

# BOARD OF CITY COMMISSION

[All persons are invited to attend these meetings. Any person who decides to appeal any decision made by the Commission with respect to any matter considered at said meeting will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The Board of City Commission of the City of Port St. Joe, Florida will not provide a verbatim record of this meeting.]

Mel Magidson, Mayor-Commissioner  
Bill Kennedy, Commissioner, Group I  
Bo Patterson, Commissioner, Group II  
Lorinda Gingell, Commissioner, Group III  
Rex Buzzett, Commissioner, Group IV

## City of Port St. Joe



Regular Public Meeting  
6:00 p.m.  
Commission Chamber  
City Hall  
Port St. Joe, Florida

January 17, 2012

Public

Call to Order

Consent Agenda

Minutes

- January 3, 2012 Regular Meeting Minutes

Pages 1-7

City Attorney

- Capital Improvements Ordinance 475

Pages 8-44

- 2nd Reading & Consideration of Adoption

- Gulf Citizens for Clean Renewable Energy, Inc- Lawsuit
- Road Abandonment Request- Susan Wright

City Manager Report

Old Business:

- Centennial Building Acoustics

- City Manager Search

- Appointment of PDRB Volunteer

- ADA Compliance- Update

- Garrison/Madison Multi-Path-Update

New Business:

- Municode –Quote for City Code- Update

- Website- Update

- City Audit- Update

- Water Distribution System Phase I Improvements- Final Decision of Bid Selection

Page 45

- Awarding of Bid # 2011-11, Fire Dept. Air Packs

Public Works

- Flushing- Update

Surface Water Plant

- Update

Waste Water Plant

- Update

City Engineer

- Headworks and Sprayfield Project- Update

Code Enforcement

- Demolition- Update

Police Department

- Update

Grants

- Update

PSJRA

- Update

City Clerk

Citizens to be Heard

Discussion Items by Commissioners

Motion to Adjourn

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF CITY  
COMMISSIONERS FOR THE CITY OF PORT ST. JOE, FLORIDA, HELD  
IN THE COMMISSION CHAMBERS AT CITY HALL, JANUARY 3, 2012  
AT 6:00 P.M.**

The following were present: Mayor Magidson, Commissioners Gingell, Buzzett and Patterson. City Manager Charlie Weston, Attorney Russ Scholz and City Clerk Jim Anderson were also present. Commissioner Kennedy was absent.

**Consent Agenda:**

**Minutes:**

Motion by Commissioner Gingell, 2<sup>nd</sup> by Commissioner Patterson, to approve the Minutes for the December 20, 2011, Workshop Meeting and the December 20, 2011, Regular Meeting with the corrections. All in Favor; Motion carried 4-0.

**Regular Agenda:**

**City Attorney:**

**Ordinance 475, Capital Improvements:**

Motion by Commissioner Buzzett, 2<sup>nd</sup> by Commissioner Gingell, to have the 1st reading of Ordinance 475. All in Favor; Motion carried 4-0.

Motion by Commissioner Buzzett, 2<sup>nd</sup> by Commissioner Gingell, to advertise Ordinance 475. All in Favor; Motion carried 4-0.

**Ordinance 476, Planning & Development Review Board Membership:**

Motion by Commissioner Buzzett, 2<sup>nd</sup> by Commissioner Gingell, to have the 2<sup>nd</sup> reading of Ordinance 476. All in Favor; Motion carried 4-0.

Motion by Commissioner Buzzett, 2<sup>nd</sup> by Commissioner Gingell, to adopt Ordinance 476. All in Favor; Motion carried 4-0.

**Gulf Citizens for Clean Renewable Energy, Inc- Lawsuit:**

Mayor Magidson indicated that Attorney Gibson has tried to contact the plaintiff's attorney about an extension to the response time. Attorney Scholz indicated that no response has been received from the plaintiff's attorney and he has called as well. The City was served on December 22, 2011 and a response is due by January 11, 2012. Mayor Magidson requested that a formal request filed for an extension of time to respond to the lawsuit.

**City Manager, Charlie Weston:**

**Centennial Building Acoustics:**

Mr. Weston noted that he has contacted Paul Donofro who is an Architect working on a \$14M Arts & Cultural Center in Marianna. Mr. Donofro will review our facilities next week.

