

4/26/2022 - Minutes

1. Opening Prayer with Reverend Rian Adams St. Andrew's Episcopal church.
2. Pledge of Allegiance to the Flag.
3. Roll Call and Approval of Minutes for the April 12, 2022 Commission Meeting.

City Clerk Jan Smith called the roll with the following members present: Mayor Greg Brudnicki, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader and Josh Street. Also present: City Attorney Nevin Zimmerman, Assistant City Managers Jared Jones and Brandy Waldron.

Commissioner Rader moved to approve the minutes for the April 12, 2022 City Commission Meeting as presented. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

4. Additions, Deletions and Modifications.

Assistant City Manger Brandy Waldron recommended postponing items 5e and 5f to the meeting of May 10, 2022.

Commissioner Brown moved to continue items 5e and 5f to the meeting of May 10, 2022. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

5. Mayor's Report

- 5.a. Doreen Geldert, Deputy City Clerk, 20-year service recognition plaque.

Mayor Brudnicki recognized Doreen Geldert for 20 years of service.

- 5.b. Proclamation for Mental Health Awareness.

Mayor Brudnicki presented a Proclamation to Bay of Hope Peers Network, proclaiming May 2022 as Mental Health Awareness month throughout the City of Panama City.

- 5.c. Proclamation for National Tourism Week.

Mayor Brudnicki presented a Proclamation to Jennifer Vigil, President of Destination Panama City, proclaiming the week of May 1st to 7th 2022 as National Travel and Tourism Week throughout the City of Panama City.

- 5.d. Proclamation for International Firefighters Day

Mayor Brudnicki presented a Proclamation to Panama City Fire Chief David Collier proclaiming May 4th 2022 as International Firefighter Day throughout the City of Panama City.

5.e. Appointments to the Panama City Port Authority.

Item 5e was continued to the meeting of May 10, 2022.

5.f. Appointment to the Panama City - Bay County Airport Authority.

Item 5f was continued to the meeting of May 10, 2022.

5.g. Community Announcements.

Mayor Greg Brudnicki discussed the following community announcements during a video presentation:

Youth tennis returned to Oakland Terrace April 7th. Our youth tennis camp takes place Thursdays through May 19th, from 4:30 – 5:30 p.m. and is open to all youth ages 7 – 13.

The Krewe of St. Andrews and the City of Panama City hosted their annual Easter Egg Hunt at Oakland Terrace Park April 16th. Both kids and adults enjoyed games, face painting, arts and crafts.

Teen Tuesdays: Paint Night returned to the Panama City Center for the Arts, the last Tuesday of each month to create step by step canvases, co-hosted by Palmetto Paint PC. Admission is free. The fun begins at 6 p.m.

Join us on the 5th of May for a Cinco de Mayo celebration at Oakland Terrace Park from 4-7 p.m. Enjoy the festive sounds of an authentic Mariachi band, chips and salsa, and a hot pepper eating contest.

Panama City is teaming up with Legacy Arborist Services to host a free Tree Care Workshop and Giveaway on National Arbor Day, April 29th, from 9 a.m. to 12p.m. at Oakland Terrace Clubhouse. Each participant will receive a free 7- gallon Winged Elm.

May is known nationally as Mental Health Awareness Month. Come to Daffin Park, May 21st, for a family friendly community gathering of resources supporting those affected by substance use and mental health challenges. This event runs from 1-4 p.m. and is brought to you by Bay of Hope.

Saturday, May 21st, join us at Carl Gray Park located on Collegiate Dr. in Panama City for live music, food trucks, and fun at the inaugural #TessStrong Food Truck Festival. There is no entry fee for this event.

DADSRA-Panhandle and the City of Panama City are excited to announce the inaugural Asian American/Pacific Islander Festival, Discover Asia, downtown at McKenzie Park, May 21st, from 3-8 p.m.

6. Audience Participation

Michelle Clay, 803 E. 10th St., Panama City; William Swift, 1505 Dunnett CT., Lynn Haven; addressed the Commission

7. City Attorney

- 7.a. Approval of Participation Agreements related to National Opioid settlements reached by the State of Florida (CVS Health Corp, Teva and Allergan Pharmaceutical Companies).

Commissioner Rader moved for approval of Participation Agreements related to National Opioid settlements reached by the State of Florida (CVS Health Corp, Teva and Allergan Pharmaceutical Companies). On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

- 7.b. First Reading of Ordinance 3060 for Emergency Declarations, Nuisances, and Pop-up Events.

City Attorney Nevin Zimmerman briefly discussed Ordinance 3060.

