

The Regular Meeting of the City Council of the City of Panama City Beach, Florida, and when permitted or required by the subject matter, the Panama City Beach Community Redevelopment Agency, conducted on May 8, 2014.

ROLL

MAYOR GAYLE F. OBERST

COUNCILORS:

JOHN REICHARD
RICK RUSSELL
JOSIE STRANGE
KEITH CURRY

CITY MANAGER:

MARIO GISBERT
DEPUTY CITY CLERK:
JO SMITH
CITY ATTORNEY:
DOUG SALE

Mayor Oberst called the meeting to order at 6:00 P.M., with all the Council, the City Manager, Deputy City Clerk and City Attorney present.

Senior Pastor Joe Lay of the Woodlawn Methodist Church gave the invocation and Mayor Oberst led the pledge of allegiance.

The Mayor asked if there were any additions or deletions to the Agenda. Hearing none, **the Agenda was accepted as prepared.**

No Minutes were available for adoption.

REGULAR AGENDA

1. ITEM NO. 1 RESOLUTION 14-59, ACCEPTING THE SUPER TUESDAY ELECTION AND CITY REFERENDUM RESULTS. Ms. Myers read Resolution 14-59 by title. Councilman Reichard and Councilwoman Strange were re-elected and all of the Referendum questions passed by a clear majority of voters. The Mayor asked for questions and comments; there were none. **Councilman Reichard made the motion to approve Resolution 14-59. Second was by Councilman Russell.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

A copy of the certification by the Canvassing Board is attached to and becomes an official part of these Minutes.

INVESTITURE

Councilman Reichard came forward to take his Oath of Office administered by Ms. Jo Smith. The audience responded with applause as he reassumed his seat at the dais. Councilwoman Strange came forward to take her Oath of Office administered by former Councilman Ken Nelson. The audience responded with applause as she reassumed her seat at the dais.

CONSENT AGENDA

ITEM 1 ORDER #01-VA-14 AND FINDING OF FACTS FOR THE ORDER OF THE PLANNING BOARD DENYING A REAR SETBACK VARIANCE APPLICATION REQUEST FOR RICHARD MCMAHON FOR PROPERTY LOCATED AT 404 ALBATROSS STREET. After receiving testimony and reviewing the exhibits produced during the Hearing on April 24, 2014, the City Council orders that the captioned request is DENIED and the decision of the Planning Board is AFFIRMED.

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ITEM 2 RESOLUTION 14-56, BIDS- REPLACEMENT SPUR GEAR DRIVE ASSEMBLIES PURCHASE. Staff allocated funds in the FY 2013-2014 Wastewater Utilities Budget to purchase two (2) Spur Gear Drive Assemblies to replace existing assemblies on two clarifiers at the City Wastewater Treatment Plant on N. Gulf Boulevard. The original drive assemblies have been in service since 1988 and must be replaced due to excessive wear. Bid specifications were prepared and a Request for Bids was advertised in the News Herald. One bidder, the original supplier, responded and a bid tabulation is attached for review. The gear drive is a specialized component with limited alternatives for other manufacturers to provide a comparable assembly that can be installed without modifications. **STAFF RECOMMENDS** that the Council authorize the City Manager to purchase the two (2) drive assemblies from Walker Process Equipment in the total amount of \$79,880. City maintenance crews will perform the installation work, with additional subcontracted services by a high capacity crane with operator to lift the units into position. Costs for the units are below the budgeted amount. If the vendor proposal is approved, a City purchase order in the above amount will be issued and delivery is expected within 10 weeks thereafter. **“BE IT RESOLVED** that the appropriate Officers of the City are authorized to execute and deliver on behalf of the City that certain Agreement between the City and Walker Process Equipment Division of McNish Corporation, relating to the purchase of two replacement Spur Gear Drive Assemblies to replace existing assemblies on two clarifiers at the City Wastewater Treatment Plant, in the basic amount of \$79,880, with such changes, insertions or omissions as may be approved by the City Manager, whose execution of such Agreement shall be conclusive evidence of such approval.”

ITEM 3 RESOLUTION 14-64, STATE TRAFFIC SIGNAL MAINTENANCE & COMPENSATION AGREEMENT FOR FISCAL YEAR 2014-2015. The City has an Agreement with FDOT to participate in the State’s reimbursement program for the traffic signals within City limits with their Fiscal Year starting July 1, 2014 through June 30, 2015. **“BE IT RESOLVED** that the appropriate Officers of the City are authorized to execute and deliver on behalf of the City the certain State Traffic Signal Maintenance and Compensation Agreement for a term beginning July 1, 2014, and ending June 30, 2015, between the City and FDOT, in the basic amount of \$44,451.33 to be paid to the City, in substantially the form attached and presented to the Council today, with such changes, insertions or omissions as may be approved by the City Manager and whose execution of such Agreement shall be conclusive evidence of such approval.”

Ms. Smith presented the Consent Agenda by title. **Councilwoman Strange made the motion to approve the Consent Agenda. Second was by Councilman Curry.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

REGULAR AGENDA

2. ITEM NO. 2 BOYS & GIRLS CLUB CIVIC ACHIEVEMENT AWARD. Mayor Oberst introduced Ms. Ashley Jenkins and presented her with the Civic Achievement Award for exemplary service to the Beach Boys and Girls Club. The Mayor then congratulated her. Mr. Ryan Roberts presented Ashley with gift cards donated by a local business.

3. ITEM NO. 3 “PEACE OFFICERS MEMORIAL DAY” AND “NATIONAL POLICE WEEK” PROCLAMATION AND PRESENTATION. Mayor Oberst asked Chief Whitman to join her at the podium as she read portions of the Proclamation designating May 11-17, 2014, as “National Police Week” and May 15th as “Peace Officers Memorial Day”. She said the flags would fly at half-staff on May 15th in honor of the fallen officers and all those who served the community. Chief Whitman accepted the Proclamation and thanked the Council on behalf of all the men and women who wore the badge. The audience responded with applause.

4. **ITEM NO. 4 “NATIONAL SAFE BOATING WEEK” PROCLAMATION AND PRESENTATION.** Mayor Oberst invited Coast Guard Auxiliary Flotilla 19 Commander Joe Rowland, Vice-Commander Diana Thigpen, and Officer Harry Sweezey to the podium as she read portions of the Proclamation designating May 17-23, 2014, as “National Safe Boating Week”. Commander Rowland thanked the Mayor and briefly explained the duties of the USCG Auxiliary and their role in making boaters safe on the waterways. The audience responded with applause.

5. **ITEM NO. 5 “NATIONAL GARDEN WEEK” PROCLAMATION AND PRESENTATION.** Mayor Oberst invited the Gulf Beach Garden Club to the podium as she read portions of the Proclamation designating June 1-7, 2014, as “National Garden Week”. She announced to the audience that the ladies had been at the Conservation Park last week planting 834 milkweed plants that in future would help save the Monarch Butterfly. Ms. Jane Brewer invited everyone to the Club on June 7th for a free “Kid’s Nature Day” with all kinds of activities. The audience responded with applause.

