

April 15, 2014

**Regular Public Meeting
6:00 P.M.**

**Commission Chamber
City Hall
Port St. Joe, Florida**



City of Port St. Joe

Mel Magidson, Mayor-Commissioner
William Thursbay, Commissioner, Group I
Bo Patterson, Commissioner, Group II
Phil McCroan, Commissioner, Group III
Rex Buzzett, Commissioner, Group IV

[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.]

BOARD OF CITY COMMISSION

Regular Public Meeting
6:00 p.m.
City Hall
Commission Chamber
Tuesday April 15, 2014

Call to Order

Consent Agenda

Minutes

- Workshop Commission Meeting 4/1/14 Page 1
- Regular Commission Meeting 4/1/14 Pages 2-6

City Attorney

- Ordinance 502-E-Cigarettes Pages 7-9
 - 2nd Reading & Consideration of Adoption
- Ordinance 503-E-Cigarettes Pages 10-11
 - 2nd Reading & Consideration of Adoption
- Legacy Trust Program- Update
- Jetty Park Lease Agreement
- Gulf Pines Hospital- Update
- Competitive Florida Partnership- Mapping Exercise April 23rd

Old Business

- Resolution 2014-02 Boat Launch Fees Pages 12-16
- Lighthouse
 - Bid Awards Pages 17-18
- Centennial Building Roof-Update

New Business

- Rev. Joe Atkinson- Hope Center Update
- Port Authority Dredging Request
- City Election
- Chipola Pump Station Bid- Update
- Walking Path Lighting-Update
- Impact Fees- Discussion

Public Works

- Water Distribution Phase II-Update

Surface Water Plant

- Update

Waste Water Plant

- Update

City Engineer

- CDBG Water Line Replacement Grant- Update

- **USDA Sidewalk Replacement- Update**

Code Enforcement

- **Update**

Page 19

Police Department

- **Update**

PSJRA

- **Resolution 2014-06**
- **PSJRA Board Meeting- April 17th at 10:00 A.M.**
- **Salt Air Market Grant- \$3,000 provided by the Tapper Foundation**

Pages 20-21

City Clerk

- **Update**

Citizens to be Heard

Discussion Items by Commissioners

Motion to Adjourn

MINUTES OF THE WATER STUDY REPORT WORKSHOP FOR THE BOARD OF CITY COMMISSIONERS FOR THE CITY OF PORT ST. JOE FLORIDA, HELD IN THE COMMISSION CHAMBER AT CITY HALL, April 1, 2014, AT 5:00 P.M.

The following were present: Mayor Magidson, Commissioners Buzzett, McCroan, Patterson and Thursbay. City Manager Jim Anderson, City Clerk Charlotte Pierce and Attorney Tom Gibson were also present.

The purpose of the Workshop was to Review the Water Study Report prepared by CDM Smith. A copy of the letter from Paul Lackemacher, Utility Services Director of the Bay County Utility Services Department to Larry McClamma Surface Water Plant Manager and a letter from Sterling L. Carroll P.E. of the Florida Rural Water Association to Larry McClamma Surface Water Plan Manager were also included in the Agenda.

David Kozan of CDM Smith shared a power point presentation of the *City of Port St. Joe, Florida Distribution System Profile and Pilot Study Draft Report*. This study was done in conjunction with Dr. Mark Edwards of Virginia Tech. Mr. Kozan commended the City Staff for all the help his company received and for the staff's dedication to the project.

Ann Jarosz asked why the water at her house continues to be a different color. After discussion, Ms. Jarosz agreed for her home to be a volunteer test site for the possibility of copper pipes.

When the study began, it was thought that iron was the cause of the discolored water. Further into the study, it became apparent that manganese was also a factor in the water color. After much testing and studying the results, the recommendation is to inject 100% Polyphosphate upstream in the effluent pipe from the filtration system and inject 100% Orthophosphate downstream at the clear wells while using a low manganese concentration in the ferric.

Pretreatment of lime will be further studied.

Chloramines will be considered as a last option.

Mayor Magidson adjourned the Workshop at 5:45 P.M.

Approved this _____ day of _____ 2014.

Mel C. Magidson, Jr., Mayor

Date

Charlotte M. Pierce, City Clerk

Date

MINUTES OF THE REGULAR MEETING OF THE BOARD OF CITY COMMISSIONERS FOR THE CITY OF PORT ST. JOE, FLORIDA, HELD IN THE COMMISSION CHAMBER AT CITY HALL, April 1, 2014, AT 6:00 P.M.

The following were present: Mayor Magidson, Commissioners Buzzett, McCroan, Patterson and Thursbay. City Manager Jim Anderson, City Clerk Charlotte Pierce and City Attorney Tom Gibson were also present.

