



City of  
**Panama City Beach**

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**MINUTES** of the **November 9, 2023**, 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.

**Vice Mayor Paul Casto called the November 9, 2023, meeting to order at 9:00 a.m.**

**ROLL CALL**

**MAYOR MARK SHELDON – Excused**

**VICE MAYOR PAUL CASTO**

**COUNCILMAN PHIL CHESTER**

**COUNCILMEMBER MARY COBURN**

**COUNCILMAN MICHAEL JARMAN**

**A quorum was present with four members of City Council.** Others present were City Manager Drew Whitman, Assistant City Manager Holly White, City Attorneys Cole Davis and Julia Maddalena, City Clerk Lynne Fasone, Directors, staff, and members of the public and press.

**INVOCATION AND PLEDGE OF ALLEGIANCE**

Pastor Ramon Duvall with Beachside Fellowship Church led the invocation. Councilman Phil Chester the Pledge of Allegiance.

**APPROVAL OF MEETING MINUTES**

Vice Mayor Casto called for approval of the October 26, 2023, regular meeting minutes. **Councilman Chester so moved. Councilmember Coburn seconded the motion. The October 26<sup>th</sup> meeting minutes were unanimously approved by a (4-0) roll call vote.**

Councilman Chester	Aye
Councilman Jarman	Aye
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	Excused

**APPROVAL OF AGENDA**

Vice Mayor Casto called for approval, additions and/or deletions to the agenda. City Manager Whitman requested the addition of **Resolution 24-37**, approving a de-escalation training grant for the Police Department. **Councilman Chester moved to approve the agenda, as amended. Councilman Jarman seconded the motion. All were unanimously in favor of approval of the agenda, as amended, by a (4-0) roll call vote.**

Vice Mayor Casto noted Resolution 24-37 would be added as **new item #11 on the regular agenda.**

Councilman Chester	Aye
Councilman Jarman	Aye
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	Excused

## **PRESENTATIONS**

On behalf of Council, Councilman Chester presented a Veterans' Day Proclamation to members of the American Legion.

Vice Mayor Casto invited Bay District Schools Superintendent Mark McQueen to provide an update on the school district. Vice Mayor Casto thanked Superintendent McQueen.

Vice Mayor Casto invited Assistant CRA Program Manager Scott Passmore to provide a quarterly update on the CRA improvement project.

## **COMMUNITY ANNOUNCEMENTS**

Vice Mayor Casto provided community announcements.

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

Vice Mayor Casto opened the floor to non-agenda business public comments, limited to three minutes each. Hearing and seeing no public comments, Vice Mayor Casto closed the public comment portion of the agenda.

## **CONSENT AGENDA**

Vice Mayor Casto asked Ms. Fasone to read the Consent Agenda.

**RESOLUTION NO. 24-18, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING THE PURCHASE OF FIREFIGHTER TURNOUT GEAR FOR THE FIRE DEPARTMENT FROM NORTH AMERICAN FIRE EQUIPMENT COMPANY IN THE AMOUNT OF \$52,054.00; AND AGREEING TO BE BOUND BY THE TERMS AND CONDITIONS OF THE OREGON LEAGUE OF CITIES CONTRACT GOVERNING THAT PURCHASE.**

**RESOLUTION NO. 24-23, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING THE PURCHASE OF FORTY-ONE HEARTSINE AUTOMATIC EXTERNAL DEFIBRILLATORS FOR THE POLICE DEPARTMENT FROM CARDIAC SOLUTIONS, LLC IN THE TOTAL AMOUNT OF \$57,404.92; AND AGREEING TO BE BOUND BY THE TERMS AND CONDITIONS OF THE EAGLE COUNTY HEALTH SERVICE DISTRICT CONTRACT GOVERNING THAT PURCHASE.**

**RESOLUTION NO. 24-24, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING THE PURCHASE OF A MACK PINNACLE TRACTOR FOR THE STORMWATER AND UTILITIES DEPARTMENTS FROM BRUCKNER TRUCK SALES, INC. IN THE TOTAL AMOUNT OF \$149,467.00; AND AGREEING TO BE BOUND BY THE TERMS AND CONDITIONS OF THE HOUSTON-GALVESTON AREA COUNCIL AGREEMENT GOVERNING THAT PURCHASE.**

