



City of
Panama City Beach

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

MINUTES of the **March 10, 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 March 10, 2022 regular meeting to order at 6:00 p.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 Ramon Duvall with Beachside Fellowship Church led the invocation and Councilman Michael Jarman led the Pledge of Allegiance.

Mayor Sheldon provided community announcements. Mayor Sheldon called for approval of the **February 24, 2022 regular meeting minutes.** **Councilman Jarman so moved.** **Councilman Chester seconded the motion.** **All were in favor of approval by a roll call vote (5-0).**

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

APPROVAL OF AGENDA

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

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

PRESENTATIONS

Mayor Sheldon called for presentations. On behalf of City Council, Councilman Jarman presented Ron Sharpe, Executive Director of The Arc of the Bay, with a proclamation recognizing National Developmental Disability Awareness Day and the Girl Scout Troop 3040 with a proclamation recognizing National Girl Scout Day.

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

Mayor Sheldon announced that with this being campaign season, he wished to remind everyone that the Council Chambers was a campaign-free zone. Mayor Sheldon opened the floor for consent agenda and/or non-agenda business public comments.

Molly Allen, Lullwater resident – Ms. Allen thanked the Rec & Parks Department for replacing signs at Lullwater Lake. Ms. Allen discussed Florida native tree “Titi” and encouraged everyone to plant and save this species of tree.

Michelle Carter, 22212 Inlet Beach Drive – Ms. Carter discussed crosswalks on Front Beach Road and inquired if motorists were required to stop for pedestrians. Ms. Carter reported that the Breakfast Point crosswalk needed repairs. Ms. Carter reported further that the light at Richard Jackson and Hutchinson was bad and not bright. Ms. Carter asked Council to not forget about the need for tornado sirens on the Beach.

Burnie Thompson – Mr. Thompson discussed charter amendments. Mr. Thompson became combative, and the gentleman’s microphone was cut off.

Frank Sewell – Mr. Sewell discussed Bill 620 that would allow certain businesses to file lawsuits against local governments for loss of revenues.

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

CONSENT AGENDA

RESOLUTION NO. 22-109, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AGREEMENT WITH COASTAL PARASAIL, INC. TO PROVIDE BEACH SERVICES AT RUSSELL-FIELDS PIER IN THE BASE ANNUAL AMOUNT OF \$35,000 PLUS 15% OF THE GROSS REVENUE GENERATED.

REVISION OF THE MASTER AUDIT LIST TO REMOVE OBSOLETE ITEMS. These items are to be removed from the Master Audit List. Staff recommends approval. By approval of this matter in the Consent Agenda, the City Council makes a finding of surplus for these items and approves their removal from the Master Audit List.

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

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

REGULAR AGENDA- DISCUSSION/ACTION

ITEM 1. ORDINANCE NO. 1579, ADOPTING COMPREHENSIVE PARK RULES, SECOND READING / PUBLIC HEARING.

Mayor Sheldon introduced Mrs. Amy Myers, City Attorney. Mrs. Myers read Ordinance 1579 by title only. Mayor Sheldon called for public comments.

Michelle Carter – Ms. Carter asked Council to keep “No Smoking in Parks” in the Rules.

Mrs. Myers explained that the City was pre-empted from regulating smoking by the State of Florida.

Burnie Thompson – Mr. Thompson asked Council to consider removing Popeye Park in Lullwater from the lists of City Parks.

Mrs. Myers reported that she stood by her opinion and that Popeye Park should not be removed.

Hearing and seeing no further comments, Mayor Sheldon closed public comments. Mayor Sheldon noted this item was available to Council. **Vice Mayor McConnell moved to approve Ordinance 1579. Councilman Jarman seconded the motion. Hearing and seeing no further discussion, all were in favor of approval by a roll call vote (5-0).**

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

ITEM 2. ORDINANCE NO. 1580, REQUEST TO ANNEX 3.4009 ACRES LOCATED AT THE NORTH END OF MOONLIGHT BAY DRIVE, SECOND READING / PUBLIC HEARING.

