulations which include the use of impact fees to implement the goals, objectives and policies of a City's comprehensive plan; and

WHEREAS, in September 2000, the City adopted Ordinance 673, establishing municipal services impact fees in the City to equitably distribute the proportionate fair share of new municipal services on new developments within the City of Panama City Beach that create the need for such municipal services, and thereby serve the health, safety and general welfare of the residents of the city of Panama City Beach; and

WHEREAS, in January 2004, the City adopted Ordinance 852, increasing the impact fees for recreational services capital facilities necessitated by new development; and

WHEREAS, in 2015, the City updated its Capital Improvements Plan for the Police, Fire, Parks and Library; and

WHEREAS, the Panama City Beach City Council received and accepted the October 2017, Municipal Services Impact Fee study prepared by Public Resources Management Group, Inc., as presented to them at a public meeting on January 25,

2018; and

WHEREAS, the 2017 impact fee study sets forth the calculations and basis for impact fees utilized and associated with the provision of municipal services for police, fire, recreation and library; and

WHEREAS, the City Council, after reviewing the 2017 impact fees study and the comments and information received at a public workshop on January 25, 2018, and a public hearing on _____, hereby specifically finds that in order to equitably distribute the proportionate, fair share of new municipal services on new development within the City that create the need for increased services, it serves the health, safety and welfare of the residents of the City to enact this ordinance increasing the amount and application of municipal police, fire, recreational and library services impact fees.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PANAMA CITY BEACH:

SECTION 1. From and after the effective date of this ordinance Sections 27-2 and 27-9 of the Code of Ordinances of the City of Panama City Beach, related to Council Meetings are amended to read as follows (new text **bold and underlined**, deleted text ~~struck through~~):

Sec. 27-2. Legislative Findings.

The Panama City Beach City Council finds, determines and declares that:

(a) In order to maintain current level of municipal and public safety service standards for police services, fire/rescue services, recreational and library services, the City of Panama City Beach must expand its municipal services system so that new development may be accommodated without decreasing current level of service standards. Expansion of the municipal services system to accommodate new growth shall promote and protect the public health, safety and general welfare of the residents of Panama City Beach.

(b) The State of Florida, through the enactment of Section 163.3202(3), Florida Statutes, encourages Panama City Beach to enact impact fees to meet the capital facilities needs created by new development.

(c) The imposition of impact fees is one of the preferred methods of ensuring that new development bears a proportionate share of the cost of capital facilities necessary to accommodate such development. Allocation of a proportionate share of costs promotes and protects the public

health, safety and general welfare of the residents of Panama City Beach.

(d) Each of the types of land uses described in the Schedule of Impact Fees hereof shall create demands for the acquisition of, or expansion of, municipal services facilities and the construction of municipal services capital improvements;

(e) The report entitled "City of Panama City Beach, Florida Municipal Services Impact Fee Study", dated ~~August 2000~~ **October 2017**, sets forth a reasonable methodology and analysis for the determination of the impact of new development on the need for and costs of additional municipal services capital facilities in Panama City Beach.

~~(f) The report entitled "City of Panama City Beach, Florida Municipal Recreational Services Impact Fee Study", dated November 2003, sets forth a reasonable methodology and analysis for the determination of the impact of new development on the need for and costs of additional municipal recreational services capital facilities in Panama City Beach.~~

(Ord. No. 673, § 1, 9-28-00; Ord. No. 852, § 1, 1-22-04)

...

Sec. 27-9. Municipal Services Impact Fee Schedule.

(a) Schedule of Impact Fees.

(1) The municipal services impact fee shall be the sum of the police services impact fee and the fire/rescue impact fee, the recreation impact fee and the library impact fee calculated using the following schedules:

i. Police Services Impact Fee Schedule:	
Residential Structure	135.00 \$144.00 /Dwelling Unit
Non-Residential Structure	0.49 \$0.88 /Square Foot
ii. Fire/Rescue Services Impact Fee Schedule:	
Residential Structure	130.00 \$249.00 /Dwelling Unit
Non-Residential Structure	0.17 \$1.14 /Square Foot
iii. Recreation Impact Fee Schedule:	
Residential Structure	763.00 \$867.00 /Dwelling Unit
Public Lodging Establishment	639.00 \$634.00 /Lodging Unit
Non-Residential Structure	N/A
iv. Library Impact Fee Schedule:	
Residential Structure	65.00 \$72.00 /Dwelling Unit
Non-Residential Structure	N/A

(2) Unspecified Uses. If the type of development activity that a Building Permit is applied for is not specified on the Schedule of Impact Fees, the City Manager or designee shall determine the appropriate fee by considering demographic or other documentation, which is available.

(3) Change in Use or Density. In the case of change of use, redevelopment, or expansion or modification of an existing use on a site which requires the issuance of a Building Permit, the municipal services impact fee shall be based upon the net increase in the municipal services impact fee for the new use as compared to the most intense previous use on or after September 28, 2000, or the effective date of any applicable amendment to this Chapter.

(b) Alternative for Developer Fee Study. If a feepayer opts not to have the municipal services impact fee determined according to the Schedule of Impact Fees, then the feepayer shall prepare

Ordinance 1451

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and submit to the City Manager or designee, an independent fee calculation study for the land development activity for which a Building Permit is sought. The independent fee calculation study shall follow the methodologies and formats used in the "City of Panama City Beach, Florida Municipal Services Impact Fee Study," dated ~~August 2000~~ **October 2017**, prepared by Public Resources Management Group, Inc. The documentation submitted shall show the basis upon which the independent fee calculation was made. The City Manager or designee shall consider the documentation submitted by the feepayer but is not required to accept such documentation if it is deemed to be inaccurate or not reliable. The City Manager or designee may, in the alternative, require the feepayer to submit additional or different documentation for consideration. If an acceptable independent fee calculation study is not presented, the feepayer shall pay the municipal services impact fees based upon the Schedule of Impact Fees.

If an acceptable independent fee calculation study is presented, the City Manager or designee may adjust the municipal services impact fee as appropriate to the particular development. Determinations made by the City Manager or designee, pursuant to this paragraph may be appealed to the City Council, a written request with the City Manager or designee, within ten (10) days of the City Manager's or designee's determination.

(Ord. No. 673, § 1, 9-28-00; Ord. No. 852, § 1, 1-22-04)

SECTION 2. All ordinances or parts of ordinances in conflict herewith are repealed to the extent of such conflict.

SECTION 3. The appropriate officers and agents of the City are authorized and directed to codify, include and publish in electronic format the provisions of this Ordinance within the Panama City Beach Code, and unless a contrary ordinance is adopted within ninety (90) days following such publication, the codification of this Ordinance shall become the final and official record of the matters herein ordained. Section numbers may be assigned and changed whenever necessary or convenient.

SECTION 4. This Ordinance shall take effect ninety (90) days after its passage.

PASSED, APPROVED AND ADOPTED at the regular meeting of the City Council of the City of Panama City Beach, Florida, this ____ day of

_____, 2018.

MAYOR

ATTEST:

CITY CLERK

EXAMINED AND APPROVED by me this ____ day of _____, 2018.

MAYOR

Published in the _____ on the ____ day of _____, 2018.

Posted on pcbgov.com on the ____ day of _____, 2018.