6. **ITEM NO. 6 “CHILD WELFARE PROFESSIONAL RECOGNITION DAY” PROCLAMATION AND PRESENTATION.** Mayor Oberst invited Ms. Felicia Cook to the podium as she read portions of the Proclamation designating May 12, 2014, as “Child Welfare Professional Recognition Day”. Ms. Cook thanked the Mayor and introduced Ms. Shelly Bear, Director of Program Operations, Ms. Krista Barker, Board Chair, and Ms. Theresa Jordan, Case Manager. Ms. Barker explained briefly the duties of Children’s Home Society and its employees. The audience responded with applause.

7. **ITEM NO. 7 RESOLUTION 14-58, TERMINATION OF SPRAY FIELD EASEMENT.** Ms. Myers read Resolution 14-58 by title. Mr. Shortt explained that the spray field easement was no longer needed because it originally was used for irrigation of the golf course at Bay Point with discharged water from the Bay Point plant. Once the plant was closed, this easement had no value to the City and Staff recommended the Council release the easement. The Mayor asked if there were any questions for Mr. Shortt; there were none. **Councilman Russell made the motion to approve Resolution 14-58. Second was by Councilwoman Strange.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

8. **ITEM NO. 8 RESOLUTION 14-61, THREE MINUTE SPEAKING RULE.** Mayor Oberst said in the effort to ensure that everyone had the opportunity to speak, forms were prepared and available on the table and in the hallway for anyone who wished to speak. Once completed, the forms should be given to the Assistant City Attorney and the Council would try to ensure everyone had the chance to speak on a given subject. Mr. Sale read Resolution 14-61 by title and said that this Resolution formally incorporated the process occasionally used by the Council and provided a three minute speaking time limit unless the Council elected to extend the time. The Mayor asked for questions or comments.

Mr. Rick Roof, resident of 107 Colony Bay Harbor Drive, said sometimes three minutes were not sufficient to defend a subject.

Councilman Curry said he thought three minutes was a very short time and that once everyone spoke using the Three Minute Speaking Rule, an individual should have a second chance to speak again for another three minutes. He said he felt this should be adequate. Councilwoman Strange said the Resolution allowed for extensions by the Council. With nothing further, **Councilman Russell made the motion to approve Resolution 14-61. Second was by Councilwoman Strange.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

9. ITEM NO. 9 RESOLUTION 14-62, FIRE VEHICLES PURCHASE AND BUDGET AMENDMENT #23, PUBLIC HEARING. Mayor Oberst opened the Public Hearing at 6:30 P.M. Mr. Sale read Resolution 14-62 by title. Mr. Gisbert explained that Chief Daly brought this to him and Ms. White with the idea of saving wear and tear on the fire truck and brush truck, both very large vehicles. These new vehicles would be smaller and more maneuverable, and this purchase was an idea that evolved from the Spring Break discussions.

Councilman Curry said he thought it was money well spent due to the increased number of calls during Spring Break. The Mayor asked if there were any further comments from the Council or audience; there were none. **Councilman Curry made the motion to approve Resolution 14-62. Second was by Councilman Reichard.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

The Public Hearing was closed at 6:32 P.M.

10. ITEM NO. 10 ORDINANCE 1310, VEHICLE RENTALS, 2ND READING, PUBLIC HEARING AND ADOPTION. Mayor Oberst opened the Public Hearing at 6:33 P.M. Mr. Sale read Ordinance 1310 by title. Chief Whitman said he approached this as a public safety issue in consideration of the safety of the kids as well as the motorists on the roadways and pedestrians. He said a few years ago, the City only had three or four hundred mopeds and now there were close to a thousand scooters. He said the kids used them more as an amusement rather than a vehicle. He said they had looked at the insurance issue and were working with the industry at this time and something would be brought back to Council at a later date that would be fair for them and fair for the people who suffered damages caused by the mopeds. Chief Whitman said they looked at the helmets and that he did not believe that would be an issue, but if more head traumas occurred, Staff would bring something back to Council. He said he hoped safety vests and flags would prevent accidents because the mopeds would be more noticeable.

Chief Whitman said he had met with the scooters businesses, once as a group and then individually. They had some great ideas and he recommended the safety vests which could be purchased for \$6.99 to \$9.99 at three local shops. He said the vests would say "rental" on the back and he did not oppose the name of the business on the vest. Based on the weather issues for the past few months and the loss of revenue, he asked that the Council delay implementing the vest requirement for thirty days from adoption. He displayed a vest and said his officers wore them on traffic stops.

Regarding flags, the industry stated that the flags were difficult to purchase and based upon the shops needing about a thousand flags, he recommended delaying until September 1st to comply with the flag requirement. He said he spoke with the industry about this later date and they were fine with the extension. He continued that concerns had been raised about the flags when installed on the mopeds voiding the warranties. Chief Whitman said one of his officers contacted some manufacturers who stated that as long as the flags were cosmetic and not bolted to the engine, it would not void the warranty. However, they also stated that the distributors needed to be contacted because they were the entities who honored the warranties. He elaborated.

Mr. Rick Roof, resident of 107 Colony Bay Harbour Road, said he understood insurance was an issue but his business took care of his riders. He said if an accident occurred, his company paid for the damages and then were repaid by the scooter renter. He said this had worked well for the 28 years in business. He asked for Council to consider not requiring riders over 25 years old to wear the vests. He said some of his renters had motorcycle licenses and were older, responsible people. He said possibly this could be considered at another time.

Ms. Colleen Swab, owner of California Cycles, distributed handouts from Yamaha and she read the portion that any aftermarket products or any other modification to their vehicles would put the riders at greater risk and that the entity making those changes would be responsible. She questioned if the City would be responsible because the businesses were required to make the changes. Ms. Myers said in her opinion, the City would be not liable for the modification. Councilman Curry said the handout said "some" aftermarket accessories, not "all" aftermarket accessories. Ms. Swab questioned Chief Whitman about the flags and he explained about the mounting brackets and flags designed for 60 mph winds.

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Councilman Reichard asked if the business could make their own flags. Chief Whitman said yes as long as they met the minimum requirements, diamond-shaped and fifty square inches. Councilman Reichard suggested the businesses could make their own and save some money but still be efficient. Chief Whitman said other businesses had asked if advertisements could be on the flags and he said he had no issues with it as long as the flags had movement.

Ms. Olesea Siriteanu, owner of Hangout by the Sea, distributed letters from her distributor and said she thought there would be a warranty issue. She said she could comply with the vests because it was a safety issue. However, she thought flags and vests were too much. Councilman Reichard suggested that Ms. Siriteanu could work with her dealer to attach the flags without voiding the warranty. With nothing further, **Councilwoman Strange made the motion to approve Ordinance 1310. Second was by Councilman Reichard.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

The Public Hearing was closed at 6:50 P.M.

