

**CITY COMMISSION MEETING MINUTES
TUESDAY, JANUARY 12, 2021
SENIOR ACTIVITY CLUB FACILITY- 905 PENNSYLVANIA AVE
9:00 AM**

Present:

Judy Tinder, Commissioner
Brandon Aldridge, Commissioner
Pat Perno, Commissioner
Vickie Gainer, City Manager
Kevin Obos, City Legal Counsel
LT. Steve Enfinger, LHPD

Item #1. Call to order: By Brandon Aldridge, Commissioner at 9AM

Item #2. Invocation/Pledge of Allegiance: Invocation by City Manager, Vickie Gainer, followed by the pledge of allegiance,

Motion by Commissioner Pat Perno: To Excuse Mayor Pro Tem, Dan Russell from meeting.

Second to the Motion: Commissioner Tinder

On Vote: Perno aye
Tinder aye
Aldridge aye

Motion passed: 3-0

Item #3. Mayor Pro Tem’s Report: Commissioner Aldridge stated that it has been a busy couple months with the holidays and election and he is happy to be in 2021 and in a safe city. Thankful for everyone and our city. Spoke on the vaccinations done at the Senior Center and he was proud to be able to show off the facility to the Governor and how the Governor was complimentary of the work we are doing and have done throughout the City. He thanked everyone again and wished a happy new year to all.

Item #4 Commissioners Report. Commissioner Perno stated he was moved to represent the City during the Wreath’s across America day in December. He was inspired by the process of saying each person’s name and thanking them for their service, It was very emotional. He stated that the holidays were a good reunion for his family and sees nothing but a bright future coming for Lynn Haven. He mentioned the Rails to Trails project, the Sacred Heart Hospital, the recreation center, sports complex, and other City buildings as well as the Lynn Haven Bayou Park, stating there are so many great things right on the cusp of happening in 2021, 2022 and 2023. He looks forward to a great future in Lynn Haven and a great year. Commissioner Tinder stated things will be on the upswing in the next year. She stated that she had handed out to the commissioners a copy of her truce that she received from the county showing that she did not make the \$90,000 after Hurricane Michael as previously reported. Mr. Wing reported at the last meeting that I made 90K in a month. This is false. She provided copies of the check register from the county showing she made 43K in 6 weeks after Hurricane Michael and after expenses she may have made 20K. She also handed to the commissioners a copy of all her permits. She stated her concerns regarding the 1099 that was

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voted on a few meetings ago. She says her concerns are that they will lose their life insurance and is concerned. City attorney informed that he is unaware of that being the case on a 1099, He said he will look at this again to confirm that is not the case. Commissioner Tinder said she has been dealing with code enforcement issues. She also stated that she saw some issues with the meeting minutes and wanted to correct them. Vickie informed her that she can go over it when we get to that agenda item.

Item #5. City Manager's Report. City Manager wished a happy new year and explained the City is working through COVID and that we are continuing to wear masks and follow social distancing to keep staff safe. She emphasized that we are working hard to ensure everyone stays healthy. She announced employee of the month, Sherry Bomar. She discussed the plans for the celebration of Black History Month that will be held at the Senior Center in February. She informed that the Commission has approved the Mosley High School design and the timeline will be finalized soon. The drawings, etc. will be on display for vote in the future. Finance Director, Kiki Roman answered Commission Tinder's question regarding the amount paid DAG for the Sports Complex to verify the details. Commissioner Tinder also questioned payment for three lift stations. Greg Kidwell stated the lift stations are # 4 and #12 and emergency repair on 38. She also inquired regarding checks paid to Neves Media; Kiki explained these checks are for work done at the Senior Center.

Item #6. City Attorney's Report. City Attorney stated we are working on charter amendments. He stated he would go over these with commissioners individually and then go over in subsequent meetings.