**City Manager Position:**

Mr. Weston noted that the position closed on December 31, 2011, and forty-one applications were received. He is working with Kim Bodine at the Workforce Board to screen the applications and provide a timeline to the Commission.

**Municode:**

Mr. Weston noted that we have received a quote of \$12K to codify the City Ordinances. The last update was done in 2007 and the quote includes a hard copy as well as an electronic version. Staff will continue to work with Municode this week on our options and the final cost.

**WindMark Developments of Regional Impact (HB 7207):**

Mr. Weston noted that the Joe Co. has been granted a four year extension for the WindMark Beach DRI based on HB 7207.

Mr. Anderson has contacted Mr. Gonzalez with the Joe Co. to discuss the terms of the extension.

#### **City Website:**

Mr. Weston indicated now that our new Website is live, the key will be maintenance and periodic updates. He has asked staff to provide data to integrate Code Enforcement, Parks & Recreation, Building Department and the Youth Leagues into the website.

#### **City Audit:**

Mr. Weston noted that Vance CPA has completed the field work for the City Audit and we should receive a draft in the next ten days.

#### **Public Works:**

Mayor Magidson asked, "When will we start flushing water lines at the beach?"  
Mr. Grantland responded, "We started flushing WindMark Beach Phase I today."  
Commissioner Patterson asked, "Have we fixed the driveway of Robert Branch at 1016Marvin Avenue?"  
Mr. Grantland responded, "No, not yet."

#### **Surface Water Plant:**

Larry McClamma noted that Air Gas as removed the unused Ammonia tank today. The City will now be saving on the rental charge for the tank.

#### **Waste Water Plant:**

#### **Headworks & Sprayfield Update:**

Lynn Todd noted that the GAC Contractors have de-watered the site and are continuing the work on the Headworks. The contractor is also laying the pipe to the Sprayfield on schedule.

Commissioner Patterson asked if the old wells have been capped.

Ms. Todd responded, "No, not yet." We will need to get a DEP Permit first."

**City Engineer:**

Clay Smallwood, III, noted that a 9:30 A.M. conference call is scheduled for tomorrow to discuss our options for the Phase I Water Distribution Upgrades.

Mayor Magidson asked, "Do we have an update on the Garrison/Madison multi-path?"

Mr. Weston responded, "I was assured today that the contractor will meet the deadline."

Commissioner Gingell asked, "Is there a daily penalty for not meeting the contract deadline?"

Mr. Smallwood responded, "Yes."

Mr. Weston noted that he also wanted to discuss Phase II of the Water Distribution System tomorrow and set-up a workshop with the Commission on January 12, 2012, at 5:00 P.M.

**Code Enforcement:**

Mr. Weston indicated that four structures are scheduled for demolition on January 9, 2012.

**Police Department:**

Mr. Weston noted that Chief Barnes had shoulder surgery and will be out for several weeks.

**Grants:**

Mrs. Pierce provided the Board with the grants activity for the past two weeks.

**PSJRA:**

No Update, Ms. Alsbrook was absent from the meeting.

Mayor Magidson asked, "When will the PSJRA Tower Project be moving forward?" Commissioner Gingell responded, "The PSJRA is working on the design phase."

**Citizens to be Heard:**

**Christy McElroy:**

Ms. McElroy read a report from News Channel 13 ABC. Please see Ex. (A). Ms. McElroy also asked each Commissioner "Do you want an overnight dormitory style Rescue Mission in our Town?"

Commissioners Patterson, Buzzett and Gingell responded, "No."

Mayor Magidson indicated that he is not going to be part of Ms. McElroy's agenda.

Ms. McElroy asked that the Commission be proactive. "We can't afford to have a large criminal intent in our town."

Mayor noted that we are making a lot of assumptions. "I don't know where these assumptions are coming from."

Ms. McElroy indicated that she will back again until the Board is willing to do something.

Commissioner Gingell noted that she has already talked with legal and we are in the process of reviewing our options.

**Commissioner Comments:**

Commissioner Patterson asked, "What is the status of lighting on David B. Langston Drive?"