Mayor Sheldon introduced Mrs. Amy Myers, City Attorney. Mrs. Myers read Ordinance 1580 by title only. Mayor Sheldon opened the public hearing. Hearing and seeing no comments, Mayor Sheldon closed the public hearing. Mayor Sheldon invited comment from Director Leonard. Director Leonard reported that this request was for a small-scale future land use map amendment. Director Leonard added that the parcel would go to single family residential, and everything surrounding the parcel had the same single family residential zoning. Director Leonard reported that the Planning Board recommended approval. Mayor Sheldon noted this item was available to Council. **Councilman Casto moved to approve Ordinance 1580. Councilman Jarman seconded the motion. Hearing and seeing no further discussion, all were in favor of approval by a roll call vote (5-0).**

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

ITEM 3. ORDINANCE NO. 1581, SMALL SCALE FUTURE LAND USE MAP AMENDMENT LOCATED AT THE NORTH END OF MOONLIGHT BAY DRIVE, SECOND READING / PUBLIC HEARING.

Mayor Sheldon introduced Mrs. Amy Myers, City Attorney. Mrs. Myers read Ordinance 1581 by title only. Mayor Sheldon opened the public hearing. Hearing and seeing no comments, Mayor Sheldon closed the public hearing. Mayor Sheldon invited comment from Director Leonard. Director Leonard reported that this request was for a small-scale future land use map amendment, a portion of the previous request. Director Leonard added that the parcel would go to single family residential. Director Leonard reported that the Planning Board recommended approval. Mayor Sheldon noted this item was available to Council. **Councilman Casto moved to approve Ordinance 1581. Councilman Jarman seconded the motion. Hearing and seeing no further discussion, all were in favor of approval by a roll call vote (5-0).**

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

ITEM 4. ORDINANCE NO. 1582, ZONING MAP DESIGNATION LOCATED AT THE NORTH END OF MOONLIGHT BAY DRIVE, SECOND READING / PUBLIC HEARING, QUASI-JUDICIAL HEARING.

Mayor Sheldon introduced Mrs. Amy Myers, City Attorney. Mrs. Myers read Ordinance 1582 by title only. Mayor Sheldon announced that this was a hearing concerning the request filed by CADH, LLC to zone property located at the eastern terminus of Moonlight Bay Drive to R-1A (Single Family Residential, Low Density). Mayor Sheldon reported that at the first reading of this Ordinance, Council approved a zoning of this land to R-1A.

Mayor Sheldon informed everyone that the purpose of the hearing was to provide a proceeding whereby the person requesting approval of the rezoning, and other interested parties, could present their cases in support or in opposition to the application.

Mayor Sheldon further reported that the Council would make a decision based upon what it sees and hears at tonight's hearing. Mayor Sheldon informed everyone that this would be a somewhat informal hearing and that Council Members may ask questions of anybody during, or after, each presentation. Mayor Sheldon added that each party would have an opportunity to ask questions of the testifying party at the conclusion of that person's testimony.

Mayor Sheldon further announced that if the Council makes a decision on the matter this evening, the decision would be reduced to writing and interested or adversely affected parties would have 30-days from the issuance of the Order to appeal to the Circuit Court.

Mayor Sheldon asked Council members to make **Jennings Disclosure**. Councilman Jarman reported he had nothing to disclose. Vice Mayor McConnell reported he had no Jennings disclosure. Councilman Chester reported that he knew where the property was located and he had talked with staff about the property. Councilman Casto reported that he had not talked with anyone about the property. Mayor Sheldon reported that he had not talked with anyone about the property.

City Attorney Myers swore in witnesses.

Mayor Sheldon invited Director Leonard to the podium. Director Leonard reported that the hearing was properly noticed. Director Leonard reported that the staff recommended that the property go to a R1A zoning and that the Planning Board recommended approval to go to R1A at its February meeting. Director Leonard entered a packet of information into the record with the City Clerk, including the application and the City Council memo. Mayor Sheldon thanked Director Leonard.

Mayor Sheldon invited the Applicant or Applicant's representative to address Council. Hearing and seeing none. Mayor Sheldon inquired if there were any adversely affected parties who wished to present evidence or testimony objecting to this request. Hearing and seeing none. Mayor Sheldon opened the public hearing. Hearing and seeing no comments, Mayor Sheldon closed the public hearing. Mayor Sheldon asked Mrs. Myers if she had anything to add. Mrs. Myers did not.