The Ordinance was read as a first reading by title only as shown below:

ORDINANCE 3060

AN ORDINANCE OF THE CITY OF PANAMA CITY, FLORIDA, AMENDING THE CITY'S CODE OF ORDINANCES TO ESTABLISH A NEW CHAPTER 25 RELATED TO EMERGENCY DECLARATIONS; PROVIDING DEFINITIONS; PROVIDING FOR DECLARATIONS OF EMERGENCY; AUTHORIZING MEASURES TO ADDRESS THE EMERGENCY; PROVIDING FOR THE FILING, PUBLICATION, DURATION AND SCOPE OF EMERGENCY ORDERS; PROVIDING FOR ADVANCED EMERGENCY DECLARATION MEASURES; PROVIDING PENALTIES AND ENFORCEMENT; AMENDING CHAPTER 3 OF THE CITY'S CODE TO INCLUDE DEFINITIONS; PROVIDING FOR REGULATION IN COMMERCIAL PARKING LOTS; AMENDING CHAPTER 12 OF THE CITY'S CODE TO INCLUDE A NUISANCE DEFINITION; AMENDING CHAPTER 17 TO ADD A NEW SECTION ADDRESSING SPONTANEOUS UNPERMITTED ASSEMBLIES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN IMMEDIATELY EFFECTIVE DATE.

- 7.c. Final reading of Late Night Ordinance 3059 for Alcoholic Beverage Establishments.

City Attorney Nevin Zimmerman announced the Public Hearing.

City Attorney Nevin Zimmerman recommended, based upon previous discussion, it may be appropriate for a motion to withdraw this ordinance.

Commissioner Haligas moved to withdraw Late-Night Ordinance 3059. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

John Kady, 513 E 4th St., Panama City; addressed the Commission.

8. Unfinished Business

- 8.a. Final reading of Ordinance 3053.1, voluntary annexation of 0.499 (approx.) acres of property located at 2908 Tupelo Drive.

Mayor Brudnicki announced the public hearing.

Commissioner Rader moved to approve Final Reading of Ordinance 3053.1 voluntary annexation of 0.499 (approx.) acres of property located at 2908 Tupelo Drive. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Ordinance was read as a final reading by the title only as shown below:

ORDINANCE NO. 3053.1

AN ORDINANCE OF THE CITY APPROVING THE VOLUNTARY ANNEXATION OF 0.499 ACRES OF UNINCORPORATED PROPERTY LOCATED AT 2908 TUPELO DRIVE BAY COUNTY, FLORIDA, INTO THE CITY, AS FURTHER DEFINED HEREINAFTER, AMENDING THE WARDS AND BOUNDARIES OF THE CITY TO INCLUDE SAID LAND AND PROVIDING FOR AN EFFECTIVE DATE.

- 8.b. Final reading of Ordinance 3053.2 amending the Future Land Use Map of the City to reflect a land use designation of Residential for the property located at 2908 Tupelo Drive.

Mayor Brudnicki continued the public hearing.

Commissioner Street moved to approve Final reading of Ordinance 3053.2 amending the Future Land Use Map of the City to reflect a land use designation of Residential for the property located at 2908 Tupelo Drive. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Ordinance was read as a final reading by the title only as shown below:

ORDINANCE NO. 3053.2

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN FUTURE LAND USE MAP OF THE CITY TO REFLECT A LAND USE DESIGNATION OF RESIDENTIAL FOR A PARCEL OF PROPERTY LOCATED AT 2908 TUPELO DRIVE, PANAMA CITY, FLORIDA, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

- 8.c. Final reading of Ordinance 3053.3 amending the Zoning Map of the City to reflect a zoning designation of Residential-1, R-1, for the property located at 2908 Tupelo Drive.

Mayor Brudnicki announced the public hearing.

Commissioner Rader moved to approve Final reading of Ordinance 3053.3 amending the Zoning Map of the City to reflect a zoning designation of Residential-1, R-1, for the property located at 2908 Tupelo Drive. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Ordinance was read as a final reading by the title only as shown below:

ORDINANCE NO. 3053.3

AN ORDINANCE ZONING A PARCEL OF PROPERTY LOCATED AT 2908 TUPELO DRIVE PANAMA

CITY, FLORIDA, HAVING APPROXIMATELY 0.499 ACRES, RESIDENTIAL-1, R-1, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE

- 8.d. Final reading of Ordinance 3054.1 amending the Future Land Use Map of the City to reflect a land use designation of Mixed Use for the property located at 1817 Beck Avenue.

Mayor Brudnicki announced the public hearing.

