

TUESDAY, FEBRUARY 8, 2022
CITY COMMISSION MEETING – 9:00 A.M.

Present: Jesse Nelson, Mayor
Brandon Aldridge, Commissioner
Pat Perno, Commissioner
Jamie Warrick, Commissioner
Judy Tinder, Commissioner
Vickie Gainer, City Manager
Chief Ricky Ramie, Sergeant at Arms
Kevin Obos, City Legal Counsel

Item #1. Call to order.

Mayor Nelson called the meeting to order at 9:00 A.M.

Item #2. Invocation was given by Pastor Tim Krisko - Associate Pastor Macedonia Church; and the Pledge of Allegiance.

Item #3. Public Commentary.

Mr. Walker - 1106 Michigan Avenue - spoke in disagreement about the Public Participation Policy. Feels a person should be able to get up and speak about anything they want as long as they are not disruptive. Feels getting up in front of the Commission in this way as outlined in the Public Participation Policy is an infringement on him. Would like it reviewed and amended. He said the people are above the Commissioners and the staff.

Mr. Leprone - 2106 Coral Drive - spoke about the Albibi property land use change request and would like it to be kept natural land. The land use change will significantly change what is there at the moment. The City lost millions of trees from Hurricane Michael and now are losing millions more through housing development. Would like to keep that relatively unspoiled piece of land.

Mr. Bomgardner - 2202 Coral Drive - concerns about the potential land use change of the Albibi property. Familiar of that industrial park, and numerous studies on impact of losing those industrial sorts of lands to cities to convert it to residential at a time when so many cities are looking to recruit business. Clearly, we are going to need the right sorts of space set aside in the future to support the huge industrial growth that is going to occur in this area. He is against the land use change.

Item #4. Mayor's Report.

The Mayor thanked everyone for being here today. He met with leadership from The Landings regarding their flood mitigation.

The Mayor met with FEMA hosted by Panama City and was able to have a good conversation about some of the challenges we have encountered with FEMA and funding we are struggling to receive since Hurricane Michael. They actually made some changes right there at the table. Moving forward they will take our input to change the way they operate in the future. Thank you to the City Manager for her input and experience.

Mosley High School had 10 students assigned college scholarships through athletics.

Met with various residents on various issues.

Sat in with City Manager in a conversation with state officials on traffic.

Met with Chris Lightfoot regarding our stormwater issues and masterplan and flood mitigation.

Met with residents on Colorado avenue to give them an update on where we are with their flood

mitigation issues.

Talked with City Manager about some of our ULDC and she will discuss with the Commission to get to a decision on how to follow up with those so we can be proactive as a commission on the issues in our ordinances and codes for the residents.

The Mayor advised he will make some further comments about Ordinance 1126 during item 12 discussion.

Mr. Walker, your statement today during Public Commentary regarding our Public Participation Policy is evidence in itself that what you said is contradictory, because you were able to speak freely about it. As usual we also encourage people to contact us via email or phone call and not just rely on public forum. Any resident who would like to meet with the Mayor about anything is welcome to join him any Wednesday at lunch time, because the Mayor has lunch at Beef O Brady's every Wednesday.

Item # 5. Commissioners' Reports.

Commissioner Aldridge - Attended the TPO meeting last week with Commissioner Perno, and we were awarded some money for one of our projects from DOT for Tennessee paving and some of our sidewalks. Appreciate everybody being here this morning. The Mayor wished Commissioner Aldridge Happy Birthday.

Commissioner Perno - City Manager asked us to ask FDOT to review the traffic again on the HW77 corridor. So, we asked the questions, and they have looked at it and reported an astounding amount of cars that go down that road every day. St Joe's Estuary program has been teaching him a lot, and in coming weeks they will select a Director for the Policy Board. Thanks to all City staff, employees and first responders.

Commissioner Warrick - multiple calls and emails from residents through the past two weeks. Got to know the history of that area in the Industrial Park. He is concerned about that industrial park. You can always contact him to discuss, his number is (850)391-1217. Next time with a Commissioner is Saturday the 19th February at 11am at Taco's Way. The State has power over some of our Powers of Municipalities, so he emailed Representative Jay Trumbull, Brian Clowdus, and Griff Griffiths, as well as the Florida League of Cities. Commissioner Warrick proceeded to read the letter he sent. Received a response from Brian Clowdus and looks forward to sitting down with him. Mayor thanked Commissioner Warrick for sending that letter and suggested he forward that letter to the Governor and Lt. Governor as well to see what influences they can have. Commissioner Warrick advised he would do so, and he encouraged everyone else to do similar letters to the State officials.