**RESOLUTION NO. 24-25, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING A TASK ORDER WITH GORTEMOLLER ENGINEERING, INC. TO PERFORM CONSTRUCTION, ENGINEERING, AND INSPECTION SERVICES ASSOCIATED WITH THE NORTH ALF COLEMAN ROAD SIDEWALK PROJECT IN THE AMOUNT OF \$57,410.00.**

**RESOLUTION NO. 24-26, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING A REVISED TASK ORDER WITH INFRASTRUCTURE SOLUTION SERVICES, INC. REFLECTING INCREASED ARCHITECTURAL SERVICES COSTS ASSOCIATED WITH THE DESIGN OF THE WASTEWATER TREATMENT FACILITY #2 IN AN AMOUNT NOT TO EXCEED \$40,000.00.**

**RESOLUTION NO. 24-27, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, DESIGNATING TRUSTMARK BANK AS AN AUTHORIZED BANKING INSTITUTION FOR CITY DEPOSITORIES AND AUTHORIZING THE APPROPRIATE OFFICERS AND EMPLOYEES OF THE CITY TO TAKE NECESSARY STEPS TO IMPLEMENT THE PROVISION OF BANKING SERVICES.**

**RESOLUTION NO. 24-28, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING THE PURCHASE OF FOUR VOLUTES AND IMPELLERS FOR LIFT STATION 96 FROM AAG ELECTRIC MOTORS & PUMPS, INC. IN THE AMOUNT OF \$67,904.00.**

**RESOLUTION NO. 24-29, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, RELATED TO THE OPTIMIST CLUB OF THE BEACHES' ANNUAL CHRISTMAS PARADE; AUTHORIZING CLOSURE OF PORTIONS OF NAUTILUS STREET, SOUTH PIER PARK DRIVE, L.C. HILTON DRIVE, STINGRAY DRIVE AND POWELL ADAMS ROAD; AND AUTHORIZING TEMPORARY USAGE OF A PORTION OF FRONT BEACH ROAD (US 98A), ALL BETWEEN 3:00 P.M. AND 8:00 P.M. ON DECEMBER 9, 2023; AND PROVIDING AN IMMEDIATELY EFFECTIVE DATE.**

**RESOLUTION NO. 24-30, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING THE PURCHASE OF A MACK GRANITE 21 YARD DUMP TRUCK FOR THE STORMWATER DEPARTMENT FROM BRUCKNER TRUCK SALES, INC. IN THE TOTAL AMOUNT OF \$198,519.00; AND AGREEING TO BE BOUND BY THE TERMS AND CONDITIONS OF THE HOUSTON-GALVESTON AREA COUNCIL AGREEMENT GOVERNING THAT PURCHASE.**

**ACTION ITEM - RATIFY THE CITY MANAGER'S APPOINTMENT OF GERARD VIRGA JR. AND THE REAPPOINTMENT OF RUSSELL RAMEY AS CODE ENFORCEMENT HEARING OFFICERS FOR THE CITY OF PANAMA CITY BEACH.**

**REVISION OF THE MASTER AUDIT LIST TO REMOVE SURPLUS 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.

Vice Mayor Casto noted the Consent Agenda was available to Council. **Councilman Jarman moved to approve the Consent Agenda. Councilman Chester seconded the motion. All were unanimously in favor of approval of the consent agenda by a (4-0) roll call vote.**

Councilman Chester	Aye
Councilman Jarman	Aye
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	<i>Excused</i>

#### **REGULAR AGENDA- DISCUSSION/ACTION ITEMS**

**ITEM 1. ORDINANCE NO. 1633, ADDING A NEW CHAPTER 30 "PENSIONS" FOR PANAMA CITY BEACH POLICE OFFICERS' PENSION PLAN, SECOND READING / PUBLIC HEARING.**

Vice Mayor Casto introduced City Attorney Cole Davis. Mr. Davis read Ordinance 1633 by title only. Vice Mayor Casto opened the public hearing. Hearing and seeing no comments, Vice Mayor Casto closed the public hearing.

Vice Mayor Casto invited comments from Assistant City Manager Holly White. Ms. White explained the main purpose of this Ordinance, and the next two, was to codify the Pension Plans into the City's Code of Ordinances in a new Chapter and Article, 30. Ms. White further explained codification of the Ordinances

would make it easier and more efficient to research pension questions and issues. Ms. White added in addition to the codification, the Ordinances incorporated two minor changes that had not previously been considered by the Council: (1) the mortality table utilized to calculate the actuarial equivalent, was updated from the 1983 Group Annuity Mortality Table for Males to the RP 2000 Generational Mortality Table; and (2) a change to Section 30-77(b)(2) to change the effective date of an election to participate in the DROP to the first day of the first calendar month subsequent to the election date. Ms. White explained further that previous language indicated an effective date on the first day of the first calendar month at least fifteen (15) business days after an election was received from a Member. Ms. White reported that the City's Actuary found no actuarial impact to each Plan.

