



City of
Panama City Beach

City Hall
17007 PCB Parkway
PCB, FL 32413
www.pcbfl.gov

MINUTES of the **January 13, 2022** 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.

Mayor Mark Sheldon called the January 13, 2022 regular meeting to order at 9:00 a.m.

ROLL CALL

**MAYOR MARK SHELDON
VICE MAYOR GEOFF MCCONNELL
COUNCILMAN PAUL CASTO
COUNCILMAN PHIL CHESTER
COUNCILMAN MICHAEL JARMAN**

A quorum was present with all five council members. Others present were City Manager Drew Whitman, Assistant City Manager Holly White, City Attorneys Amy Myers and Cole Davis, City Clerk Lynne Fasone, Directors, staff, and members of the public and press.

Pastor Jay Powell from The Church at the Beach led the invocation and Councilman Paul Casto led the Pledge of Allegiance.

Mayor Sheldon provided community announcements. Mayor Sheldon called for approval of the December 9, 2021 regular meeting minutes. **Councilman Casto so moved. Councilman Jarman seconded the motion. All were in favor of approval by a roll call vote (5-0).**

Councilman Casto	Aye
Councilman Chester	Aye
Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Mayor Sheldon	Aye

APPROVAL OF AGENDA

Mayor Sheldon called for approval, additions and/or deletions of the agenda. Hearing and seeing none. **Councilman Casto moved to approve the agenda. Councilman Chester seconded the motion. All were in favor of approval by a roll call vote (5-0).**

Councilman Casto	Aye
Councilman Chester	Aye
Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Mayor Sheldon	Aye

PUBLIC COMMENTS - NON-AGENDA BUSINESS (LIMITED TO THREE MINUTES)

Mayor Sheldon opened the floor for consent agenda and/or non-agenda business public comments.

Michelle Carter – Ms. Carter provided her opinions on justifiable fraud. Ms. Carter reported that a hearing officer had dismissed her recent traffic ticket with respect to her bicycle obstructing her license plate. Ms. Carter asked the Mayor and Council to support a change in the statute that would allow bicycles to obstruct license plates, as two other states allow. Ms. Carter further discussed bike racks obstructing license plates and there not being as many fish in the Gulf near the shore.

Mark Meade – Mr. Meade reported that he was running for PCB City Councilman in Ward 1. Mayor Sheldon informed Mr. Meade that electioneering was not allowed from the podium. Mr. Meade retracted his previous statement. Mr. Meade discussed Mayor Sheldon in photograph with Governor DeSantis and governing like Governor DeSantis. Mr. Meade commented that city council raised his taxes and asked city council to act more like a Ron DeSantis governing body.

Burnie Thompson – Mr. Thompson commented on Michael Price's accident at the curve on Back-Back Road. Mr. Thompson discussed Popeye Park and commented that the City did not pulled permits. Mr. Thompson stated that the city would not tell him the name of the electrical contractor. Mr. Thompson reported that that he made a public records request for his name "Burnie" and over 9,000 emails were found. Mr. Thompson played an audio recording and further talked about Vice Mayor McConnell's businesses.

Mayor Sheldon called for further public comments. Hearing and seeing none, Mayor Sheldon closed public comments.

PRESENTATIONS

Mayor Sheldon called for presentations.

On behalf of City Council, Councilman Casto presented Dr. Rufus L. Wood, Jr. with the Bay County NAACP with a proclamation honoring Rev. Dr. Martin Luther King, Jr. and recognizing Martin Luther King Jr. Day.

CONSENT AGENDA

RESOLUTION NO. 22-69, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AGREEMENT WITH EMERALD COAST STRIPING, LLC FOR PAINT STRIPING AND PAVEMENT MARKINGS ASSOCIATED WITH VARIOUS CITY ROAD IMPROVEMENT PROJECTS.

RESOLUTION NO. 22-70, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING A CHANGE ORDER TO THE CITY'S AGREEMENT WITH L&R CONTRACTING, INC. FOR HOMBRE CIRCLE CULVERT CLEANING AND DRAINAGE IMPROVEMENTS PROJECT IN THE BASIC AMOUNT OF \$62,907.75.

RESOLUTION NO. 22-71, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AGREEMENT WITH PLANTE & MORAN, PLLC FOR ENTERPRISE RESOURCE PLANNING CONSULTING SERVICES, IN THE NOT TO EXCEED AMOUNT OF \$129,600.

RESOLUTION NO. 22-72, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AGREEMENTS WITH ROTOLO CONSULTANTS, INC. AND GRASSCUTTERS LAWN AND LANDSCAPING OF PC, INC. FOR THE MOWING AND LANDSCAPE MAINTENANCE ON CITY PROPERTIES IN THE AMOUNTS AS SET FORTH IN THE BODY OF THE RESOLUTION.