Commissioner Tinder - Contacted city officials a few times this week due to calls from residents. Thanks to Directors for the prompt responses and assistance. Contacted and met with some gentlemen about the land use change. Dealt with a few other resident queries. Loves Commissioner Warrick's letter. Regarding the people that run for Planning Board - do we ask them what type of work they do? Is that question in the application? Is their way of life and the way they make their money a factor? Mayor advised that the application does ask for occupation. Mayor also advised that even though the Planning Board may pass something, ultimately the Commission makes the final decision. If you think the requirements and application should be reviewed and amended, then that is something we can look into. He said that we have to go out and recruit for board member applications. Commissioner Warrick said he believes when you first do that you have to fill out a form 1 that covers certain investments to see if there is any conflict. Commissioner Tinder thanked Brian Blalock for looking into a matter for her. She loves Lynn Haven and that when a situation arises it can be looked into and resolved.

Commissioner Perno advised he was just contacted by Ryan Scray about the Anna Aldridge memorial fun run and provided the information verbally.

Item # 6. City Manager's Report.

- A. Employee of the Month was presented to Dane Willis of Utilities Department by Utilities Director Greg Kidwell. Greg spoke about Dane's commitment to the department and the job, stepping up to do more than is required of him, that he is a great asset to the City. City Manager said that Dane had taken on additional duties while staff were off with Covid.
- B. Warrant list update - There were no queries.
- C. Stormwater Update. Chris Lightfoot gave a brief update (see attached presentation). Commissioner Warrick - Is this pipe near Colorado? Mr. Lightfoot said it starts at 8th Street Wyoming and works its way down. This picture is looking South which will take stormwater away from Colorado. Commissioner Warrick asked if this 30k ft of ditches is where we were expecting to be at this stage. Mr. Lightfoot said at the end of this fiscal year a new map will be printed out to show the progress so far. Anticipate asking for a little more in the budget at that time if we are not as far along as we need to be.

City Manager reiterated regarding the successful meeting held with FEMA.

Auditors are here and will be here several weeks and then will do a public workshop on any findings.

Met with Dr. McCullough of FSU this week with other municipalities.

Fire Department is almost complete, and we are looking forward to the finish in the next few weeks.

City Manager will be having a strategic workshop with staff after which she will write up a Strategic Plan to bring to the Commission.

Youth spring ball has had a staggering sign up of youth and we look forward to opening day on March 5th. Thanks Community Services.

Heads up due to construction, on the 21st, to move utilities underground, power for Service center will be out, but we will still be opening to serve the city.

We were recognized for 2021 as a Tree City once again.

Black History Month activities have been going on and we have recognized many people on social media. Look out for the movies in the park double feature details. The finale will be at the last Commission meeting of the month with an art exhibition on Black History. We will have our own Lynn Haven resident who was born and raised here who is the 11th female Colonel Nikki Mitchell to come back and speak to our youth and others.

Reminder of Marina Island workshop on March 10th.

TPO that Commissioner Perno spoke of, and HW77 is so congested causing people to take side roads causing potential danger to residents. Sent email to Secretary Gainer who was very responsive. The traffic study showed within a week 226,000 cars travelled this road. They will now do something to mitigate that. We must take our findings to DOT for future traffic planning to mitigate some of the traffic.

The Mayor thanked the City Manager for her work and all she does for the City and the Commissioners.

Item # 7. City Attorney's Report.

City Attorney - nothing to report.

CONSENT AGENDA

Item # 8. Minutes dd 1/25/22 - Regular meeting minutes.

Item # 9. Approval to extend occupation of an RV at 500 Carrie Lane through the end of November 2022, while improving their home, delayed due to supply shortages.

Item # 10. Approval of the appointment of new Planning Board member (Brian Dick) to the Planning Board.

Motion by Commissioner Aldridge: To approve all items on the Consent Agenda as presented.

Second to the Motion Commissioner Warrick

On Vote:

Aldridge	aye
Warrick	aye
Tinder	aye
Perno	aye
Nelson	aye

Motion passed: 5-0

OLD BUSINESS

Public Hearing - opened 9.53am

Item # 11. Final Reading of Ordinance 1126 - Amending the City's code of ordinances regarding Mobile Food Trucks.