Vice Mayor Casto noted this item was available to Council. **Councilman Chester moved to approve Ordinance 1633. Councilmember Coburn seconded the motion.** Vice Mayor Casto called for further discussion. Hearing and seeing none, **Ordinance 1633 was unanimously adopted by a (4-0) roll call vote.**

Councilman Chester	Aye
Councilman Jarman	Aye
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	<i>Excused</i>

**ITEM 2. ORDINANCE NO. 1634, ADDING A NEW CHAPTER 30 "PENSIONS" FOR PANAMA CITY BEACH FIREFIGHTERS' PENSION PLAN, SECOND READING / PUBLIC HEARING.**

Vice Mayor Casto introduced City Attorney Cole Davis. Mr. Davis read Ordinance 1634 by title only. Vice Mayor Casto opened the public hearing. Hearing and seeing no comments, Vice Mayor Casto closed the public hearing.

Vice Mayor Casto noted this item was available to Council. **Councilman Jarman moved to approve Ordinance 1634. Councilman Chester seconded the motion.** Vice Mayor Casto called for further discussion. Hearing and seeing none, **Ordinance 1634 was unanimously adopted by a (4-0) roll call vote.**

Councilman Chester	Aye
Councilman Jarman	Aye
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	<i>Excused</i>

**ITEM 3. ORDINANCE NO. 1635, ADDING A NEW CHAPTER 30 "PENSIONS" FOR CITY OF PANAMA CITY BEACH GENERAL MUNICIPAL EMPLOYEES' PENSION PLAN, SECOND READING / PUBLIC HEARING.**

Vice Mayor Casto introduced City Attorney Cole Davis. Mr. Davis read Ordinance 1635 by title only. Vice Mayor Casto opened the public hearing. Hearing and seeing no comments, Vice Mayor Casto closed the public hearing.

Vice Mayor Casto noted this item was available to Council. **Councilman Chester moved to approve Ordinance 1635. Councilman Jarman seconded the motion.** Vice Mayor Casto called for further discussion. Hearing and seeing none, **Ordinance 1635 was unanimously adopted by a (4-0) roll call vote.**

Councilman Chester	Aye
Councilman Jarman	Aye
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	<i>Excused</i>

**ITEM 4. ORDINANCE NO. 1636, RESTRICTIONS ON EVENTS AT AARON BESSANT PARK, SECOND READING / PUBLIC HEARING.**

Vice Mayor Casto introduced City Attorney Cole Davis. Mr. Davis read Ordinance 1636 by title only. Vice Mayor Casto opened the public hearing.

1. Molly Allen, Lullwater Lake Resident – Ms. Allen commented that there appeared to be no ending time on special events. Ms. Allen asked Council to add language to the ordinance to end special events, especially in the summer, at a reasonable time, especially on Sundays. Ms. Allen asked if this ordinance would be codified as well.

Vice Mayor Casto called for additional public comments. Hearing and seeing none, Vice Mayor Casto closed the public hearing.

City Manager Whitman reviewed ending times of special events at Aaron Bessant Park, including a Sunday event ending at 10 pm. Manager Whitman explained that he could not single out/limit the ordinance to one group. Manager Whitman explained that every ordinance was codified.

Vice Mayor Casto noted this item was available to Council. Vice Mayor Casto clarified that currently ending times were 10 pm, unless it was July 4th. Manager Whitman concurred.

Councilmember Coburn recommended Council adjust the ending time in this ordinance to 8 pm on Sunday. A brief discussion regarding reducing congestion and the 8 pm ending time not affecting the Summer Concert series took place.

**Councilmember Coburn moved to amend Ordinance 1636 to change the ending time of a special event at Aaron Bessant Park to 8:00 p.m. on Sunday.**

Sec. 4-25. - Limitation of Special Events.

- (2) No *Special Event* shall be permitted to take place, in whole or in part, at Aaron Bessant Park on any Friday, Saturday, or before 12:00 p.m. and after 8:00 p.m. on Sunday between the last Monday in May ("Memorial Day") and the first Monday in September ("Labor Day") in any given year.