Item #7. Public Commentary. Mr. Walker explained he did not know anything about the vaccinations being held at the Senior Center this past Sunday, the 18,000 people in this community were not notified and only certain churches were being singled out and he does not agree with this. He does not agree with how the Governor handled it and how we went along with it. Commissioner Aldridge explained that the City of Lynn Haven had nothing to do with this and it was held by the Governor in which he requested no information to be released. There were only 500 available and were already allocated to individuals previously approved. He explained how the Governor's office had chosen a few churches to try and get the word out stating the City merely provided a place. He also stated we will not defy orders from the Governor. This is not the City's doing, this was the Florida Dept of Health and the county.

Mr. Walker then stated that this is not what the public thinks and he does not agree that we as a City would be okay with this. He stated there was a memorandum sent to all staff that this was going to happen. City Manager spoke on how she was disappointed that the citizens would think the City would choose a specific group of people to get the vaccines. She explained that the Governor is doing this all over the state not just in our city. She stated staff is always notified when the police department or fire department is involved. This was considered a closed pod all over the state, not just here. Ms. Arlene asked how many Lynn Haven churches were involved. She showed up Sunday and tried to get on the list. Vickie Gainer answered that all churches in Lynn Haven were notified but was not sure of how the DOH chose the individuals. Ms. Mcelroy said she thinks it is great that people are showing up to get their vaccines. She stated we are all children of God and it should not matter what you worship as we are a diverse state and should be careful on how we speak regarding these events. She suggested we inform the Governor's office to handle this differently next time. Ms. (did not state her name) spoke regarding how she is grateful for the vaccines and if we have issues on how it was handled, we

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should give suggestions instead of complaining, possibly volunteering to make it right personally. Commissioner Aldridge spoke about how the Seniors were cheering and clapping and that we all need to be positive. Jamie Ward spoke voicing his concerns with the 1099. He used an example from the IRS website with why the 1099 is not how the commissioners should be paid because they are considered employees. He explained that every City of Bay County pays the commissioners with a W2, He stated that the City of Callaway paid their commissioners with a 1099 and were fined for this and had to correct it. He requested clarification. Commissioner Aldridge said he does not like 1099's either and would like better clarification as well. Financial Director, Kiki Roman said she is doing as instructed and we may be in jeopardy of remittance back on those funds if we do not move to 1099. City Attorney said we need to get the charter updated and he will need to get clarification as well. Commissioner Tinder asked if the new council is the one who directed her to make this change. Kiki confirmed. City Manager stated the Commission has been paid 1099 in the previous years and was changed recently per legal counsel. Jamie Ward wanted to submit a document on record. Commissioner Aldridge stated there is not an official record, but he could leave it with the City Attorney. Mr. Brian Gray asked how changing to the 1099 effects the budget. Finance Director stated this will all be addressed at the midyear budget making necessary adjustments. Mr. Walker said the IRS is very explicit on this as well as the state and the commissioners being employees of the municipality should be receiving the W2. He readdressed Callaway's issues, etc. and suggested W2 method be implemented.

Item # 8-10 CONSENT AGENDA:

8. Minutes: 12/8/20 - Regular Meeting
9. Approval to excuse Hobie Kingry from the Beautification Board.
10. Discussion regarding time extensions of RV's, trailers, and pods on private property for residents affected by Hurricane Michael, in accordance with Ordinance #1071.

Motion by Commissioner Perno: To remove the meeting minutes, item 8, for discussion.

Second to the Motion: Commissioner Tinder

Commissioner Tinder stated she wanted to make corrections to the December 8th minutes. She specified that where it starts out Jodi Moore on line 4, it was not Brian Grey it was Brian Dick who made those comments. She said at the bottom of the paragraph that stated he inquired where Commissioner Tinder was after the storm and stated, oh he knows where she was, needs to be changed to state, "Oh that's right, you were using county resources and facilities to make over \$90,000.00 in less than a month while still collecting disability from the taxpayers". She stated this is exactly what was said, believe me, I did a public records request from the county and she requested to have it corrected.

Motion by Commissioner Perno: to approve amended minutes.