CONSENT AGENDA

Minutes

A Motion was made by Commissioner McCroan, second by Commissioner Patterson, to approve the Minutes of the March 18, 2014, Workshop and the March 18, 2014, Regular Meeting. All in Favor; Motion carried 5-0.

CITY ATTORNEY – Tom Gibson

Ordinance 499 Economic Development Element of CIP – Second Reading and Consideration of Adoption

Mr. Gibson noted that Ordinance 499 had been read by the City Commission, transmitted to the Department of Economic Opportunity and approved by them.

A Motion was made by Commissioner Thursbay, second by Commissioner McCroan, to read by Title only. All in Favor; Motion carried 5-0.

Attorney Gibson read by Title only.

A Motion was made by Commissioner Patterson, second by Commissioner Thursbay, to adopt Ordinance 499. All in Favor; Motion carried 5-0.

Ordinance 504 Signs – Second Reading and Consideration of Adoption

A Motion was made by Commissioner McCroan, second by Commissioner Patterson, to read by Title only. Voting in Favor of the Motion were Commissioners McCroan, Patterson and Thursbay. Voting against were Mayor Magidson and Commissioner Buzzett. The Motion carried 3-2.

Attorney Gibson read by Title only.

A Motion was made by Commissioner Patterson, second by Commissioner McCroan to adopt Ordinance 504. Voting in Favor of the Motion were Commissioners McCroan, Patterson and Thursbay. Voting against were Mayor Magidson and Commissioner Buzzett. The Motion carried 3-2.

Ordinance 505 Designating the City Commission as the PSJRA Board – First Reading

Additional discussion on Ordinance 505 was held.

Commissioner Buzzett asked that a workshop be held to educate people on the purpose and funding of the PSJRA. He noted that the current PSJRA Board has done a good job and he does not want to let them go.

Mayor Magidson shared that he did not feel that people were knowledgeable about the PSJRA. He referenced the original and expanded boundaries, where the funds come from and how they can be expended and that the Commission does have input in the decisions being made. He requested that a Town Hall Meeting be held as soon as possible to provide information on the PSJRA.

Commissioner Patterson stated that he likes everyone on the board, the issues are not about the boundaries and he feels that the Commission should be able to set up the organization as well as hire and fire the director. He would like to see the board made into an advisory board so the Commission would be kept abreast of everything rather than find out later.

Mayor Magidson encouraged citizens to attend the April 3, 2014 Community Meeting on the PSJRA that will be held at 5:00 P.M. in the Commission Chamber at City Hall.

A Motion was made by Commissioner Patterson, second by Commissioner Thursbay, to read Ordinance 505 by Title only. Voting in Favor of the Motion were Commissioners McCroan, Patterson and Thursbay. Voting against were Mayor Magidson and Commissioner Buzzett. The Motion carried 3-2.

Attorney Gibson read by Title only. For clarification he noted that Ordinance 505 must run for 10 days in the newspaper and the Ordinance could not be voted on until the May 6, 2014, Commission Meeting.

Legacy Trust Program Update

Gulf County Attorney Jeremy Novak is staying in touch with Smith & Smith but there are no updates at this time.

Jetty Park Lease Agreement

Mr. Gibson shared that the St. Joe Company is drafting the lease but he has not received anything from them. This lease is only for the property where the Fishing Express boat docks.

Gulf Pines Hospital

Mr. Gibson noted that the packet requested by the IRS was mailed last week.

Competitive Florida Partnership Contract

Mr. Gibson advised that numerous state officials will be here on April 23, 2014, to look at our local assets, raw land and building availability.

Submerged Land

Mr. Gibson made the Commission aware of the possibility that submerged land extending from the Jetty Park Restroom area may be made available to the City. Prior to 1951, there was a dock that extended approximately 2000 feet out in the bay and the City could possibly get title to this land. Mr. Gibson will be working on this.

CITY MANAGER'S REPORT

Old Business

Resolution 2014-02 Boat Launch Fees

Mr. Anderson is still working with FWC on a grant for boat ramp improvements and he anticipates something by August.

Commissioner Thursbay requested that we move forward with a fee packet. Staff will be working to resolve any issues that may arise.

Tim Nelson shared that he has been doing a survey of his own and will email the results to the Commissioners. He also offered suggestions for designated vehicle and vehicle with trailers parking areas.

Lighthouse Update

A handout was provided to the Commissioners detailing the revenue sources for the lighthouse relocation.

Centennial Building Roof

Mr. Anderson noted that scuppers are being fabricated for the roof, they should be installed next week and the trees have been removed.

Economic Development Academy

Mr. Anderson extended an invitation, on behalf of Duke Energy, for a Commissioner to attend the Economic Development Academy. Consensus was that possibly a county employee should attend as the county has recently become the economic development agency.