City Manager read the ordinance by title only.

Commissioner Tinder wanted clarification that if any of them become an issue it can still be dealt with by Code Enforcement? Attorney confirmed yes if they are not in compliance with any of our codes. Commissioner Warrick advised that we could not revoke their permit.

Motion by Commissioner Warrick: To approve Ordinance 1126.

Second to the Motion Commissioner Perno

On Vote:

Warrick	aye
Perno	aye
Aldridge	aye
Tinder	aye
Nelson	aye

Motion passed: 5-0

Public Hearing - closed 9.55am

NEW BUSINESS

Item # 12. First Reading of Ordinance #1127 - Application for Future Land Use Map Amendment - Albibi - Parcel #'s: 08922-060-000 & 089925-010-000.

City Manager read the ordinance by title only.

The attorney explained the item. There was a change in two areas. They are not asking to change the conservation land use.

The Mayor asked Commissioner Warrick to follow up with some of those businesses and to bring back feedback on their opinions.

Attorney pointed out that this is not a rezoning, but just a change in land use map and if it is compatible with existing uses. You dig into the details in the development order stage.

Planning Director explained and presented the item, that currently they can build 20 apartments per acre (they don't need a land use change for that and can submit a development order for that

tomorrow), and if this land use request is changed, they can only build a max. of 4.99 units per acre. Current land use allows for multifamily units and land use requested will only allow single family homes.

Commissioner Perno - regarding the lower parcel, the County has that lower parcel that show 11.26 of the 14 acres as wasteland. Director advised the property appraiser classifications are different to ours. It has a land use on it already and the owner is wanting to change the land use to a lower density.

Commissioner Warrick - so there is nothing to stop them from building on wetlands? Director said that the NWF management district prevents them from building on there unless they get permits showing how they will mitigate.

Commissioner Warrick - so you can't build on the conservation land at all? Director advised no.

Commissioner Tinder - should we assume then that Albibi wants to build this project. Ms. Richard advised it should not be looked at because they haven't submitted anything to the City in terms of an application for development yet.

Commissioner Tinder - so if this goes through, then there is no guarantee that this will be built. Director said no, they will still need to first do a development order to be reviewed by the Commission at a judicial public hearing.

Mayor clarified that even though we have seen this conceptual plan, we have to exclude it from our decision on whether to accept the land use change. We only should be looking at how the land use request fits in with our overall comprehensive plan.

Director added that with those two conservation areas already they already have a conservation land use, and it would have been a mitigation when the industrial land use was given.

Item # 13. First Reading of Ordinance #1128 - Application for Future Land Use Map Amendment - Market Shops of Lynn Haven, LLC - Parcel #: 11667-280-004.

City Manager read the item by title only.

Item # 14. Discussion and possible approval of the task order with Dewberry Engineers for the Survey, Design, Permitting, and Bidding Services of the E 10th St Drainage Improvement Project - funded by ARPA.

Public Works Director explained the item.

Motion by Commissioner Warrick: To approve the task order with Dewberry Engineers for the Survey, Design, Permitting, and Bidding Services of the E 10th St Drainage Improvement Project - funded by ARPA.

Second to the Motion Commissioner Perno

On Vote:

Warrick	aye
Perno	aye
Aldridge	aye
Tinder	aye
Nelson	aye

Motion passed: 5-0

Item # 15. Discussion and possible approval to close E. 10th Street (Ohio Avenue to Pennsylvania Avenue) and House of Seafood Drive (at Hwy 77), from 7:30AM to 10:00 AM, for the Calvary PC 5k Fun Run.

City Manager explained the item, stating the various risk and planning discussions with relevant

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Police, Fire, and Parks & Recreation.

Mr. Farris was asked to confirm the route and date of the event.

Motion by Commissioner Warrick: To approve the road closure as requested on April 2nd 2022.

Second to the Motion

Commissioner Tinder

On Vote:

Warrick	aye
Tinder	aye
Aldridge	aye
Perno	aye
Nelson	aye

Motion passed: 5-0

Item # 14. Adjourn.

There being no further business the meeting adjourned at 10:27 A.M.

APPROVED THIS 22nd DAY OF FEBRUARY 2022.



Jesse Nelson, Mayor

ATTEST:



Vickie Gainer, City Manager

prepared by

Cicelia J. Holliday