Second to the motion: Commissioner Tinder

On Vote:

Perno	aye
Tinder	aye
Aldridge	aye

Motion passed: 3-0

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Motion by Commissioner Perno: to approve consent agenda items 9 & 10.
Second to the motion: Commissioner Tinder

On Vote:

Perno	aye	
Tinder	aye	
Aldridge	aye	Motion passed: 3-0

Item # 11. First reading of Ordinance # 1101 for amendments to code enforcement system.

City Manager read Ordinance #1101.

Motion by Commissioner Perno: to approve as presented.
Second to the motion: Commissioner Tinder

On Vote:

Perno	aye	
Tinder	aye	
Aldridge	aye	Motion passed: 3-0

Item # 12. Discussion and possible approval of the award of the Vermont Avenue Stormwater Improvements project to L&R Contracting, LLC.

Commissioner Tinder motioned to table this until Commissioner Russell returns. Motion failed. Commissioner Perno requested Chris Lightfoot explain the project. Chris Lightfoot explained what will be done and how this will help the citizens on this street. Commissioner Perno inquired where the outfall is. Chris Lightfoot informed. Commissioner Perno suggested moving forward on this project now. Commissioner Tinder asked how long the project will take. Chris Lightfoot answered 120-180 days but will confirm after meeting.

Motion by Commissioner Perno; to approve as presented.
Second to the Motion: Commissioner Tinder

On Vote:

Perno	aye	
Tinder	aye	
Aldridge	aye	Motion passed: 3-0

Jamie Ward stated he understood the project will help a lot of people, but inquired if it would help that individual at the corner next to 12th St? Chris Lightfoot answered yes. Commissioner Tinder asked if we have visited the gentlemen on Louisiana Ave, Freddie Parham. Chris Lightfoot informed yes and stated it is on the list of stormwater projects.

Item # 13. First reading of ordinance #1102 establishing procedures for special assessments. City attorney gave details, stating this is setting forth procedures for establishing special assessments moving forward. City Manager read Ordinance #1102.

Item # 14. First Reading of ordinance #1103 Amending Chapter 26 of the Code of Ordinances authorizing special assessments of nuisance abatement liens on the tax roll. City attorney informed we are adding language to current nuisance abatement code to authorize special assessments and the collection of them on the tax roll. City Manager read Ordinance #1103.

Item #15. First reading of Ordinance #1104 modifying the Lynn Haven Police Officer's Retirement plan by raising the required distribution age and changing the date individual member share accounts are established. City Manager read Ordinance #1104.

Item # 16. Discussion and possible approval of the Panhandle Engineering task order for the master plan, specifications, contract documents, design and permitting of the influent pump station and wastewater plant expansion at the advanced wastewater treatment (AWT) facility. Greg Kidwell, Director of Public Utilities, went over details of this item, He said as the city continues to grow, we need to plan for the expansion of the AWT. Commissioner Tinder asked if this is in the budget and what is total cost of project. Greg Kidwell Informed that the costs are specified in the Commission agenda report. City Manager gave details including that the City has received grant funding to begin this project.

Motion by Commissioner Perno; to approve as presented.
Second to the Motion: Commissioner Tinder

On Vote:

Perno	aye	
Tinder	aye	
Aldridge	aye	Motion passed: 3-0

Item # 17. Discussion and possible approval of the Dewberry Engineering task order for surveying related to the AWT expansion and improvements.

Motion by Commissioner Perno; to approve as presented.
Second to the Motion: Commissioner Tinder

On Vote:

Perno	aye	
Tinder	aye	
Aldridge	aye	Motion passed: 3-0

Item #18. Discussion and possible approval of the Mott McDonald task order for design and permitting of the headworks upgrades and wastewater plant expansion at the AWT facility.

Motion by Commissioner Perno; to approve as presented.
Second to the Motion: Commissioner Tinder

On Vote:

Perno	aye	
Tinder	aye	
Aldridge	aye	Motion passed: 3-0

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Item #19. Adjourn. There was no further business and the meeting adjourned at 10:13 AM.

APPROVED THIS 26th DAY OF January 2021.



Brandon Aldridge, Acting Mayor Pro Tem

ATTEST:



Vickie Gainer City Manager

Prepared by Shannon Scribner