Commissioner Street moved to approve Final reading of Ordinance 3054.1 amending the Future Land Use Map of the City to reflect a land use designation of Mixed Use for the property located at 1817 Beck Avenue. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Ordinance was read as a final reading by the title only as shown below:

ORDINANCE NO. 3054.1

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN FUTURE LAND USE MAP OF THE CITY TO REFLECT A LAND USE DESIGNATION OF MIXED USE FOR PARCELS OF PROPERTY LOCATED AT 1817 BECK AVENUE, PANAMA CITY, FLORIDA, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

- 8.e. Final reading of Ordinance 3054.2 amending the Zoning Map of the City to reflect a zoning designation of Mixed Use-3, MU-3 for the property located at 1817 Beck Avenue.

Mayor Brudnicki continued the public hearing.

Pete Chronis, 1811 Beck Ave., Panama City; addressed the Commission.

Development Services Senior Planner Jiwuan Haley briefly discussed the Variance request for the property at 1817 Beck Ave.

Commissioner Street moved to approve Final reading of Ordinance 3054.2 amending the Zoning Map of the City to reflect a zoning designation of Mixed Use-3, MU-3 for the property located at 1817 Beck Avenue. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

The Ordinance was read as a final reading by the title only as shown below:

ORDINANCE NO. 3054.2

AN ORDINANCE ZONING PARCELS OF PROPERTY LOCATED AT 1817 BECK AVENUE, PANAMA CITY, FLORIDA, HAVING APPROXIMATELY 0.131 ACRES, MIXED USE 3, MU-3, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

- 8.f. Final reading of Ordinance 3055.1 amending the Future Land Use Map of the City to reflect a land use designation of Mixed Use for the property located at 403 and 405 E 4th Street.

Mayor Brudnicki announced the public hearing.

Waylon Patterson, 450 Massalina Dr., Panama City; Jim Bushay, 7312 E Louetta Rd, Spring TX; John Kady, 513 E. 4th St., Panama City; Gary Boyette, 451 Massalina Dr., Panama City; Melana Weems, 423 Massalina Dr, Panama City; Walter Henry, 614 Maple Ave., Panama City; addressed the commission

Commissioner Haligas made a motion to deny Final reading of Ordinance 3055.1 amending the Future Land Use Map of the City to reflect a land use designation of Mixed Use for the property located at 403 and 405 E 4th Street. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

- 8.g. Final reading of Ordinance 3055.2 amending the Zoning Map of the City to reflect a zoning designation of Mixed Use-3, MU-3 for the property located at 403 and 405 E 4th Street.

Item 8g was not discussed due to denial of land use change.

- 8.h. Final reading of Ordinance 3056.1 amending the Future Land Use Map of the City to reflect a land use designation of Mixed Use for the property located at E 11th Street (Parcel ID#: 16454-220-010)

Mayor Brudnicki announced the public hearing.

Michael Mitchell, 1301 Cardwell Dr, Panama City; Bruce Bush, 711 N. 11th St, Panama City; Fredrick Moseley, 807 W. St, Panama City; addressed the Commission.

Commissioner Brown made a motion to deny Final reading of Ordinance 3056.1 amending the Future Land Use Map of the City to reflect a land use designation of Mixed Use for the property located at E 11th Street (Parcel ID#: 16454-220-010). On a roll call vote, Commissioners Kenneth E. Brown, Billy Rader, and Mayor Greg Brudnicki voted "YEA". "NAYS" – Commission Jenna Haligas and Josh Street. The City Clerk certified the motion passed by a 3-2 vote.

- 8.i. Final reading of Ordinance 3056.2 amending the Zoning Map of the City to reflect a zoning designation of Mixed Use-2, MU-2 for the property located at E 11th Street (Parcel ID#: 16454-220-010)

Item 8i was not discussed due to denial of land use change

9. Consent Agenda

- 9.a. Tess Strong Food Truck Fest, May 21 2:00 p.m. to 6:00 p.m., Carl Gray Park, Sponsored by Tess Rowland and NW FL Madd.

Commissioner Haligas moved to approve the consent agenda a presented. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

10. City Manager

- 10.a. Consideration of Approval of Budget Amendment for the 2021-2022 fiscal year Resolution No. 20220426.1 for Construction Improvements of Pump Station #14 by Gulf Coast Utility Company in the amount of \$1,540,650.00.