RESOLUTION NO. 22-73, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AGREEMENT WITH SOUTHEASTERN TURF GRASS SUPPLY, INC. FOR THE PURCHASE AND APPLICATION OF TURF CHEMICALS FOR THE PARKS AND RECREATION DEPARTMENT IN THE TOTAL AMOUNT OF \$97,619.60.

RESOLUTION NO. 22-74, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING A GRANT AGREEMENT WITH THE STATE OF FLORIDA DIVISION OF EMERGENCY MANAGEMENT FOR PUBLIC WORKS SAFE ROOM PROJECT IN THE BASIC AMOUNT OF \$93,064.50.

RESOLUTION NO. 22-75, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AGREEMENTS FOR THE PURCHASE OF BULK COMPUTER NETWORKING EQUIPMENT AND HARDWARE FROM Y & S TECHNOLOGIES, INC., ADORAMA INC., IMPERIUM DATA NETWORKS, LLC, AND COMPUTERS AT WORK!, INC., AT SET UNIT PRICES.

RESOLUTION NO. 22-76, A RESOLUTION AUTHORIZING TEMPORARY CLOSURE OF PORTIONS OF CERTAIN ROADS INTERNAL TO PIER PARK TO PERMIT THE PANAMA CITY BEACH MARDI GRAS AND MUSIC FESTIVAL ON FEBRUARY 11 AND 12, 2022; AUTHORIZING CAREFUL TRAFFIC CONTROL AND EXTRAORDINARY USAGE OF PORTIONS OF FRONT BEACH ROAD ON SATURDAY, FEBRUARY 12, 2022, TO PERMIT THE PANAMA CITY BEACH MARDI GRAS AT THE BEACH PARADE; AND PROVIDING AN IMMEDIATELY EFFECTIVE DATE.

Mayor Sheldon asked Ms. Fasone to read the consent agenda. Mayor Sheldon announced that the consent agenda was available to Council. **Councilman Jarman moved to approve the consent agenda. Councilman Chester seconded the motion. All were in favor of approval by a roll call vote (5-0).**

Councilman Casto	Aye
Councilman Chester	Aye
Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Mayor Sheldon	Aye

REGULAR AGENDA- DISCUSSION/ACTION

ITEM 1. ORDINANCE NO. 1576, PROPOSING AMENDMENTS TO THE CITY CHARTER, SECOND READING / PUBLIC HEARING AND ADOPTION.

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Ordinance 1576 by title only. Mayor Sheldon opened the public hearing. Hearing and seeing no comments, Mayor Sheldon closed the public hearing. Mayor Sheldon invited comments from Mrs. Myers. Mrs. Myers reported that if Ordinance 1576 passes, Council could expect a resolution setting forth the ballot language for consideration at its next meeting. Mayor Sheldon noted this item was available to Council. **Councilman Casto moved to approve Ordinance 1576. Councilman Chester seconded the motion. Hearing and seeing no further comments, all were in favor of approval by a roll call vote (5-0).**

Councilman Casto	Aye
Councilman Chester	Aye
Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Mayor Sheldon	Aye

ITEM 2. ORDINANCE NO. 1578, CAPITAL IMPROVEMENT SCHEDULE, ANNUAL UPDATE, FIRST READING.

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Ordinance 1578 by title only. Mayor Sheldon called for public comments. Hearing and seeing no comments, Mayor Sheldon closed public comments. Mayor Sheldon invited Director Leonard to comment. Director Leonard reported that this was the annual update of the capital improvement schedule, done every year, and required to be adopted by ordinance. Director Leonard reported that all departments added input on level of services established by the city's comprehensive plan. Director Leonard further reported that the Planning Board unanimously recommended approval of the schedule at its December 8, 2021 meeting. Mayor Sheldon noted this item was available to Council. **Councilman Chester moved to approve Ordinance 1578. Councilman Casto seconded the motion. Hearing and seeing no further comments, all were in favor of approval by a roll call vote (5-0).**

Councilman Casto	Aye
Councilman Chester	Aye
Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Mayor Sheldon	Aye

ITEM 3. RESOLUTION NO. 22-77, SALE OF SURPLUS LOT.

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 22-77 by title only. Mrs. Myers reported that this deals with the City's old water tower site, next to the Bay Point Golf Course maintenance yard. Mayor Sheldon called for public comments. Hearing and seeing no comments, Mayor Sheldon closed public comments. Mayor Sheldon called for comments from Manager Whitman. Manager Whitman reported that this is one of the four parcels put out to bid and after the bid closed this gentleman contacted the city about purchasing the property, at the appraised value. Mayor Sheldon noted this item was available to Council. **Councilman Chester moved to approve Resolution 22-77. Councilman Jarman seconded the motion. Hearing and seeing no further comments, all were in favor of approval by a roll call vote (5-0).**

Councilman Casto	Aye
Councilman Chester	Aye
Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Mayor Sheldon	Aye

ITEM 4. RESOLUTION NO. 22-78, APPROVING A GRANT AGREEMENT FOR A FIRE TRAINING TOWER.