11. ITEM NO. 11* RESOLUTION 14-65, AMENDED AND RESTATED PIPA.

Mayor Oberst said this item was noted with an asterisk which meant it was one in which the City Council was also acting as the PCB Community Redevelopment Agency and voting as both. Mr. Sale said the Agenda packet had a lengthy set of documents involving the public/private partnership between the City, the CRA, St. Joe and the Pier Park CDD. The package contained exhibits which would determine how the project would be operated over the next twenty years. The Resolution in the packet was essentially the same one as adopted the last time and there were no material changes which would affect the finances of the City. The most significant change since the last time was that the CDD had obtained the financing for refunding the bonds that they had issued. That bank wanted some flexibility on the interest rate which led to the need to add some protection to the City which was in this PIPA. The bottom line was that the City would not have to pay any more interest on its share of this debt than what would have been paid if there had been no refunding. Mr. Sale said there was enormous savings in this deal.

Since the beginning of the PIPA, the Aaron Bessant maintenance costs and the beachfront property maintenance costs that the City contributed to the CDD previously had no cap. The last version of the amended PIPA had a cap and it had been requested to go back to no cap and Staff recommended that the Council approve the change. He said there were two mechanisms in the PIPA which substituted for a cap, one being that they had to give a budget every year and the ability to object to that budget, and the second that if the parties could not agree and the City felt the budget was too high, there was a dispute-resolution process built into the PIPA. Staff thought that was fair since it was already in the PIPA. Lastly, in the unlikely event that the CDD could not remarket the bonds in 13 years when they became variable, the CDD would need to assess the property owners. The CDD asked that the City enter into a covenant of good faith to cooperate with the CDD in the remarketing effort of these bonds. He explained and said Staff as well as the City's financial advisor recommended to go forward.

Mr. Sale said the CDD was able to directly place this bond remarketing with Trustmark Bank at a very good rate. He said there was a 30% present-value savings, a very good refinancing. Under the reworked PIPA, the timeframes that the City collected the money contributed and reinvested into Pier Park was compressed, and as a result of that compression, the City had more funds on hand to turn over to the CDD, and under the amended PIPA, the CDD would receive a little over a Million Dollars at closing and so would the City. This represented money collected in Pier Park two years ago and the money collected in 2013 would go directly to the CDD. These accelerated payments would allow the CDD to pay more on the subordinated notes funded originally. Mr. Sale said because the project was enormously successful, the financing had been more successful than originally anticipated. He said there was no reserve account. Staff was pleased to recommend this to Council and that the Million Dollars that the City would receive was money that would have been paid to the City sometime in the 2020s.

Councilman Reichard congratulated Mr. Sale for his work. Councilman Russell said good job. Mr. Sale said the CDD's bankers went well above what a banker ordinarily did in order to make this deal come together.

Mr. Sale read Resolution 14-65 by title. **Councilwoman Strange made the motion to approve Resolution 14-65. Second was by Councilman Curry.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

12. ITEM NO. 12 SPRING BREAK. Mayor Oberst said the Council would now address Spring Break and anyone who wished to speak should complete forms on the table and out in the lobby. She said this Council meeting was also being livestreamed and available to watch on smartphones and computers, as well as viewed later on the City website in the archives. She said the email account springbreak@pcb.gov had been established in order for the public to email comments to the City Council or City Manager.

Mayor Oberst said at the April 10th Council meeting about two hours of input had been received from the audience, and the City Manager and Police Chief had been meeting with various groups such as the homeowners associations, condo managers, churches, businesses and individuals. Staff brought a list of twenty recommendations to the April 24th Council meeting that incorporated suggestions from those meetings, the Police Chief's recommendations and Sheriff McKeithen's recommendations. Since that time, the City Manager met with each Councilor individually about the twenty items. Tonight, the Council would hear from the people who wished to address the Council. The Mayor reminded everyone about the Three Minutes Speaking rule and requested the speakers not to repeat comments by others.

Mr. Russell Kinslow, worker for three hotels on Front Beach Road, said this was not a moral issue. He said the Chief had met with their hotel personnel, saying that the problems resulted from the Hundred Mile Club and he asked the Council how this would affect that club. He said the banning of alcohol on the beach would change the culture of the Beach not only for Spring Break but the summer as well. If the Council thought banning the alcohol would address problems from the Hundred Mile club, he asked that it be banned year round. Mr. Kinslow said the City could not pick one isolated period of time to affect a change for that particular group as they were also here all summer. He said this was more an economic and public safety issue.

Mr. Mack Carter, owner of Shuckums, said this was not the first time Spring Break had been an issue. He said the City had continued to build Spring Break and he appreciated every tourist that came to the beach all year long. He said if the City required bars to stop selling alcohol at 2 A.M., there was no one to monitor large quantities of alcohol being sold and consumed. He said these type activities exposed by Fox News went on at every college campus, yet families still sent their kids to college every year. Mr. Carter said the majority of kids that came to Spring Break were good kids and the City needed to be careful not to stop Spring Break as it was important to the community and the taxpayers. He suggested controlling free beer.

Mr. Barry Ross, resident of 213 Marlin Circle and owner of Boar's Head Restaurant, said Spring Break generated a lot of money but it went to a relatively small number of businesses. For a lot of businesses, he said it was not a significant revenue factor. He said there were costs associated with Spring Break, and many years ago the City enjoyed a family Spring Break prior to the college Spring Break business. He said he thought family business had been traded for the college Spring Break business. Mr. Ross said he was not directly involved with the Spring Break business, as maybe 5% to 10% of the Spring Breakers would eat at his restaurant. However, he could not quantify the number of families he did not feed because they no longer came here during Spring Break. He added that Spring Break as evolved over the past few years was incongruous with the image of a family beach.

Mr. Don Jones, resident of 235 Lullwater Drive, said he understood the business side of this issue but that it was getting frustrating when two to three events were scheduled at the same time, as well as other Spring Break activities. This compounded many issues and said as a resident he wanted to be able to leave his home and not have to pick up beer cans. He disagreed that it was a moral issue.

Mr. Darrell Sellers, resident at 10713 Front Beach Road, read portions of an article about the fiscal reality of Spring Break. He discussed the sales tax figures and the budget, and money spent for Spring Break by the TDC. He said more revenue was from the families and that many families were not coming back due to Spring Break. He said Spring Break was not necessary to

support the beach and the college kids needed to be controlled. He urged the Council to take the Sheriff's comment seriously about "one beer away from a riot".

Mr. Robert Smith, resident of 224 Belaire Drive, said it would hurt the visitors if there was no alcohol on the beach. He said it would ruin the ambiance of the beach. He said this was not necessary but urged more enforcement. He said a show of force was good and extra K-9 units were an excellent idea. He asked to form a committee that could target a better group of college kids who would not binge drink and asked the City not to rely on the TDC. He urged the Council not to ban drinking on the beach.

Mr. Jacob Lassiter, resident of 612 Wisteria Street, said he opposed closing the bars at 2 A.M. He said more than one event per day would spread the college kids out and he opposed closing the bars at 2 A.M. as this would force the kids onto the street at one time, creating traffic issues. He said banning alcohol on the beach was the worst idea but endorsed requiring identification on the beach. He agreed with no holes on the sand. He said judging by the attendance at past SeaBreeze Jazz Festival, it appeared our reputation had not been damaged too badly by the negative publicity.