New Business

Fee Waiver Request – America Cancer Society, Relay For Life

A Motion was made by Commissioner Buzzett, second by Commissioner Patterson, to waive the rental fee for the use of the Centennial Building on November 15, 2014. All in Favor; Motion carried 5-0.

Water Study Action Plan

A Motion was made by Commissioner Thursbay, second by Commissioner Patterson, to advertise for chemicals with a lower concentration of manganese in the ferric. All in Favor; Motion carried 5-0.

Chipola Pump Station Grant Agreement

A Motion was made by Commissioner Buzzett, second by Commissioner Patterson, to accept and execute a \$195,000 grant with the Northwest Florida Water Management District for the Chipola River Pump Number Two Rehabilitation Project. All in Favor; Motion carried 5-0.

A Motion was made by Commissioner Buzzett, second by Commissioner Thursbay, go out for bids to rehab the #2 pump at the Chipola River Station and purchase a new motor for secondary back up. All in Favor; Motion carried 5-0.

Walking Path Lighting

Ann Jarosz asked if there was a warranty that could be used to repair the lights.

Mr. Anderson noted that the warranty was for one year and the company has gone out of business. Staff is reviewing the light system to see if any adjustments can be made to improve or replace the lighting.

Churches - Prayer before Meetings and Signs

Attorney Gibson shared that the US Supreme Court should be ruling this week on a case concerning prayer before meetings. He requested that this be delayed until a ruling is made.

Commissioner Patterson would like to see a Kiosk where churches can advertise their locations and meeting times. Staff will see if there is a possibility this could be incorporated in the Billy Joe Rish Parking Lot area.

Public Works – John Grantland

Water Distribution Phase II

Progress continues on the project, additional bores will be made next week and Mr. Grantland is pleased with the progress his crew is making.

Long Avenue Sewer Line

Two sections of road between Highway 71 and Fourth Street were removed, there was no apparent structural damage to the line and temporary patches will be made to the road. There are still issues that will need to be addressed that were seen in the video and hopefully funds can be included in the budget to begin the repairs.

Surface Water Plant – Larry McClamma

Mr. McClamma did not have anything to report to the Commission.

Wastewater Plant – Lynn Todd

Resolution 2014-01

One bid, which was above the state approved contract, was received for RFP 2014-01. The bid was rejected because of price and a Motion was made by Commissioner Buzzett, second by Commissioner McCroan, to purchase a truck for the state contract price of \$15,758. All in Favor; Motion carried 5-0.

Ms. Todd asked that a request be made on the City's Website for volunteer test sites of homes with lead and copper pipes.

City Engineer – Clay Smallwood, III

CDBG Water Line and USDA Sidewalk Replacement Update

Work is progressing, two crews are installing the water lines and a third crew should begin work on the MLK Sidewalk Project next week.

Code Enforcement

Mr. Burkett's report was reviewed. No action was taken.

Commissioner Patterson asked that all citizens be treated the same. He feels that some individuals are being singled out for notices.

Police Department – Chief Barnes

Chief Barnes did not have anything to share tonight.

Port St. Joe Redevelopment Association (PSJRA) – Gail Alsobrook

Resolution 2014-05 Grant Application to USDA for Open Air Information Center

A Motion was made by Commissioner Thursbay, second by Commissioner McCroan, to approve Resolution 2014-05. All in Favor; Motion carried 5-0.

Ms. Alsobrook provided information on the following:

- Minutes of their February 20, 2014, March 14, 2014, Meetings and a draft of the March 26, 2014, Meeting were provided for review by the Commission.
- MLK Sidewalk Grant first quarterly report is due soon.
- FDOT Phase IV Landscaping allotted up to \$1,000 to replace pine straw and clean up damage caused by the recent storm.
- Lighthouse Relocation Documentary quarterly report is due soon, an extension has been requested for the grant deadline.
- Salt Air Market grant has been submitted.
- USDA-RBEG grant application has been submitted for the Open-Air Discovery Center at the Billy Joe Rish deck.
- Florida Boating Improvement Grant will be submitted tomorrow for improvements to the Low Dock.
- Façade Grant Awards: 408 and 411 Reid Avenue; Gifted Gourmet and Port Cottages.
- Reimbursement of full and increased amount for lights on Langston Drive.
- PSJRA Board approved the \$25,000 contract with Littlejohn Engineering to provide services for the Open-Air Discovery Center.
- PSJRA will begin collaborative efforts with the Chamber and TDC to plan for stage / electrical upgrades for the Scallop Festival.

City Clerk – Charlotte Pierce

Mrs. Pierce did not have anything to report.