Commissioner Street moved for approval of Budget Amendment for the 2021-2022 fiscal year Resolution No. 20220426.1 for Construction Improvements of Pump Station #14 by Gulf Coast Utility Company in the amount of \$1,540,650.00. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote

The Resolution was read by title only as shown below:

RESOLUTION NO.20220426.1

A RESOLUTION PROVIDING FOR THE AMENDMENT OF THE APPROVED FISCAL YEAR 2021-2022 BUDGET TO USE THE STATE REVOLVING FUNDS (SRF) FOR CONSTRUCTION IMPROVEMENTS TO LIFT STATION #14.

- 10.b. Consideration of Approval of Budget Amendment for the 2021-2022 fiscal year Resolution No. 20220426.2 for Pump Station #44 Rehabilitation Design by Mott MacDonald in the amount of \$214,000.00.

Commissioner Rader moved for approval of Budget Amendment for the 2021-2022 fiscal year Resolution No. 20220426.2 for Pump Station #44 Rehabilitation Design by Mott MacDonald in the amount of \$214,000.00. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote

The Resolution was read by title only as shown below:

RESOLUTION NO.20220426.2

A RESOLUTION PROVIDING FOR THE AMENDMENT OF THE APPROVED FISCAL YEAR 2021-2022 BUDGET TO USE THE STATE REVOLVING FUNDS (SRF) FOR LIFT STATION #44 REHABILITATION DESIGN.

- 10.c. Consideration to approve Budget Amendment Resolution 20220426.5 to utilize privately donated funds from David Costa Enterprises to expand the police department's community relations program in the amount of \$1,000.00.

Commissioner Street moved to approve Budget Amendment Resolution 20220426.5 to utilize privately donated funds from David Costa Enterprises to expand the police department's community relations program in the amount of \$1,000.00. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote

The Resolution was read by title only as shown below:

RESOLUTION NO.20220426.5

A RESOLUTION PROVIDING FOR THE AMENDMENT OF THE APPROVED FISCAL YEAR 2021-

2022 BUDGET FOR THE ACCEPTANCE OF A DONATION FROM DAVID COSTA ENTERPRISES TO THE POLICE DEPARTMENT TO SPEND ON COMMUNITY POLICING.

- 10.d. Consideration of Approval for Purchase of six (6) Sewage Bypass Pumps from Marshall Brothers Construction and Engineering, Inc. in the amount of \$175,000.00.

Commissioner Street moved for approval for Purchase of six (6) Sewage Bypass Pumps from Marshall Brothers Construction and Engineering, Inc. in the amount of \$175,000.00. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote

- 10.e. Consideration for Approval of Moffatt & Nichol for Architectural and Engineering Services in the amount of \$84,500 for Change Order No. 1 for additional design work for the St. Andrews Marina Bulkhead Repairs and Utilities Replacement Project.

Commissioner Street moved for Approval of Moffatt & Nichol for Architectural and Engineering Services in the amount of \$84,500 for Change Order No. 1 for additional design work for the St. Andrews Marina Bulkhead Repairs and Utilities Replacement Project. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote

- 10.f. Consideration of approval for the renewal of city internet services with WOW! in the total amount of \$213,406.92.

Commissioner Brown moved to approve the renewal of city internet services with WOW! in the total amount of \$213,406.92. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote

- 10.g. Consideration of approval of a renewal agreement for Cityworks in the amount of \$122,400.

Commissioner Rader moved for approval of a renewal agreement for Cityworks in the amount of \$122,400. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote

- 10.h. Consideration of approval of Professional Services Contract for Urban Planning and Design with: DPZ CoDesign., LLC., Goodwyn Mills Cawood, LLC., and Dover Kohl & Partners.

Commissioner Haligas moved for approval of Professional Services Contract for Urban Planning and Design with: DPZ CoDesign., LLC., Goodwyn Mills Cawood, LLC., and Dover Kohl & Partners. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none. The City Clerk certified the motion passed by a 5-0 vote.

- 10.i. Consideration of approval of Community Development Block Grant (CDBG) Housing Program Policies and Procedures Manual and accompanying Resolution No 20220426.4

Commissioner Brown moved for approval of CDBG Housing Program Policies and Procedures Manual and accompanying Resolution No 20220426.4. On a roll call vote, Commissioners Jenna Haligas, Kenneth E. Brown, Billy Rader, Josh Street and Mayor Greg Brudnicki voted "YEA". "NAYS" - none.

The City Clerk certified the motion passed by a 5-0 vote

The Resolution was read by title only as shown below:

RESOLUTION NO 20220426.4

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PANAMA CITY DECLARING THE COMMUNITY DEVELOPMENT BLOCK GRANT POLICIES AND PROCEDURES TO BE ADOPTED.

11. Adjournment.

There being no further business the meeting adjourned at 9:49 a.m.