Mr. Larry Pittman, 6201 Thomas Drive, urged the Council not to penalize the good kids. He said one thing missing was enforcement of the laws already on the books, such as disorderly conduct, drinking under age, battery, traffic infractions, etc.

Mr. Sparky Sparkman, resident of 5918 North Lagoon Drive, said this was about doing the right thing. He said the Council should be solution-focused rather than problem-focused, and asked why the hurry. He recommended waiting and added that there were many good suggestions on the list as well as those made by the Sheriff. He encouraged the Council to focus on the top problems.

Mr. Keith Kickasola, resident of 143 Glades Turn, said the problems were the free beer and enforcement. He said the community offered something for visitors all year, such as the Snowbirds, the bikers, etc. Regarding closing the bars at 2 A.M., he felt that would be a detriment to the beach and would bring trouble to many. He opposed no alcohol on the beach.

Ms. Julie Hilton, resident of 234 La Valencia Circle, said according to the TDC, the revenue from other times of the year had not been hurt by Spring Break business. She discussed the economic impact of Spring Break which paid for many governmental services far beyond the two months. She urged the Council to identify and focus on the problems and then question how effective these twenty ideas would be in solving the problems. She said no alcohol on the beach would be very hurtful to the beach. She agreed with no kegs or large coolers on the beach. Regarding events on the beach, the Council should remember the differences between an event drawing Twenty Thousand people as opposed to a dj on the beach.

Mr. Neel Bennett said he had attended the County Commission meeting and the 2 A.M. closing and no alcohol on the beach were big issues. He said even addressing the cooler sizes were destination changers for Panama City Beach. Telling a family with kids and a large cooler that they could not have the cooler would make them go elsewhere. He said he agreed with 16 of the 20 items and asked the Council to start this year with some of the items and next year to do more. Mr. Bennett said he needed the college Spring Break business.

Mr. Diz Patel, resident of 127 Hombre Circle, said if the community eliminated March, the rest of the year would fall apart as March was 50% of his revenue. He agreed the Council should focus on solutions, law enforcement, and logistics.

Mr. Steve Taylor, resident of 3424 Hillcrest Drive, said he was not against Spring Break and opposed the lewd behavior and binge drinking. He agreed with the Sheriff that the problem was the volume of alcohol and the time of alcohol sales. He urged the Council to do something to help law enforcement and make the community safe again.

Ms. Melinda Edwards, resident of 15817 Front Beach Road, said she was impressed with the outreach of the City in trying to seek input from so many different people. She asked the Council to look at the Panama City Beach Survival Guide and the Panamaniac Card. She said a lot of ads advertised 18 to admit and 21 to drink and questioned how this could be enforced.

Mr. Jay Quave, resident of 5214 Finisterre Drive, said Daytona Beach was now rundown and dilapidated due to losing Spring Break. He said not all problems were from the Spring Breakers but rather the Hundred Mile Club. He said in Daytona, the shop owners had told him Spring Break never should have been outlawed. He asked what would replace college Spring Break and when families came here for Spring Break, they also were prohibited from drinking alcohol on the beach.

Mr. Wes Pittman said safety was the issue and urged the adoption of the Sheriff's proposals and said they were reasonable and anything less would be a band-aid. He said once the mayhem was controlled, then alcohol and hours of drinking may be relaxed on the beach.

Mr. L.A. Strickland, resident of Bay Point, said the County Commission, Panama City, and Lynn Haven would follow the City's actions so the decisions tonight would be important to

the entire County. He talked about equal protection under the law and to weigh the issues carefully in that regard.

Mr. Zachary Dickerson, resident of 2712 Glennview, said only the 1% of the kids were the problem and questioned who would be the next people targeted. He said it seemed these laws would be strictly for the young people who came here during Spring Break. He said laws were already on the books which could be used to address the problems and recommended more law enforcement during Spring Break.

Mayor Oberst called for more comments. There were none. She then called for a short recess at 8:07 P.M. The meeting was reconvened at 8:15 P.M.

Mayor Oberst said the Council would discuss each of the twenty Spring Break items and make a motion or not directing Staff to come back with an Ordinance.

Mr. Sale said if the Council decided to do something unique for Spring Break, he questioned how this would be implemented, whether visited every year or adopt an Ordinance which took effect every Spring Break. He reserved that decision until each item was addressed. His preliminary thought was to revisit the issue every Spring because the calendar and the nature of Spring Break changed every year and recommended tailoring it each year. Councilman Reichard said he disagreed because did the Council want to go through this exercise every year. He said the issue would need a serious review every year but not a commitment that the City would change or revote on the Ordinances every year. Mr. Sale said it did not have to be decided tonight. Discussion ensued concerning dates of Easter and the Mayor said the City would be singling out a specific period of time. Mr. Sale said Findings of problems during Spring Break would be necessary in order to make a different set of rules for Spring Break. Councilman Reichard said he recommended that the City Manager review these items and present his recommendations to the Council rather than go through this process every year. He said that would be unfair to everyone. Mr. Sale said if the Council decided to make changes, then next year, they should be revisited to determine the public purpose and its necessity.

Mr. Dan Plyler, resident of 11812 Cabana Court, questioned about a small cooler being allowed on the beach but its not being listed as one of the Spring Break items for consideration. He said if the problem was the huge coolers, reduce what was permitted to something small for an individual. The Mayor said this would be part of the discussion about coolers on the beach.

ITEM 1 Provide additional law enforcement and emergency medical services support during Spring Break; coordinate with TDC, businesses and guest properties. Mayor Oberst said she had no problem with this item. Councilman Russell concurred. Mr. Gisbert said for some of these items, the TDC provided additional funds for law enforcement to promote a safe Spring Break. Chief Whitman said it was One Hundred Thousand Dollars (\$100,000) to the City and One Hundred Thousand Dollars (\$100,000) to the Bay County Sheriff's Office. Mr. Gisbert said if the Council felt it was a good move, he and the Chief could formulate a plan to present to the TDC and some of the businesses who wished to donate for a safer Spring Break.

Councilman Curry said he supported law enforcement and was thankful that the businesses said they supported it. However, he thought the City was at its limit for what could be done for law enforcement. He said this was not a problem the City created so he encouraged the business community who was benefitting from Spring Break to contribute for the extra enforcement. He said any future law enforcement budget increases could go to the TDC and/or the business owners. Chief Whitman said one business owner had already given written confirmation of a One Hundred Thousand Dollar (\$100,000) donation next year. **Councilman Reichard made the motion to adopt Item 1 and direct Staff to come back with a plan of how to pay for it. Second was by Councilman Russell.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

ITEM 2 Provide additional K-9 units. Mr. Gisbert said this would work in conjunction with Item 1 and he had received good input from the local businesses which felt this would address the drugs. Chief Whitman and Lt. McClanahan had researched the costs and the Department could obtain three dogs for Sixty Thousand Dollars (\$60,000) the first year, which

included the dog, the officer training, and car refitting for the dog. Then the following years would be about Three Thousand Dollars to Five Thousand Dollars (\$3,000-\$5,000) per dog for the food, vet bills, and incentive for the officers being Canine Officers.