Citizens to be Heard

Gene Jones asked about the water quality at each Commissioner's home, stated he felt he was being singled out for Code violations and asked why Mayor Magidson's office lawn had not been given a Code violation. Mayor Magidson shared that his lawn had been taken care of the previous day.

Gulf County Commission Tan Smiley addressed the Commission about the possibility of the City accepting Duke Energy Payments since the Radio Shack no longer receives payments there.

Mayor Magidson shared that he had spoken with the owners of the Radio Shack and 38 cents per transaction is received by the entity taking the payments. The City would have to hire an additional employee to take payments, a separate accounting process would have to be set up and over the period of a month, only about \$500 would be received for accepting the bills which is a minuscule revenue compared to what it would cost the City to be the receiving location.

Mr. Anderson pointed out that Municipalities are governed differently than private enterprise. Accepting Duke Energy payments would require additional City auditing, two cash drawers per employee and another account with MUNIS.

Discussion Items by Commissioners

Commissioner Thursbay asked that follow-up be done on the drainage issue with Cecil Lyons. He also thanked Bobby Pickels for all his hard work on the baseball fields and offered his compliments to the Salt Air Farmers Market Board for the outstanding job they do with the market.

Commissioner Patterson requested again that the probability of a mulching machine be considered. He also inquired as to the feasibility of sending a City employee to a grant training session in Tallahassee.

Commissioner McCroan inquired about the status of the drainage issue near Ray Ramsey's house.

Commissioner Buzzett did not have anything to discuss.

Mayor Magidson reminded those present of the PSJRA Community Workshop on Thursday, April 3, 2014, at 5:00 in the Commission Chamber

A Motion was made by Commissioner Patterson, second by Commissioner McCroan, to adjourn the Meeting at 7:43 P.M.

Approved this _____ day of _____ 2014.

Mel C. Magidson, Jr., Mayor

Date

Charlotte M. Pierce, City Clerk

Date

ORDINANCE NO. : 502

AN ORDINANCE AMENDING CHAPTER 42 OF THE CITY OF PORT ST. JOE CODE OF ORDINANCES; PROHIBITING THE SALE OF E-CIGARETTES WITHIN THE CITY TO PERSONS UNDER EIGHTEEN YEARS OF AGE, PROHIBITING THE USE OF E-CIGARETTES WITHIN THE CITY WHERE SMOKING IS PROHIBITED, PROHIBITING SELF-SERVICE MERCHANDISING IN THE SALE OF E-CIGARETTES AND LIQUID NICOTINE WITHIN THE CITY, AND FOR ENFORCEMENT AND PENALTIES; PROVIDING FOR DEFINITIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Port St. Joe finds that the health dangers posed by tobacco, nicotine, and other consumables which are traditionally consumed by smokers are not limited to cigarettes or other traditional forms of smoking, and

WHEREAS, new unregulated high-tech smoking devises often containing a combination of pure nicotine, or other substances which are commonly referred to as electronic cigarettes or e-cigarettes, have recently been made available to consumers, and

WHEREAS, the U.S. Food and Drug Administration and many public health advocates have publicly expressed concerns regarding the safety of e-cigarettes, warn they are often marketed in such a way as to attract young people, and may serve as a gateway to traditional cigarette use, and

WHEREAS, when consumed in public places where traditional tobacco products are currently banned under Florida law, the use of e-cigarettes may cause concern and confusion among City residents, visitors and employees alike, and

WHEREAS, protecting City of Port St. Joe residents, visitors and employees against the dangers associated with e-cigarettes constitutes sound public policy; now, therefore,

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

Section 1. Code Amended. Chapter 42, Code of Ordinances of the City of Port St. Joe is amended to add Section 42-9 which reads as follows:

Section 42-9. REGULATING THE DELIVERY PRODUCTS FOR CERTAIN TOBACCO, NICOTINE OR OTHER SMOKEABLE CONSUMABLES IN RETAIL STORES FOR PROTECTION OF MINORS

(a) This article is intended to prevent the sale to, possession of, and the sale of e-cigarettes and like products to persons under the age of eighteen (18), by regulating the placement of such products. This article shall not be

interpreted or construed to prohibit the sale or delivery of tobacco products which are otherwise lawful or regulated pursuant to Chapter 569, Florida Statutes.

(b) For the purpose of this article, the following terms shall mean:

E-cigarette means any electronic device composed of a mouthpiece, heating element, battery and electronic circuits that provides a vapor of liquid nicotine and/or other substances mixed with propylene glycol to the user that he or she inhales in simulation of smoking. This term shall include such devices whether they are manufactured as e-cigarettes, e-cigars, e-pipes or under any other product name.