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 22-78 by title only. Mayor Sheldon called for public comments. Hearing and seeing no comments, Mayor Sheldon closed public comments. Mayor Sheldon reported that the city was excited to that the tower was moving forward and thanked everyone involved with the project. Council members concurred. Mayor Sheldon noted this item was available to Council. **Councilman Jarman moved to approve Resolution 22-78. Councilman Chester seconded the motion. Hearing and seeing no further comments, all were in favor of approval by a roll call vote (5-0).**

Councilman Casto	Aye
Councilman Chester	Aye
Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Mayor Sheldon	Aye

ITEM 5. RESOLUTION NO. 22-79, RATIFYING AND CONFIRMING A GRANT AGREEMENT FOR THE POLICE DEPARTMENT AND BUDGET AMENDMENT.

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 22-79 by title only. Mayor Sheldon called for public comments. Hearing and seeing no comments, Mayor Sheldon closed public comments. Mayor Sheldon noted this item was available to Council. **Councilman Casto moved to approve Resolution 22-79. Councilman Chester seconded the motion. Hearing and seeing no further comments, all were in favor of approval by a roll call vote (5-0).**

Councilman Casto	Aye
Councilman Chester	Aye
Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Mayor Sheldon	Aye

ITEM 6. RESOLUTION NO. 22-80, STAFF RANKING OF RESPONDENTS TO CRA PROGRAM MANAGER RFQ.

Mayor Sheldon introduced Mrs. Myers, City Attorney. Mrs. Myers read Resolution 22-80 by title only. Mayor Sheldon called for public comments. Hearing and seeing no comments, Mayor Sheldon closed public comments. Mayor Sheldon invited comments from Manager Whitman.

Manager Whitman reported this was a big project that the city had been working on for years. Manager Whitman thanked staff for their help on this project. Manager Whitman recommended that both bids be rejected at this time as he'd like more competition. Manager Whitman recommended sending the bid specs back to legal and staff for review. Manager Whitman recommended putting the project out for a pre-bid for 30 days, and after the pre-bid put a bid out for 14 days to see if the city could get more competition. Manager Whitman thanked staff again for their time.

Mayor Sheldon called for comments from Council.

Vice Mayor McConnell expressed concern with delaying the project and commented that the city already had the engineers, construction companies and CEI on board so the city only needed one or two people to bulldog this through. Vice Manager McConnell noted that his preference was to award this tonight.

Councilman Jarman concurred with Vice Mayor McConnell and commented that all along he had been looking for project management, not engineering. Councilman Jarman reported that he did not necessarily see that in the presentations. Councilman Jarman asked Manager Whitman if he had talked with staff. Manager Whitman stated yes and Kelly, Kathy and Wyatt had righted the ship and were doing a great job and agreed to stay on for another month, but he couldn't keep them on this project much longer after that.

Councilman Chester inquired if that would be a minimum of two months. Manager Whitman stated yes and explained that staff knows the importance of this project, so they had stepped up.

Councilman Casto concurred about the importance of the project. Councilman Casto stated that he typically did not go against staff's recommendations. Councilman Casto added that there was nothing wrong with the two firms who submitted bids, and he thought it was worth the two-months delay to get more competition.

Mayor Sheldon agreed that a two-months delay seemed like a long time. Mayor Sheldon added that this project was 20-years old, and the city needed to get it right. Mayor Sheldon added that it was not like

Manager Whitman to go against staff. Councilman Chester emphasized that the project would not be stopping, that staff would keep it rolling. Manager Whitman concurred. Councilman Jarman noted that he trusted the Manager to do his job. Mayor Sheldon concurred. Vice Mayor McConnell Geoff suggested that Council had an oversight responsibility.

Mayor Sheldon asked Council for their direction/rule of Council.

Councilman Jarman moved to follow the recommendations of the City Manager. Mrs. Myers clarified that the motion on the floor was to reject both bids. Councilman Jarman stated yes. Councilman Chester seconded the motion. Hearing and seeing no further discussion, Mayor Sheldon asked Ms. Fasone to call the roll. The motion to reject both bids passed by a (4-1) roll call vote.

Councilman Casto	Aye
Councilman Chester	Aye
Vice Mayor McConnell	No
Councilman Jarman	Aye
Mayor Sheldon	Aye

Councilman Chester briefly excused himself from the room.

ITEM 7. DISCUSSION / ACTION ITEM, CONSIDER RECOMMENDATIONS FROM THE CITIZENS ECONOMIC DEVELOPMENT ADVISORY COMMITTEE.