Councilman Reichard said several business owners had told him they would buy a dog which he felt was a good omen. Mayor Oberst said, in thinking of the unwanted visitors, that she thought someone selling drugs would be more leery when seeing the K-9 units patrolling. Chief Whitman said as a previous K-9 officer, in his experience when the word was out that the dogs were patrolling, problems disappeared. **Councilman Reichard made the motion to provide additional K-9 units.** Councilman Curry added that the additional O & M costs should be included so as not to be a burden to the City. Mr. Gisbert said during Spring Break, the City would also investigate using nearby agencies which had K-9 units. **Second was by Councilman Curry.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

Councilman Reichard asked for a show of hands of who would like to buy a dog and Mr. Sparkman said he would write a check now for a dog. Councilman Reichard thanked him.

ITEM 3 Allow no alcoholic beverages on the beaches (sand) or parking lots during Spring Break. Councilwoman Strange said she liked that idea. **Councilman Reichard made the motion to delete this item as currently written from the list. Second was by Councilman Russell.** The Mayor called for comments and there were none. **The motion passed by majority roll call vote recorded as follows:**

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

ITEM 4 Restrict any type of cooler, regardless of size or shape, on the white sandy portion of our beach during Spring Break. This would still allow our residents and guests to consume a single alcoholic beverage on the beach but would eliminate the large parties with coolers which usually contributed to the underage drinkers. Mayor Oberst asked if the intent of this item was to give law enforcement a way to stop kids from taking large coolers to the beach and drinking beer all day. Chief Whitman explained that prohibiting coolers would allow his officers to approach the kids and direct them to take the coolers off the beach, because the larger coolers created crowds which only got bigger, leading to fights and unruly behavior. The Chief said he did not want to prohibit alcohol on the beach as many residents and vacationers he talked with enjoyed going to the beach with some wine or beer and relaxing. He said he did not want to eliminate the drinking but rather control it during college Spring Break. When he discussed with others about allowing smaller coolers on the beach, his response had been that the kids would then bring numerous small coolers. He said no kegs would be allowed on the beach. Councilman Reichard said this would eliminate underage drinkers having access to alcohol. Chief Whitman said there were no problems within the nightclubs as the owners took care of their own properties; it was when the kids were on the beach and no one carried their identification. Councilwoman Strange questioned profiling and Chief Whitman responded that the officers would merely request the cooler be removed.

Mr. Gisbert said without a large cooler, the people would stay closer to their properties and more difficult for people to migrate to one place with consumables. This would help in the distribution of alcohol on the beach. Councilwoman Strange asked about taking a case of beer to the beach and Chief Whitman responded that it would be considered a container.

Mayor Oberst asked Chief Whitman how this item would help with the unwanted visitors. Chief Whitman said they looked for large groups of kids and preyed on the outsides of the groups, taking advantage of women or the underage kids.

Councilman Curry said the City requiring identification on the beach if someone was drinking alcohol would be a much better enforcement tool than prohibiting coolers. He recommended requiring identification for the City and entire island including parking lots.

Councilman Russell said he opposed not being able to carry a cooler onto the beach. Councilman Curry and Councilwoman Strange concurred. Mr. Sale asked if the Council wanted Staff to explore prohibiting coolers big enough to draw a crowd but allowing personal use coolers. Councilman Reichard questioned how that distinction could be defined and made clear to the consumers. Mr. Sale said nothing the Council will do would prevent alcohol on the beach but this would reduce the severity of that alcohol consumption. **Councilman Reichard made the motion for Staff to look at restricting large coolers and kegs on the beach.** He said the large coolers allowed the opportunity for underage drinking plus encouraged large crowds. Mr. Gisbert said this was trying to define responsible personal consumption when limiting to one single alcoholic beverage on the beach. The Mayor said at the County Commission meeting, the Commissioners voted to inform the Council that they were in agreement with all of the recommendations made by Sheriff McKeithen. The Sheriff recommended no alcohol period on the beach during Spring Break, valid identification, enforcing the fire codes, using the TDC money, and closing the bars at 2 A.M. Mr. Gisbert said those recommendations were incorporated into the City's list of twenty items. **Councilman Reichard amended his motion for Staff to explore options to reduce the size of coolers on the beach and eliminate large containers such as kegs on the sandy beach.**

The Mayor called for a second. Mr. Sale said if the sense of the Council was for Staff to explore a way to give law enforcement a constitutional tool to restrict chilled beverages to personal consumption on the beach during Spring Break, Staff could do so and bring something back for review. Councilman Reichard said yes. The Mayor again called for a second. Hearing none, **the motion died for lack of a second.**

ITEM 5 Any person who is in possession of an alcoholic beverage must have a valid state issued picture identification card/license on their person. Chief Whitman said anyone who had possession of an alcoholic beverage should have an id card. **Councilman Curry made the motion to approve Item 5. Second was by Councilman Russell.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

ITEM 6 Require all bars, nightclubs, restaurants or any other establishment that serves or sells alcoholic beverages to stop the sale of said item at 2 A.M. 365 days a year.

ITEM 7 During college Spring Break, require all bars, clubs and other establishments located on Panama City Beach and the unincorporated area west of Hathaway Bridge to stop serving alcoholic beverages at least by 2 A.M. and possibly even earlier. Councilman Reichard said he would omit the "365 days a year" and make this strictly for Spring Break. Councilwoman Strange said to eliminate Item 6 and then only use Item 7 which said what Councilman Reichard recommended. She asked if this item would restrict the alcohol sales at Wal-Mart or convenience stores and Chief Whitman replied yes. Councilman Russell said many motel owners had expressed concerns to him about this possibly causing problems at the motels and on the streets by not allowing a "trickle-out effect" between the 2 A.M. and 4 A.M. Councilman Curry reminded that this did not mean the bars were closing at 2 A.M., only the sales ceasing. The patrons could still dance or have something to eat, just not drink. Regarding closing the bars at 2 A.M., Mr. Sale said that would be a separate piece of legislation as the Council would be authorized to require any business that sold alcohol for consumption on the premises to close after the alcohol sales were prohibited. Mayor Oberst asked Chief Whitman for his thoughts as she knew this was one of the Sheriff's recommendations.

Chief Whitman said in the last five to six years, the beach had experienced a lot of unregistered guests, staying in the parking lots and walking on the roadways, with no money for motels. His approach was that if the Council directed to stop the alcoholic sales at 2 A.M. that the bars be closed at the same time and not allowed to stay open for dancing or eating. Then the good kids that were registered could go back to their rooms and be safely away. Law enforcement could then address the unregistered guests who were sleeping in the cars and walking the streets.