Liquid nicotine means any liquid product composed either in whole or part of pure nicotine and propylene glycol and manufactured for use with e-cigarettes.

Self-service merchandising means the open display of e-cigarettes or liquid nicotine, whether packages or otherwise, to which the public has access without the intervention or assistance of the vendors, store owner, or other store employee. Self-service merchandising also includes open display units which are in a case, rack, shelf, counter, table, desk, kiosk, booth, stand, or other surface which allows direct public access to the product placed therein.

Use of an e-cigarette means the heating or ignition of an e-cigarette which creates a vapor of liquid nicotine and/or other substances mixed with propylene glycol to the user that he or she can inhale in simulation of smoking.

(c) It is prohibited for any business, person or tobacco retailer to sell, or offer for sale, e-cigarettes, liquid nicotine or any other substance designed for or usable in e-cigarettes within the City to a person under eighteen (18) years of age.

(d) It is prohibited for any business, person or tobacco retailer to sell, permit to be sold, offer for sale, or display for sale e-cigarettes, liquid nicotine or any other substance designed for or usable in e-cigarettes by means of self-service merchandising.

(e) It is prohibited for any business, person or tobacco retailer to place e-cigarettes, liquid nicotine or any other substance designed for or usable in e-cigarettes in an open display unit unless the same is located in an area that is inaccessible to customers.

(f) The use of an e-cigarette is prohibited at all locations within the City of Port St. Joe at which smoking is prohibited under Chapter 386, Florida Statutes, and any successor thereto.

(g) Exemptions listed under this Section shall not apply to the sale or offering for sale, of e-cigarettes or liquid nicotine to a person under the age of eighteen (18) years of age.

(h) The City of Port St. Joe may bring a civil action in any court of competent jurisdiction to enforce or administer this article including seeking a temporary or permanent injunction, or appointment of a receiver when it has reasonable cause to believe that a business, person, or tobacco retailer is operating in violation of this section. The City of Port St. Joe shall be entitled to an award of costs and reasonable attorney's fee, including appellate fees and costs, in an action successfully enforcing the terms of this section.

(i) In addition to any civil remedy available to the City of Port St. Joe under this section, a person committing an act prohibited under this section shall be guilty of the violation of any part of this section shall be a second degree misdemeanor punishable in the manner provided by general Florida law.

(j) A person committing an act prohibited under this section shall be given written notice requiring the person committing the act to appear at a hearing before the special magistrate, who shall have the authority to impose a fine of not more than \$100 for a first violation and not more than \$500 for each subsequent violation. Said hearings shall proceed according to Section _____ of the City Code.

Section 2. REPEAL: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. SEVERABILITY: If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder shall not be affected by such invalidity.

Section 4. EFFECTIVE DATE: This ordinance shall become effective upon adoption as provided by law.

DULY PASSED AND ADOPTED by the Board of City Commissioners of Port St. Joe, Florida this ____ day of _____, 2014.

THE CITY OF PORT ST. JOE

By: _____
MEL C. MAGIDSON, JR.
MAYOR-COMMISSIONER

ATTEST:

CHARLOTTE M. PIERCE
CITY CLERK

The following commissioners voted yea:

The following commissioners voted nay:

ORDINANCE NO. : 503

AN ORDINANCE AMENDING ORDINANCE 274 AND SECTION 42-8 OF THE CITY OF PORT ST. JOE CODE OF ORDINANCES RELATING TO OFFENSES AND MISCELLANEOUS PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Port St. Joe finds that the health dangers posed by tobacco, nicotine, and other consumables which are traditionally consumed by smokers are not limited to cigarettes or other traditional forms of smoking, and

WHEREAS, new unregulated high-tech smoking devises often containing a combination of pure nicotine, or other substances which are commonly referred to as electronic cigarettes or e-cigarettes, have recently been made available to consumers, and

WHEREAS, the U.S. Food and Drug Administration and many public health advocates have publicly expressed concerns regarding the safety of e-cigarettes, warn they are often marketed in such a way as to attract young people, and may serve as a gateway to traditional cigarette use, and

WHEREAS, when consumed in public places where traditional tobacco products are currently banned under Florida law, the use of e-cigarettes may cause concern and confusion among City residents, visitors and employees alike, and

WHEREAS, protecting City of Port St. Joe residents, visitors and employees against the dangers associated with e-cigarettes constitutes sound public policy; now, therefore,

NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORT ST. JOE, FLORIDA;

Section 1. (a) The use of tobacco products and e-cigarettes as defined in Section 42-9 is prohibited during all times in all areas, at city owned or operated property or parks when used for youth organization or league activities. A youth organization or league is defined as an organization which contracts or enters into a user-agreement with the City to conduct activities related to youth activities, including athletic practices and games, meetings, clinics, and demonstrations, on a regularly scheduled basis at city owned or operated property or parks.