**Councilman Chester seconded the motion.** Vice Mayor Casto called for further discussion. Hearing and seeing none, **Vice Mayor Casto asked the Clerk to call the roll on the motion to amend the ordinance. Ordinance 1636 was adopted, as amended, by a (3-1) roll call vote.**

Councilman Chester	Aye
Councilman Jarman	No
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	<i>Excused</i>

**ITEM 5. RESOLUTION NO. 24-31, APPROVING THE PURCHASE OF ELEVEN FORD POLICE RESPONDER TRUCKS FROM ALAN JAY AUTOMOTIVE MANAGEMENT, INC.**

Vice Mayor Casto introduced City Attorney Cole Davis. Mr. Davis read Resolution 24-31 by title only. Vice Mayor Casto called for public comments. Hearing and seeing none, Vice Mayor Casto closed the public comment period. Vice Mayor Casto noted this item was available to Council. **Councilman Chester moved to approve Resolution 24-31. Councilman Jarman seconded the motion.** Vice Mayor Casto called for

further discussion. Hearing and seeing none, **Resolution 24-31 was unanimously adopted by a (4-0) roll call vote.**

Councilman Chester	Aye
Councilman Jarman	Aye
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	<i>Excused</i>

**ITEM 6. RESOLUTION NO. 24-32, APPROVING THE PURCHASE OF FIVE DODGE DURANGOS FOR THE POLICE DEPARTMENT FROM ALAN JAY AUTOMOTIVE MANAGEMENT, INC.**

Vice Mayor Casto introduced City Attorney Cole Davis. Mr. Davis read Resolution 24-32 by title only. Vice Mayor Casto called for public comments. Hearing and seeing none, Vice Mayor Casto closed the public comment period.

Vice Mayor Casto noted this item was available to Council. Councilman Chester noted that it looked like the City was trying to get whatever vehicle it could at this point. Chief Talamantez concurred. **Councilman Chester moved to approve Resolution 24-32. Councilmember Coburn seconded the motion.** Vice Mayor Casto called for further discussion. Hearing and seeing none, **Resolution 24-32 was unanimously adopted by a (4-0) roll call vote.**

Councilman Chester	Aye
Councilman Jarman	Aye
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	<i>Excused</i>

**ITEM 7. RESOLUTION NO. 24-33, ADOPTING FATS, OILS, AND GREASE MANAGEMENT ADMINISTRATIVE FEES AND ENFORCEMENT FINES.**

Vice Mayor Casto introduced City Attorney Cole Davis. Mr. Davis read Resolution 24-33 by title only. Vice Mayor Casto called for public comments. Hearing and seeing none, Vice Mayor Casto closed the public comment period.

Vice Mayor Casto noted this item was available to Council. Councilman Chester included if the City would need to add employees. Manager Whitman reported, no not right now, however we may need to hire a consultant. **Councilman Chester moved to approve Resolution 24-33. Councilman Jarman seconded the motion.** Vice Mayor Casto called for further discussion. Hearing and seeing none, **Resolution 24-33 was unanimously adopted by a (4-0) roll call vote.**

Councilman Chester	Aye
Councilman Jarman	Aye
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	<i>Excused</i>

**ITEM 8. RESOLUTION NO. 24-34, APPROVING AN AGREEMENT WITH ECSC, LLC RELATING TO THE CONSTRUCTION OF THE NORTH ALF COLEMAN ROAD SIDEWALK PROJECT.**

Vice Mayor Casto introduced City Attorney Cole Davis. Mr. Davis read Resolution 24-34 by title only. Vice Mayor Casto called for public comments. Hearing and seeing none, Vice Mayor Casto closed the public



comment period. Vice Mayor Casto noted this item was available to Council. Councilman Jarman thanked the Public Works Department for working on this important project. **Councilman Jarman moved to approve Resolution 24-34. Councilmember Coburn seconded the motion.** Vice Mayor Casto called for further discussion. Hearing and seeing none, **Resolution 24-34 was unanimously adopted by a (4-0) roll call vote.**

Councilman Chester	Aye
Councilman Jarman	Aye
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	<i>Excused</i>

**ITEM 9. RESOLUTION NO. 24-35, APPROVING AGREEMENTS RELATING TO DISASTER DEBRIS AND REMOVAL SERVICES.**

Vice Mayor Casto introduced City Attorney Cole Davis. Mr. Davis read Resolution 24-35 by title only. Vice Mayor Casto called for public comments. Hearing and seeing none, Vice Mayor Casto closed the public comment period. Vice Mayor Casto noted this item was available to Council. **Councilman Chester moved to approve Resolution 24-35. Councilman Jarman seconded the motion.** Vice Mayor Casto called for further discussion. Hearing and seeing none, **Resolution 24-35 was unanimously adopted by a (4-0) roll call vote.**