He continued that his goal was to have an extra two hours for law enforcement to attack the parking lots and shoulders of the roads where the groups preyed on the college kids. He thought it was a good tool. Councilman Reichard asked if he thought the clubs staying open after 2 A.M. would defeat the purpose. Chief Whitman said if the clubs remained open for dancing and eating after 2 A.M., just let the clubs serve the alcohol because the kids would still be available for the unregistered guests to prey upon. He recommended closing the establishments at 2 A.M. to allow law enforcement extra time to address the unwanted unregistered guests.

Mayor Oberst said she had heard from some condo owners and their concern was that the kids would not go to bed at 2 A.M. and they would be tearing up the rooms, throwing people off balconies, etc. She asked the Chief if he thought this should be the owner's responsibility. Chief Whitman said some of the responsibility should go back onto the property owners who were renting to the kids. He said he had spoken with the bars and a majority of them were not happy with the idea of early closing but they understood his reasoning. Chief Whitman said the Department would still respond to any calls at the hotels/motels and still do the walk-throughs but this would allow more time to go after the people who had no place to stay.

Mayor Oberst said Items 6 and 7 were wrapped into one and she asked if the Council thought this would help to get Spring Break under control and help with the unwanted visitors. **Councilwoman Strange made the motion to close the establishments that sold alcoholic beverages at 2 A.M. Second was by Councilman Curry.** He asked Chief Whitman if this should only be during Spring Break or all year. Chief Whitman said only during college Spring Break. The Mayor called for further comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

ITEM 8 Aggressively enforce capacity limits and fire safety ordinances during Spring Break at condos, hotels, and clubs. Mayor Oberst said that was already being done. Mr. Gisbert said the Fire Inspector went to the clubs and counted the patrons. This could be a tool for the condos to use when they had issues of parties that were too big. This would be the tool to shut down the party or keep them to a reasonable size. The Mayor said nothing needed to be done since these Ordinances were in place.

ITEM 9 Use TDC advertising money currently spent on college Spring Break to advertise what you can't do here and all new laws and ordinances. Mayor Oberst said the City could not tell the TDC how to use their money but the City could request this. Councilman Curry said the City had passed the Leave No Trace legislation which the TDC advertised. **Councilwoman Strange made the motion to coordinate with the TDC as soon as some of the changes were in place. Second was by Councilman Curry.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

ITEM 10 Close all City-owned parking lots at 5 P.M. every day and install an exit gate to allow the guests to leave at any time. Mayor Oberst asked if this would discourage the unwanted visitors from sleeping in the City's parking lots. Chief Whitman said yes and explained this would still allow people to go to the beach and then leave after sunset because of the exit gates.

Councilman Reichard said someone coming in after 5 P.M. with boats, trailers, etc., would not have access to the parking lot. Chief Whitman said yes but the only one they might be able to enter would be the City lot west of Holiday Inn because its configuration would not allow gates. Mr. Gisbert said this would be isolated to the Churchwell parking lot. Councilman Reichard said there were some visitors who used Churchwell to park their boats and trailers and Mr. Gisbert said they would be restricted to only be able to leave after 5 P.M. He said the hours could be adjusted but the premise was not to allow an easy place to park for someone who was not

spending the night in an establishment. Councilman Reichard said it would be the City's responsibility to advise the nearby condos that used that parking lot for overflow parking. Mr. Gisbert agreed saying that it would be advertised and he added that this might be a change that was used all year, not merely Spring Break, because the unwanted guests were here all year. Councilman Reichard asked if there was something special about the 5 P.M. time and Chief Whitman replied that was the time when most of the unregistered guests started appearing on Friday afternoons. Mayor Oberst reminded that if a guest was staying in a motel, the motel should provide the parking, not relying on paid public parking.

Councilman Russell asked if prohibiting drinking in the City-owned parking lots could be added. Chief Whitman said the City already had an Ordinance prohibiting drinking in the public parking lots, ponds, and right-of-ways. **Councilman Reichard made the motion to approve Item 10 as written. Second was by Councilwoman Strange.** The Mayor called for comments and there were none. **The motion passed by majority roll call vote recorded as follows:**

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

ITEM 11 Beach Side night curfew. Councilwoman Strange asked who had a night curfew. Mr. Gisbert said he thought Santa Rosa Beach might have one but Chief Whitman had advised that this would be very hard to enforce and legal did not recommend it. **Councilman Reichard made the motion to eliminate Item 11. Second was by Councilwoman Strange.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

ITEM 12 Allow only one Special Event on the sandy portion of the beach per day.

ITEM 13 Require additional support staff 3 officers per 1,000 guests to the Special Events permit.

ITEM 14 Require the Event organizer to fence off the event area and to take responsibility of their property including checkpoint.

Mayor Oberst asked if the Council wanted to look at the Special Events, requiring extra security, or only allowing one event per day. Councilman Reichard said he agreed with Ms. Hilton in that an event might be a dj on the beach as opposed to a large concert. Councilwoman Strange said she thought the key word would be "stage". Councilman Reichard said some properties had stages that used a dj and promoted dance contests. Mayor Oberst said if the organizer obtained a Special Event permit, they would have to manage the crowds and deal with it. Councilman Reichard said some of the condo towers having 300 guests might have that many people on the beach and if they would have to pull a Special Event permit to entertain their own guests. Councilwoman Strange said this would also attract more people which the City was trying to control. Councilman Reichard said some of the properties policed their own site very well and Chief Whitman agreed. Mr. Gisbert said these changes would not preclude having events to entertain their own guests. The goal was to spread out the events when there were numerous ones scheduled at the same time and law enforcement being spread thin. Councilman Reichard suggested a stage behind the hotel with the guests participating be exempt from this regulation as opposed to a Luke Bryant concert with thousands of people. Mr. Gisbert said this would not stop them from getting a Special Event permit. Councilman Reichard said then they would get a permit daily for 6 weeks. Mr. Gisbert said that would be different.

Mayor Oberst said this discussion was two different things. One item related to having a Special Event under control, with the other point numerous clubs, resorts, etc., having Special Events that were under control or having a lottery to decide who could have the one Special Event per day on the beach. Mr. Sale said he had questions and concerns about the lottery approach. He suggested that the Council think about the architecture of the Special Event Ordinance in its simplest, most fundamental sense which was to shift the responsibility and cost for cleaning up the trash of a Special Event, to the EMS, everything to the private sector. That basic architecture

had worked well for the City when it was easy to define a Special Event; maybe during Spring Break, the concept would be different. He asked for Staff to have the opportunity to explore what would be an event during Spring Break. Councilman Reichard said a stage and dj was becoming popular and very well received by the college kids, and if there could be a provision for the hotel to be permitted for this activity in the afternoons for all six weeks. Mr. Sale said he thought yes but the main question was if the Council wanted all of the kids to be at one event per day or separate the kids into numerous events up and down the beach. Mayor Oberst suggested removing the only one Special Event per day, and directing Staff to look at the Special Event Ordinance to increase the responsibility of the organizer of the event and the control of the event. She said the Ordinance needed to be made stronger.