(b) The use of tobacco products and e-cigarettes as defined in Section 42-9 is prohibited at all times in all areas of those city owned parks located on 10th Street, used for youth sports.

- Section 2. REPEAL: All ordinances or parts of ordinances in conflict herewith are hereby repealed.
- Section 3. SEVERABILITY: If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder shall not be affected by such invalidity.
- Section 4. EFFECTIVE DATE: This ordinance shall become effective upon adoption as provided by law.

DULY PASSED AND ADOPTED by the Board of City Commissioners of Port St. Joe, Florida this ____ day of _____, 2014.

THE CITY OF PORT ST. JOE

By: _____
MEL C. MAGIDSON, JR.
MAYOR-COMMISSIONER

ATTEST:

CHARLOTTE M. PIERCE
CITY CLERK

The following commissioners voted yea:
The following commissioners voted nay:

RESOLUTION NO 2014-02

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PORT ST. JOE ADOPTING A SCHEDULE OF FEES, CHARGES AND EXPENSES RELATED TO PROGRAMS AND FACILITIES PROVIDED BY THE CITY OF PORT ST. JOE, PROVIDING FOR REPEAL OF ANY RESOLUTION IN CONFLICT HEREWITH, AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Port St. Joe, Florida provides numerous facilities and programs for the benefit of the public; and

WHEREAS, these programs and facilities require considerable expenditure of public funds; and

WHEREAS, it is appropriate for the actual users of these facilities and programs to bear a portion of the costs thereof; and

WHEREAS, it is in the best interest of the City Commission and the people of the City of Port St. Joe to adopt a schedule of fees, charges and expenses;

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Port St. Joe, Florida as follows:

1. The City Commission hereby adopts the schedule of fees, charges and expenses attached hereto as Exhibit "A" for programs and facilities described therein.
2. Resolutions or other schedule of fees, charges and expenses of any kind associated with City programs and facilities adopted prior to the date hereof is repealed.
3. This Resolution is effective immediately upon passing.

THIS RESOLUTION ADOPTED this ____ day of March, 2014.

CITY COMMISSION OF THE CITY
OF PORT ST. JOE, FLORIDA

BY: _____
Mel Magidson, Jr., Mayor-Commissioner

Attest: _____
Charlotte M. Pierce, Auditor/Clerk

Exhibit A: Recreation Programs and Facility Fee Schedule Updated 3/18/2014

CITY OF PORT ST JOE
RECREATION USER FEES

Program Location/Area	Activity	User Fee 3/18/2014
<u>Facility Fees:</u>		
Public Building Rental (Commercial) Rental time from 12:00 noon day before to 12:00 noon day after event.	Facility Rental (Individuals, Corporations or Businesses)	\$300.00 Security Deposit and \$700.00 (+ tax) per day user fee, Seasonal \$50 (+ tax) per day utility fee, May-September
Public Building Rental (Non-Commercial) Rental time from 12:00 noon day before to 12:00 noon day after event.	Facility Rental (Individuals and Groups)	\$300.00 Security Deposit and \$400.00 (+ tax) per day user fee, Seasonal \$50 (+ tax) per day utility fee, May-September
Public Building Rental (Civic/Non Profit) Rental time from 12:00 noon day before to 12:00 noon day after event.	Facility Rental	\$100.00 (+ tax) per day user fee, Seasonal \$50 (+ tax) per day utility fee, May-September
STAC House Building Rental (Non-Commercial)	Facility Rental (Birthday Parties)	\$100.00 per 3hr session,
Event Park Rental	Park Rental	\$1,000 per event,
Pavilion Rental	Pavilion Rental	No Fee-First Come-First Serve
Frank Pate Park	Boat Trailer Parking Fee	City Resident- No Fee County Resident- \$5 per Day Season Pass \$25 Out of County- \$10 per Day Season Pass \$50
<u>Administrative Fees:</u>		
Code Enforcement	Special Pick Up Admin. Fee	\$25.00 per pick up,
Administrative	Lien Search Fee	\$25.00 per search,
Waste Water (In City)	Dumping Fee	\$50.00 per 1,000 gallons, truck capacity
Waste Water (Out of City)	Dumping Fee	\$65.00 per 1,000 gallons, truck capacity

Annual Boat Trailer Parking Permit

Boat trailer parking permit assist in operating and maintaining the boat launch.

Boat Ramp Pay Stations: daily parking fee \$10.00 with trailer,

Daily parking permits are available on site and accept cash, coins and checks. Annual permits are available.

Problems with the pay station?