Mayor Sheldon called for public comments. Hearing and seeing no comments, Mayor Sheldon closed public comments.

Mayor Sheldon invited Director Leonard to the podium. Director Leonard reported that the Economic Development Advisory Committee had been meeting for several months to develop a strategy to lure businesses to the city. Director Leonard added that the Committee put together a video and Ms. Robyn Evans from the Committee was here to make a few comments about the video. Ms. Evans talked about the purpose of the video and added that it would be a great tool for all to use [video played].

Ms. Evans asked Council, on behalf of the Committee, to approve use of the video. Mayor Sheldon thanked Ms. Evans and discussed the Committee's hard work. Mayor Sheldon discussed this being a great tool to put on the website to show people who we are. Mayor Sheldon thanked the TDC for their help with putting this video together. Mayor Sheldon recommended that the City's logo be added to the video. Everyone thanked Robyn and the committee members for their great work.

Mayor Sheldon announced this item was available to Council. **Vice Mayor McConnell moved to approve use of the video. Councilman Jarman seconded the motion. Hearing and seeing no further comments, all were in favor of approval by a roll call vote (4-0).**

Councilman Casto	Aye
Councilman Chester	<i>(Briefly excused himself from the room)</i>
Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Mayor Sheldon	Aye

ITEM 8. DISCUSSION / ACTION ITEM, REAPPOINTMENTS OF COUNCIL APPOINTMENTS TO THE GENERAL, POLICE AND FIRE PENSION BOARDS.

Mayor Sheldon called for public comments. Hearing and seeing no comments, Mayor Sheldon closed public comments. Mayor Sheldon called for comments from Manager Whitman. Manager Whitman reported that three appointments were up and all three members agreed to serve another term.

Mayor Sheldon announced this item was available to Council. **Councilman Jarman moved to approve the slate of reappointments. Vice Mayor McConnell seconded the motion. Hearing and seeing no further comments, all were in favor of approval by a roll call vote (4-0).**

Councilman Casto	Aye
Councilman Chester	<i>(Briefly excused himself from the room)</i>
Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Mayor Sheldon	Aye

ITEM 9. DISCUSSION / ACTION ITEM, APPROVAL OF TRAVEL TO WASHINGTON DC.

Mayor Sheldon called for public comments. Hearing and seeing no comments, Mayor Sheldon closed public comments. Mayor Sheldon called for comments from Manager Whitman. Manager Whitman reported this would give permission for his travel to Washington DC, per his contract. Manager Whitman discussed the federal lobbyist requesting the Manager and Mayor to travel to DC to meet with leaders to set legislative priorities. Manager Whitman added that Council did not need to approve the Mayor's travel. Mayor Sheldon announced this item was available to Council. Vice Mayor McConnell noted this support and talked about funding, the five-year budget and mitigating costs issues. **Councilman Jarman moved to approve the travel. Councilman Casto seconded the motion. Hearing and seeing no further comments, all were in favor of approval by a roll call vote (5-0).**

Councilman Casto	Aye
Councilman Chester	Aye
Vice Mayor McConnell	Aye
Councilman Jarman	Aye
Mayor Sheldon	Aye

CITY MANAGER REPORT

City Manager Whitman thanked staff for their hard work and Dr. Wood for coming out this evening.

CITY ATTORNEY REPORT

No report.

COUNCIL COMMENTS

Councilman Casto concurred with Manager Whitman and thanked staff for the great staff luncheon today. Councilman Jarman concurred with Councilman Casto. Councilman Jarman responded to Mr. Meade's comments (1) that the city does not have a property tax and (2) the TDC receives all the bed tax money. Councilman Jarman reported that the County was responsible for the woods on Back-Back Beach Road, however, the City Manager would reach out to them. Councilman Jarman added that with respect to public records request, the gentleman needed to know what he was asking for and needed to narrow his request down. Vice Mayor McConnell thanked the staff for the luncheon. Mayor Sheldon concurred and reminded everyone to register for youth sports.

With nothing further, Mayor Sheldon adjourned the meeting by unanimous consent at 6:47 p.m.

READ AND APPROVED this 27th day of January, 2022.



Mark Sheldon, Mayor
City of Panama City Beach, Florida

ATTEST:



Lynne Fasone, MMC
City Clerk

* ACTION ITEMS NOTED WITH AN ASTERISK ARE TAKEN BOTH BY THE CITY COUNCIL AND THE PANAMA CITY BEACH REDEVELOPMENT AGENCY JOINTLY AND CONCURRENTLY. IN THE EVENT OF A CONFLICT BETWEEN THE FOREGOING MINUTES AND A VERBATIM TRANSCRIPT OF THESE MINUTES, THE FOREGOING MINUTES SHALL CONTROL.