Councilwoman Strange asked the Chief where the hotspots were during Spring Break. Chief Whitman said the Bennetts had a concert on their property which ran smooth as the site was fenced and about Ten Thousand kids attended. He continued that with his fifty-four sworn officers, everyone had to work that day and patrol the City as well, plus handle the smaller stages that were having performances that day. Councilman Reichard said he wanted to have the distinction between a dj on the stage as opposed to a Luke Bryant-type concert, and not penalizing the smaller dj events.

Councilwoman Strange asked if these changes would help law enforcement. Relating to the current Special Events Ordinance, Mr. Gisbert said only one officer per thousand was required and the recommendation was to increase this to three officers per thousand. This would in effect make a special Spring Break permit with a higher level of security with sworn officers.

Councilwoman Strange said she thought only one Special Event should be allowed per day. She said the stages up and down the beach caused the problems by attracting the kids. Mr. Gisbert suggested instead of only one Special Event, that the total attendees for the Special Events could not total more than Twenty Thousand kids. If a particular day had an event which would total the Twenty Thousand kids, then nothing else could be scheduled. This would allow a series of smaller events to go on daily.

Mr. Gisbert suggested addressing Item 14 first. He said if a property had a Special Event, it needed to be fenced, controlled, gated and the property owner held responsible. Councilwoman Strange agreed. Mayor Oberst said if the Council agreed on Item 14 that would eliminate Item 13. Mr. Gisbert said the two Items were separate issues and the Mayor said to combine Items 13 and 14. **Councilwoman Strange made the motion to combine Items 13 and 14. Second was by Councilman Curry.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

Regarding Item 12, allowing only one Special Event on the beach at a time, Mr. Sale asked for Staff to have the opportunity to look at what was an Event so that more activities could be touched. If it was just a dj, then the requirements could be scaled down to reasonably take care of the smaller crowd. This would still be an event and everyone who was having an event on the beach, then they should come to the City and show how they would control the event. Mr. Gisbert said this would regain the level of control over the quantity of events. Councilman Curry added about exploring compliance and that it was time to hold the property owners accountable for the actions and having an enforcement element in the Ordinance. **Councilman Russell made the motion to direct Staff to come back with a redefined definition of a Spring Break Event. Second was by Councilman Reichard.** The Mayor called for comments and there were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

ITEM 15 Prohibit the digging of any holes on the sandy portion of the beach. Councilwoman Strange made the motion to prohibit the digging of holes. Second was by Councilman Russell. The Mayor called for comments. There were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

ITEM 16 Require street side and beach side restrooms in areas with large concentrations of visitors. Mayor Oberst asked if restrooms were required for a Special Event and Mr. Sale replied affirmatively. Mr. Gisbert said the City had never required street-side restrooms and that was one comment made during many of their meetings. This would service the congregation waiting to get into the event. He said the port-o-let would still have to face away from the street and be screened but this would be a refinement of the current Special Event Ordinance.

Councilwoman Strange asked if the Special Event permit specified the number of port-o-lets required for an event. Mayor Oberst asked about the businesses who posted signs saying “no public restrooms” and port-o-lets outside. Mr. Gisbert said that was not permitted as the Ordinance modified earlier this year prohibited a business from doing so. Mayor Oberst said there were several businesses doing so and this should be enforced. **Councilman Russell made the motion to approve Staff exploring requiring street side and beach side restrooms during Spring Break. Second was by Councilwoman Strange.** The Mayor called for comments. There were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

ITEM 17 Strengthen scooter regulations, insurance, monitoring and enforcement. Mayor Oberst said this was moot as it had already been done.

ITEM 18 Work with property owners in order to better manage beach areas and activities. Mr. Gisbert said this involved the activities such as free amenities, the Army/Navy tents, etc. to make sure that an area was not over-populated. Comments had been made that care should be given not to over-populate areas on the beach with such items as slides, tents, etc. which used the beach area so that it was difficult to get vehicles through the area. Mr. Gisbert said this was something for the Council to consider whether to prohibit slides. Chief Whitman added no ziplines. Mr. Gisbert said it was the large toys which were the problem when the beach was already crowded. Councilman Reichard said some slides were installed near the dunes, not in the way, and were a nice amenity to the visitors. Mr. Gisbert said it could be looked at on a case-by-case basis and did not prohibit the amenities but to better manage the beach only during Spring Break. **Councilwoman Strange made the motion to approve Item 18. Second was by Councilman Russell.** The Mayor called for comments. There were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

ITEM 19 Work with property owners to better manage guests on property and in rooms. Mr. Gisbert said this was very complex because there were many forms of guest ownership, such as the motels, the hotels, the condos owned by a single owner or VRBO, or timeshares. He said, for instance, a condo that did not have a check-in desk, sets of rules and

guidelines, security, and no control of the beach- that was the problem. Mayor Oberst said many resorts would complain to the Council that they did not rent to Spring Breakers but yet the kids were there. She said the responsibility needed to be placed on the resort, that if they did not want renters under twenty-five years old, that was their problem. Mr. Sale said earlier tonight, the Council had approved stopping the alcohol sales at 2 A.M. in response to the Chief stating he needed to get the registered guests back to their properties. Councilman Reichard said the condos had one common denominator, the HOA, and speaking as an HOA member, the last thing that the HOA wanted was to be involved in rentals. He said that was an individual contract for each unit and Mr. Gisbert said that was the problem. Mr. Sale said the City could create incentives for the HOA to make some rules and begin to act responsible, functioning almost as a hotel. However, he said this was premature and Staff was just beginning to explore this idea. Councilman Reichard spoke of Edgewater as an example having twenty management companies on site as well as individual owners who did the vacation rentals by owner. Discussion ensued concerning law enforcement being able to get into a room without having contact with the owner or the management company. Mayor Oberst said some resorts did not have that problem as they knew who to call in order to get into a room. Mr. Gisbert said the key would be getting all to function as the responsible condos were doing. **Councilman Russell made the motion to approve Item 19. Second was by Councilwoman Strange.** Mr. Sale said it would be helpful for Staff to know they were committed to encouraging and providing incentives for the HOA or management companies to organize themselves. Councilman Reichard asked what kind of incentives. Mr. Gisbert said they would work on what would be the incentives. **The motion passed by unanimous roll call vote recorded as follows:**

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

ITEM 20 We must continue to meet with members of our community once a week during Spring Break and regularly throughout the year, searching for new ideas. Mr. Gisbert said this was advising that Staff needed to keep the lines of communication open, continue to talk to the club owners, hoteliers, Bay County, and the Sheriff's Office, and all work together as a unified body to make Spring Break better. **Councilman Russell made the motion to approve Item 20. Second was by Councilman Curry.** The Mayor called for comments. There were none. **The motion passed by unanimous roll call vote recorded as follows:**

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

Mayor Oberst said Item 4 had not been approved by the City which was a big one that the County had recommended. Item 3 had been deleted. She said the City Manager needed to notify the County tomorrow as to what the City had decided to do or not do. She said this was a good time to say everyone knew and appreciated Sheriff McKeithen and that he had said to the County Commission that he had formulated his recommendations strictly from a law enforcement viewpoint, not considering a businessman's or the economic viewpoint. She said there was no disrespect to the Sheriff nor the County Commission and appreciated their working with the City. She said she hoped as the City created the new Ordinances, that the County would be able to mirror the actions so that anyone on the island would have the same rules.