Call City of Port St Joe 850-229-8261 during business **hours, Monday-Friday, 8 a.m. to 5 p.m., after hours call 850-227-8152.**

Annual Boat Trailer Parking Permits:

Annual parking passes are currently available for sale at the City of Port St Joe City Hall, 305 Cecil G Costin Sr. Blvd, Port St Joe, FL 32456. Annual permits are available at Blue Water Outriggers, Daly Dock and Dive and The Marina. Additionally, **annual passes are available by mail** and registration forms are available online. **Annual parking passes are free for City. Permit must be properly displayed.**

▪ **Boat Trailer Parking Permit Application**

▪ **COST:**

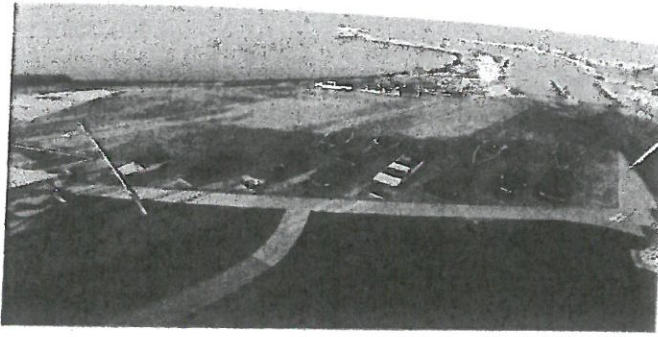
- **City Residents Annual Pass:** No Charge, must provide a photocopy of your valid Florida Driver's License.
- **County Residents Annual Pass:** \$25.00 (\$23.36 Fee + \$1.64 (7% State Sales Tax) must provide a photocopy of your valid Florida Driver's License.
- **Out of County Residents Annual Pass:** \$50.00 (\$46.73 Fee + \$3.27 (7% State Sales Tax)
- **County Daily Pass:** \$5.00 (\$4.67 Fee + \$.33 (7% State Sales Tax)
- **Out of County Residents Daily Pass:** \$10.00 (\$9.35 Fee + \$.65 (7% State Sales Tax)
- **Payment Methods:** Money Order, Cash, Check, Credit Card (MasterCard/Visa only) Please do not send CASH through the mail. ***Make check payable to: City of Port St Joe. If check is returned by your bank for non-payment you will be assessed a returned check fee of \$30, in addition to the annual permit fee.**
- **Return by mail or in person to:** City of Port St Joe City Hall, 305 Cecil G Costin Sr. Blvd, Port St Joe, FL 32456. Main office hours of operation: Monday-Friday 8 AM – 5 PM - Closed Weekends and Holidays. Call 850-229-8261 for additional information.

- Permit must be properly displayed.

▪ **Frank Pate Park Boat Ramp**

Intersection of Hwy 98 and Hwy 71, Port St Joe, FL 32456

Open 24 Hours - saltwater - restroom facilities available



There will be some restrictions on the use of the ramp parking lots on the Independence Day holiday. The details of these restrictions will be publicized at a later date

- Children under age 14 years of age will not be allowed to launch a craft without written permission from a parent or legal guardian.
- Alcohol is not allowed in any City of Port St Joe parks.
- Craft returning to shore maintain the right-of-way over craft casting off from shore.
- Fish cleaning is not permitted at the launch facility.

Daily Parking Fee collection process:

Iron Ranger Collection box with envelope carrier: collection box, signage and envelopes,

Iron Ranger Procedure:

Remove fee envelope from box and fill out completely.

Place fee in envelope and detach daily parking permit.

Seal envelope and deposit in slot.

Display completed parking permit on vehicle dash board.

1. located at boat launch on right near walking trail, Signage displayed behind box with instructions and rules,
2. Additional signage placed on both sides of the entrance road near bathrooms, directing boater to pull over to pay daily parking fee and to prepare boats for launch.
3. Designated side of the road as staging area for launch preparation and daily fee payment.
4. Designate Annual permit staging area?? Annual permit moving ahead of
5. Daily parking fees collected daily Mon. thru Friday at noon by City hall, weekends and holiday's collection by police department or on call, track daily permits sold log sheet, check permits sold and permits in distribution box for theft and restocking.
6. Enforcement by Police Dept or code enforcement?? Implementation of enforcement, warning, second offence ticket???
7. City employee on duty first Saturday and Sunday for first month of implementation to help inform and sell annual and daily permits, Staff boat ramp on holiday weekends,
8. Set up separate bank account for funds,

Cost-Revenue estimates: initial installation, ongoing costs, vs. income,

Iron Ranger:	\$687.00
Envelope Box:	\$ 82.00
Envelopes:	\$ 44.50 per 500
Installation:	\$250.00
Freight:	\$250.00
Signage:	\$750.00
Annual permit costs:	\$100.00
Set Up costs:	\$2,208.00