Mayor Sheldon noted this item was available to Council and noted Council would begin its deliberations. Hearing and seeing no comments from Council, **Councilman Casto moved to approve the zoning as stated. Councilman Jarman seconded the motion. Hearing and seeing no further discussion, all were in favor of approval of the zoning by a roll call vote (5-0).**

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

ITEM 5. RESOLUTION NO. 22-108, APPROVAL OF JOB DESCRIPTIONS, AND BUDGET AMENDMENT.

Mayor Sheldon introduced Mrs. Amy Myers, City Attorney. Mrs. Myers read Resolution 22-108 by title only. Mayor Sheldon called for public comments. Hearing and seeing none, Mayor Sheldon closed public comments. Mayor Sheldon invited comment from Director Philput. Director Philput was available to answer questions. Mayor Sheldon noted this item was available to Council. Vice Mayor McConnell offered his support and noted that grant position should pay for itself. **Councilman Casto moved to approve Resolution 22-108. Councilman Chester seconded the motion. Hearing and seeing no further discussion, all were in favor of approval by a roll call vote (5-0).**

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

***ITEM 6. RESOLUTION NO. 22-110, INTERIM CRA PROGRAM MANAGEMENT AGREEMENT, AND BUDGET AMENDMENT.**

Mayor Sheldon introduced Mrs. Amy Myers, City Attorney. Mrs. Myers read Resolution 22-110 by title only. Mayor Sheldon called for public comments. Hearing and seeing none, Mayor Sheldon closed public comments. Mayor Sheldon invited comment from City Manager Whitman. Manager Whitman reported that it was important to the community to get the CRA project completed. Manager Whitman added that the City could control the costs of this interim contract by the number of hours the consultant worked and the scope of work. Manager Whitman added that the company's scope of work would be Segment 3. Mayor Sheldon noted this item was available to Council. Councilman Chester concurred that the City needed to keep the project moving forward. Councilman Chester thanked Director Jenkins and staff for

doing a great job keeping the project moving forward. Councilman Chester added that the Council owed it to the citizens to get this project completed. Vice Mayor McConnell inquired about the length of the contract. Director Whitman reported that 6 months, however, the City Could let the consultant go at any time. **Councilman Chester moved to approve Resolution 22-110. Councilman Casto seconded the motion. Hearing and seeing no further discussion, all were in favor of approval by a roll call vote (5-0).**

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

CITY MANAGER REPORT

City Manager Whitman thanked the first responders, especially the City’s fire department, who stood up for Bay County.

CITY ATTORNEY REPORT


No report.

COUNCIL COMMENTS

Councilman Casto concurred with Manager Whitman and thanked all the first responders, firefighters and everyone who helped fight the wildfires. Councilman Chester concurred with Councilman Casto and also thanked the first responders who responded to a recent plane crash. Councilman Jarman encouraged everyone to visit Aaron Bessant Parkway walkway. Councilman Jarman recommended the Planning Board look at Ms. Allen’s request to save and plant the native Titi tree. Councilman Jarman recommended Chief Tal speak with Ms. Carter after tonight’s meeting about crosswalks. Councilman Jarman asked Manager Whitman to have the consultant provide Council with an update on Segment 3 as soon as possible. Councilman Jarman praised the PCB Police and Fire Departments as well. Vice Mayor McConnell commended the City’s first responders for stepping up as well. Vice Mayor McConnell asked everyone to be mindful that spring break was next week. Vice Mayor McConnell wished Mayor Mark Sheldon a happy birthday, yesterday. Mayor Sheldon praised Chief Tal and Chief Morgan for their leadership and compassion of their teams. Mayor Sheldon also commended the PCB staff for jobs well done. Mayor Sheldon concurred with Vice Mayor McConnell and equally reminded everyone about spring break kicking off next week and asked everyone to have patience. Mayor Sheldon reported the city may be getting some bad weather tomorrow and asked everyone to stay aware. Mayor Sheldon responded to Mr. Sewell’s comment in that yes, the City was aware of Bill 620. The Mayor lastly reported that the City’s public records policy was in place for very good reasons.

With nothing further, Mayor Sheldon adjourned the meeting by unanimous consent at 6:42 p.m.

READ AND APPROVED this 24th day of March, 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.