13. ITEM NO. 13 SELECT VICE-MAYOR. The Mayor said after each election, the Vice-Mayor must be selected. **Councilwoman Strange nominated Councilman Russell as Vice-Mayor. Second was by Councilman Russell.** The Mayor called for comments.

Councilman Reichard said he had enjoyed his time as Vice-Mayor and it had been his pleasure and honor to meet with citizens, throwing out the first pitch at ball games, meeting with business leaders, and actively involved with a number of the civic clubs. The Mayor said everyone appreciated his service as Vice-Mayor. **The motion passed by unanimous roll call vote recorded as follows:**

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

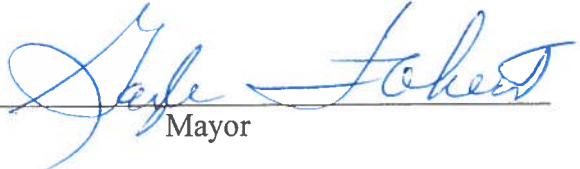
ANNOUNCEMENTS

ITEM 1 ACTIVITIES. The Mayor said the Audubon Bird Walk would be held Saturday, May 10th, at the Conservation Park. The Gulf Coast Triathlon would also be held Saturday, and the flags would be half-staff on May 15th for the Peace Officers' Memorial Day. She added that there was cake in the kitchen in celebration for the investiture.

With nothing further, the meeting was adjourned at 10:00 P.M.

READ AND APPROVED this 10th of July, 2014.

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

PREC REPORT-GROUP DETAIL

MUNICIPAL SUPER TUESDAY
BAY COUNTY, FLORIDA
APRIL 22, 2014

OFFICIAL RESULTS

RUN DATE:04/24/14 05:25 PM

REPORT-EL30A PAGE 0003-01

0003 PANAMA CITY BEACH

	TOTAL VOTES	%	EV	ABSENTEE	POLL	PROV
REGISTERED VOTERS - TOTAL	9,630					
BALLOTS CAST - TOTAL	1,239		69	321	849	0
VOTER TURNOUT - TOTAL		12.87				

COUNCIL MEMBER, WARD 3 PANAMA CITY BEACH

(Vote for) 1						
Skip Alford.	546	44.32	30	145	371	0
Josie Strange	686	55.68	39	169	478	0
Over Votes	0		0	0	0	0
Under Votes	7		0	7	0	0

QUESTION ONE PANAMA CITY BEACH

(Vote for) 1						
YES	916	75.64	54	215	647	0
NO.	295	24.36	14	102	179	0
Over Votes	0		0	0	0	0
Under Votes	28		1	4	23	0

QUESTION TWO PANAMA CITY BEACH

(Vote for) 1						
YES	929	77.42	48	249	632	0
NO.	271	22.58	20	68	183	0
Over Votes	1		0	0	1	0
Under Votes	38		1	4	33	0

QUESTION THREE PANAMA CITY BEACH

(Vote for) 1						
YES	926	77.75	49	253	624	0
NO.	265	22.25	19	59	187	0
Over Votes	2		0	0	2	0
Under Votes	46		1	9	36	0

QUESTION FOUR PANAMA CITY BEACH

(Vote for) 1						
YES	950	79.76	57	241	652	0
NO.	241	20.24	11	69	161	0
Over Votes	0		0	0	0	0
Under Votes	48		1	11	36	0

QUESTION FIVE PANAMA CITY BEACH

(Vote for) 1						
YES	645	54.57	40	165	440	0
NO.	537	45.43	28	144	365	0
Over Votes	1		0	0	1	0
Under Votes	56		1	12	43	0

QUESTION SIX PANAMA CITY BEACH

(Vote for) 1						
YES	938	79.90	56	237	645	0
NO.	236	20.10	10	72	154	0
Over Votes	1		1	0	0	0
Under Votes	64		2	12	50	0

BAYSOE 04252014 14:29

RUN DATE:04/24/14 05:25 PM

REPORT-EL30A PAGE 0003-02

0003 PANAMA CITY BEACH

	TOTAL VOTES	%	EV	ABSENTEE	POLL	PROV
QUESTION SEVEN PANAMA CITY BEACH						
(Vote for) 1						
YES	895	76.30	60	221	614	0
NO.	278	23.70	8	87	183	0
Over Votes	1		0	0	1	0
Under Votes	65		1	13	51	0
QUESTION EIGHT PANAMA CITY BEACH						
(Vote for) 1						
YES	1,081	90.16	65	288	728	0
NO.	118	9.84	3	25	90	0
Over Votes	1		0	0	1	0
Under Votes	39		1	8	30	0
QUESTION NINE PANAMA CITY BEACH						
(Vote for) 1						
YES	667	56.91	48	166	453	0
NO.	505	43.09	19	140	346	0
Over Votes	3		0	0	3	0
Under Votes	64		2	15	47	0
QUESTION TEN PANAMA CITY BEACH						
(Vote for) 1						
YES	1,017	85.97	65	270	682	0
NO.	166	14.03	3	43	120	0
Over Votes	1		0	0	1	0
Under Votes	55		1	8	46	0
QUESTION ELEVEN PANAMA CITY BEACH						
(Vote for) 1						
YES	1,006	85.76	61	265	680	0
NO.	167	14.24	6	47	114	0
Over Votes	0		0	0	0	0
Under Votes	66		2	9	55	0
QUESTION TWELVE PANAMA CITY BEACH						
(Vote for) 1						
YES	918	79.14	51	242	625	0
NO.	242	20.86	16	62	164	0
Over Votes	0		0	0	0	0
Under Votes	79		2	17	60	0

BAYSDE 04252014 14:29

PREC REPORT-GROUP DETAIL

MUNICIPAL SUPER TUESDAY
BAY COUNTY, FLORIDA
APRIL 22, 2014

OFFICIAL RESULTS

RUN DATE:04/24/14 05:25 PM

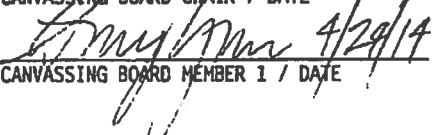
REPORT-EL30A PAGE 0003-03

0003 PANAMA CITY BEACH

TOTAL VOTES	%	EV	ABSENTEE	POLL	PROV
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We, the undersigned, constituting the Canvassing Board for said election above, hereby certify that we met and proceed publicly to canvass the votes given for the offices, persons, and referendums herein specified at the election above held on the above stated date as shown by the returns on file in the office of Bay County, Florida Supervisor of Elections. We do hereby certify these returns as shown.


CANVASSING BOARD CHAIR / DATE


CANVASSING BOARD MEMBER 1 / DATE

CANVASSING BOARD MEMBER 2 / DATE

BAYSDE 04252014 14:29