Mr. Weston noted that we have talked about lighting, but it's a function of money. Lighting for David B. Langston Drive is in the CIP Plan and we are looking for funding.



Commissioner Patterson indicated that the dumpster in the alley behind Sisters Restaurant is not being put back in the proper location by WastePro.

Mr. Weston noted that he worked with WastePro when the location for the dumpster was designed. Since that time, WastePro has indicated that they are having problems. He has talked to WastePro at least three times.

Commissioner Buzzett indicated that we need to vote on and approve the new volunteer for the Planning & Development Review Board. He requested that the item be placed on the January 17, 2012 Commission Agenda.

Commissioner Gingell requested that we invite Jim Garth, the potential new volunteer, to the January 10, 2012, PDRB Meeting.

Motion by Commissioner Gingell, 2<sup>nd</sup> by Commissioner Patterson, to adjourn at 6:54 P.M.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

Mayor Magidson

Jim Anderson, City Clerk



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## The Rescue Mission and Downtown Crime

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Posted: Jul 08, 2011 7:22 PM EDT  
 Updated: Jul 22, 2011 7:13 PM EDT

By Allyson Walker - email

Some say the Panama City Rescue Mission could be contributing to the city's vagrancy problem. Others believe the problem is bigger than the mission.

The raw numbers show dozens with criminal pasts do call the Rescue Mission home. But the director says it's not his job to enforce the law.

It's busy at the Rescue Mission Friday morning as people line up for lunch.

Reverend Billy Fox estimates the mission serves 700 meals and houses 150 people each day. "Make up 150 people in a nighttime. That's a lot of sheets to wash, mouths to feed and it takes a lot to handle those numbers."

Some that receive services don't necessarily live there, according to Fox. "We do allow people to use this for mail. They have to come get an information service card in order to get services."

According to the Bay County Sheriff's Office records 250 people arrested last year list the Rescue Mission as their home address.

Rev. Fox says these people have not caused problems at the Mission. "We don't check people. We can't. It's not fair to do that, unless we take them into a program. If they join a program, then we're going to check."

Chief John Van Ethen says the Mission and surrounding area more than keeps his officers busy.

"We just took one year stats from June to June and we had over 7500 calls for service within the half-mile radius of the Panama City Rescue Mission, which represents about fourteen percent of all of our calls for service in Panama City."

The chief says records show 500 calls for service at the mission itself. One hundred and eighty of those calls resulted in a report with just over seventy arrests. "A lot of those arrests are for nuisance crimes like trespassing, simple battery, petty theft, vandalism, destruction of private property, exposure, those types of issues."

Chief Van Ethen believes that moving the Rescue Mission could help reduce some of those numbers. "Would it eliminate all the issues down there? No. But in my opinion it would move a large portion of the current issues."

Reverend Fox says there are no immediate plans to move the Mission, but as we've reported Mayor Greg Brudnicki is forming a task force to explore options.

ORDINANCE NO. 475

AN ORDINANCE OF THE CITY OF PORT ST. JOE, FLORIDA, AMENDING THE CAPITAL IMPROVEMENTS ELEMENT OF THE COMPREHENSIVE PLAN; AMENDING THE FIVE YEAR CAPITAL IMPROVEMENT PLAN; ADOPTING THE UPDATED SCHOOL DISTRICT FIVE YEAR WORK PLAN; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED by the people of Port St. Joe, Florida.

1. The five year Capital Improvement Plan shown in Exhibit "A" is hereby amended as set forth in Exhibit "B".
2. The School District Five Year Work Plan as shown in Exhibit "C" is hereby amended as set forth in Exhibit "D".

3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.
4. If any section, subsection, sentence, clause or provision of this ordinance is invalid, the remainder shall not be affected by such invalidity.
5. This ordinance shall become effective as provided by law.

DULY PASSED AND ADOPTED by the Board of City Commissioners of Port St. Joe, Florida, this \_\_\_\_ day of January, 2012.

The City of Port St. Joe

Mel Magidson, Jr.  
Mayor-Commissioner

ATTEST:

James A. Anderson  
City Clerk-Auditor