Councilman Chester	Aye
Councilman Jarman	Aye
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	<i>Excused</i>

**ITEM 10. RESOLUTION NO. 24-36, APPROVING AGREEMENTS RELATING TO DISASTER DEBRIS MONITORING SERVICES.**

Vice Mayor Casto introduced City Attorney Cole Davis. Mr. Davis read Resolution 24-36 by title only. Vice Mayor Casto called for public comments. Hearing and seeing none, Vice Mayor Casto closed the public comment period. Vice Mayor Casto noted this item was available to Council. **Councilman Chester moved to approve Resolution 24-36. Councilmember Coburn seconded the motion.** Vice Mayor Casto called for further discussion. Hearing and seeing none, **Resolution 24-36 was unanimously adopted by a (4-0) roll call vote.**

Councilman Chester	Aye
Councilman Jarman	Aye
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	<i>Excused</i>

**ADDED TO THE AGENDA: ITEM 11. RESOLUTION NO. 24-37, A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING A GRANT AGREEMENT WITH THE UNITED STATES DEPARTMENT OF JUSTICE FOR DE-ESCALATION TRAINING FOR THE POLICE DEPARTMENT IN THE AMOUNT OF \$249,200.00; AND DESIGNATING THE CITY'S GRANTS/CONTRACT REPRESENTATIVE.**

Vice Mayor Casto introduced City Attorney Cole Davis. Mr. Davis read Resolution 24-37 by title only. Vice Mayor Casto called for public comments. Hearing and seeing none, Vice Mayor Casto closed the public comment period. Vice Mayor Casto invited Chief Talamantez to comment.

Chief Talamantez recommended approval of this Department of Justice grant relating to the future purchase of de-escalation virtual reality training for the Police Department.

Vice Mayor Casto noted this item was available to Council. Councilman Jarman thanked Chief Talamantez for finding another grant and noted the City did not have to match funds; it was a zero-match grant. Chief Talamantez concurred. **Councilman Jarman moved to approve Resolution 24-37. Councilman Chester seconded the motion.** Vice Mayor Casto called for further discussion. Hearing and seeing none, **Resolution 24-37 was unanimously adopted by a (4-0) roll call vote.**

Councilman Chester	Aye
Councilman Jarman	Aye
Councilmember Coburn	Aye
Vice Mayor Casto	Aye
Mayor Sheldon	<i>Excused</i>

**CITY MANAGER REPORT** – Manager Whitman reminded everyone that November 11<sup>th</sup> was Veterans’ Day and thanked the men and women of the Armed Forces.

**CITY ATTORNEY REPORT** – Mr. Davis reported the City had exhausted every measure with respect to 109 Seclusion Drive, and with Attorney Julia Maddalena’s hard work, there was a new buyer, the foreclosure had concluded, and all squatters were immediately evicted. Councilmembers thanked Ms. Maddalena.

**COUNCIL COMMENTS** – Vice Mayor Casto invited comments from Council.

Councilmember Coburn thanked the residents who came out to volunteer for the Ironman event.

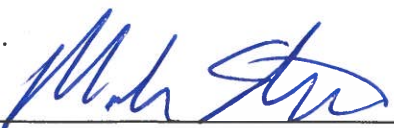
Councilman Chester noted with respect to Ordinance 1636, he had discussed the idea of changing the ending time of special events on Sunday with the TDC and they were good with the change.

Councilman Jarman wished everyone a Happy Veterans’ Day and invited everyone to attend Saturday’s parade.

Vice Mayor Casto thanked the Public Works Department for the opening on the eastern leg of Gayles’ Trails yesterday. Vice Mayor Casto added it had been a long time coming and the addition was mostly completed with grant money. Vice Mayor Casto reported the Public Works Department, especially Kathy, had kept that project moving. Vice Mayor Casto wished everyone a Happy Veterans’ Day and a Happy Thanksgiving!

**With nothing further, Vice Mayor Casto adjourned the meeting by unanimous consent at 9:58 a.m.**

**READ AND APPROVED** this 14<sup>th</sup> day of December, 2023.

  
\_\_\_\_\_  
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.