Staff Salaries:	\$ 60.00 per day 4hrs, 8am till noon??
Admin Costs:	\$ 20.00 1hr per day, collection, sales, enforcement
Admin Cost off season:	\$ 10.00 1/2hr per day collect, sales, enforcement

Estimated Income:

Daily permit Sales:

\$10.00	50 units	\$ 500.00 per week June-Sept
\$10.00	10 units	\$ 100.00 per week Oct-May

Annual Permit sales:

\$100.00	25 units	\$2,500.00 annual sales
June-Sept		\$8,000.00 16 week 50 units per
Oct-May		\$3,200.00 32 week 10 units per
Total Annual Revenue		\$13,700.00

Staff Salaries:	\$1,920.00 32 days, 128 hours at \$15.00 hr
Admin Costs in season:	\$2,600.00 26 weeks, 130 hours at \$20.00 hr
Admin Cost off season:	\$1,300.00 26 weeks, 65 hours at \$20.00 hr
Annual Supplies:	\$ 200.00 envelopes and permits
Total Annual Costs:	\$6,020.00
Total Annual Income:	\$7,680.00
Less set up costs:	\$2,208.00
Annual Income:	\$5,472.00

CITY OF PORT ST. JOE
CAPE SAN BLAS LIGHTHOUSE RELOCATION PROJECT
PROJECT #019.203

[illegible]

CITY OF PORT ST. JOE
CAPE SAN BLAS KEEPER'S QUARTERS & OIL SHED RELOCATION
PROJECT #019.203

[illegible]

Code Enforcement 2014 Activity
As of 4/10/14

	Open	Closed	Total	Increase Since 3/27/2014
Unlawful Accumulation	12	4	16	8
Substandard Structure	2		2	1
Abandoned Vechicle	5	3	8	2
Unlawful Sewer				
Land regulation Violation	2	5	7	
Business Lic. Violation		1	1	
Special Master Hearings				
Building Demolition	1		1	
Waste Violation	4	36	40	3
Sign Violation	17	78	95	49

Total	43	Total	127	Total	70	Total	63

RESOLUTION 2014-06

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PORT ST. JOE, AUTHORIZING A GRANT APPLICATION TO THE UNITED STATES DEPARTMENT OF AGRICULTURE; APPOINTING AND AUTHORIZING A PROJECT MANAGER; AUTHORIZING THE MAYOR TO ACT ON BEHALF OF THE CITY; PROVIDING FOR REPEAL; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Port St. Joe, Florida will apply to the United States Department of Agriculture for a Rural Business Enterprise Grant for improvements to certain City property known as the Open Air Information Center; and

WHEREAS, the Board of City Commissioners has determined that as a necessary part of that application certain resolutions need to be made; and

WHEREAS, the City of Port St. Joe, Florida recognizes the Mayor as the official authorized to act on behalf of the City in such matters and further acknowledges that his signature shall be binding upon the City in such matters; and

WHEREAS, The Port St. Joe Redevelopment Agency shall be responsible for grant application and project management,

NOW, THEREFORE, BE IT RESOLVED by the Board of City Commissioners of the City of Port St. Joe, Florida as follows:

1. That it approves the submission of the application and any related documents for the subject grant in the amount of \$199,000.00; and
2. That this legislative body of the City of Port St. Joe, Florida hereby authorizes the Mayor and/or the City Clerk, in his absence, to act as the appropriate official on behalf of the City of Port St. Joe, Florida in dealing with the United States Department of Agriculture and to sign any and all necessary application and other forms; as well as, submitting any additional information required and signing any necessary contracts and/or other agreements between the United States Department of Agriculture and the City of Port St. Joe, Florida, that may result from this application; and
3. The City of Port St. Joe, Florida hereby assures the United States Department of Agriculture that it authorizes the total expenditure set forth in the grant application and acknowledges that it will have available and make any contribution identified in the grant application; and

4. The Port St. Joe Redevelopment Agency, acting through its Executive Director, shall act as project manager for this grant and shall contribute an amount equal to 5% of the grant.; and

5. The City Commission certifies that this project will not result in any transfer of jobs or employment or the production of goods or services to an area where there is no demand for such.

6. Any Resolution previously adopted relative to this particular grant is repealed.

THIS RESOLUTION ADOPTED THIS ____ day of _____, 2014, on a vote of ____ yeas and ____ nays, by the Board of City Commissioners, City of Port St. Joe, Florida.

BOARD OF CITY COMMISSIONERS
CITY OF PORT ST. JOE, FLORIDA

By: _____

Mel C. Magidson, Jr.

Mayor-Commissioner

ATTEST:

Charlotte M. Pierce
City Clerk