

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF CITY
COMMISSIONERS FOR THE CITY OF PORT ST. JOE, FLORIDA, HELD AT
2775 GARRISON AVENUE, June 5, 2018, AT 6:00 P.M.**

The following were present: Mayor Patterson, Commissioners Ashbrook, Buzzett, Langston, and Lowry. City Manager Jim Anderson and City Clerk Charlotte Pierce, and City Attorney Adam Albritton were also present.

CONSENT AGENDA

Recognition of the Class 1A State Baseball Champions – Mayor Patterson asked team parent, John Grantland, to read the Proclamation recognizing the accomplishments of the team. Individual Proclamations were given to each team member as they introduced themselves.

Minutes

A Motion was made by Commissioner Buzzett, second by Commissioner Ashbrook, to approve the Minutes of the Special Commission Meeting on May 31, 2018. All in favor; Motion carried 5-0.

PORT ST. JOE REDEVELOPMENT AGENCY (PSJRA) Bill Kennedy

CRA Extension – A Motion was made by Commissioner Ashbrook, second by Commissioner Buzzett, for Mr. Kennedy and Attorney Albritton to work together to begin the process to extend the CRA for 30 years. Commissioner Lowry stated that he would abstain from voting as his employer, the Gulf County Board of County Commissioners, had voted not to support the renewal or extension of the CRA (Form 8 Memorandum of Voting Conflict) is attached as Exhibit A. Voting in favor of the motion were Mayor Patterson, Commissioners Ashbrook, Buzzett, and Langston. No one voted against the Motion. Motion carried 4-0 with Commissioner Lowry abstaining.

City Attorney

Florida Coastal Conservancy, Inc. Concession Agreement (FCCI) – After discussion of the Agreement, a Motion was made by Commissioner Buzzett, second by Commissioner Langston, for Attorney Albritton to include that with a 60 day notice, the FCCI would vacate the premises when the Cape San Blas Lighthouse Lens was ready to be reassembled, the lease with the FCCI would be for 18 months only, and the FCCI would be allowed to sell t-shirts and not have a full gift shop. All in favor; Motion carried 5-0.

CITY MANAGER'S REPORT – Jim Anderson

Old Business

North Port St. Joe P.A.C. Workshop – Chester Davis of the NPSJPAC asked that the City facilitate the meeting. A Workshop will be held on June 14, 2018, at 5:00 P.M. Mr. Davis was asked to send an electronic copy of the proposed plan to Mr. Anderson so that it could be reviewed before the Workshop.

Tenth Street Park – Commissioner Buzzett: Jill Bebee, Clair Morris, Steve Newman, Brian Earley, Chester Davis, Elaine Rogers, Robert Branch, and Fred Morris reiterated their concerns about the complex. This issue was Tabled.

Drug Dog – Commissioner Ashbrook: A Motion was made by Commissioner Ashbrook, second by Commissioner Langston, to implement the K-9 Program which could take up to one year to begin the program. Locally, \$6,000 has been raised to cover the expenses of the dog and training. Anticipated annual cost to the City for care of the dog will be \$5,000.

Lighthouse Complex Grant Closeout - A Motion was made by Commissioner Ashbrook, second by Commissioner Lowry, to award the low quote of \$7,000 to Mike Dunn Painting and Home Repair. This amount is under the bid requirement, will be funded from remaining grant funds and the required cash match from BP Funds for the grant. All in favor; Motion carried 5-0.

New Business

Tobacco Prevention – Kari Williams thanked the Commission for their support of the S.W.A.T Program. Gulf County School's S.W.A.T. Coordinator, Hunter Bailey, and student Eddie Hunter spoke on issues facing students. Each speaker thanked the Commission for their support and offered their assistance whenever needed.

Gulf Coast Workforce Board Leases – Concerns about the residents of North Port St. Joe not being able to use the entire facility at times were shared by Chester Davis. Staff will work with the Workforce Board on this. A Motion was made by Commissioner Lowry, second by Commissioner Ashbrook, to approve the leases and send them to the Workforce Board for their approval. All in favor; Motion carried 5-0.

Mr. Anderson noted the need for tables and chairs at the Centennial Building and Washington Site and asked for approval to purchase these items in the new budget cycle.

Secluded Dunes Sewer / Impact Fee Waiver Request, Sewer Line Easement: Tom Gibson, representing the residents of Secluded Dunes requested an Impact Fee Waiver. A Motion was made by Commissioner Ashbrook, second by Commissioner Lowry, to grant the waiver for 9 residential units. Mr. Gibson shared that a Sewer Line Easement and ownership would be given to the City when the number of residents connected to the sewer system reaches 10 or service of 1 year whichever is later. All in favor; Motion carried 5-0.

Public Works – John Grantland

Hwy. 98 from Avenue A – D Waterline Replacement: This project has been completed, a verbal clearance has been given, and Mr. Grantland is waiting on the written clearance.

Water meters – Replacement update: Replacement of the radio read component began yesterday.

Jones Homestead Sewer – Permitting has been obtained and the project should kick off in two to three weeks. Work will begin in the Cape Plantation area and move to the East.

Fishing Piers – The draftsman is about 70% complete on the plans for one pier and should have them soon.

Surface Water Plant – Larry McClamma shared that cleaning of the Shark Tank will begin on July 10, renovations will be made to the Tenth Street tank, and the Surface Water Plant passed the State of Florida Disinfectant Byproducts Test.

Wastewater Plant – Kevin Pettis noted the plant will be discharging through June, Staff is getting the pond down as low as possible because the rainy season begins in July, and FL DEP has approved the placement of sand on the sprayfields.

A Motion was made by Commissioner Ashbrook, second by Commissioner Langston, to rebid the Repowering of the Wastewater Treatment Plant. All in favor; Motion carried 5-0.

One of the Sonic Disrupters is not repairable and Mr. Pettis has been seeking a replacement. The one he is currently looking at is approximately \$2,200 and is about half the cost of the older disrupters. A Motion was made by Commissioner Ashbrook, second by Commissioner Buzzett, to purchase the new disrupter if it checks out to be what Mr. Pettis needs. All in favor; Motion carried 5-0.

Finance Director – Mike Lacour anticipates having the Audited Financial Statements in house next week, and Auditor Ben Vance should be at the next City Commission Meeting.

City Engineer – Clay Smallwood, III

Updates – Mr. Smallwood did not have any updates for the Commission.

Code Enforcement no action was required.

Police Department – Matt Herring advised that there are procedures to be followed for public meetings, noted the public will be given a chance to speak, the yelling is a disruption of the meeting, and not following procedures causes longer meetings. He encouraged the Commissioners to work to have orderly meetings.

Golf Carts continue to be an issue. Currently, the Police Department has no mechanism for enforcement. Attorney Albritton asked for direction as to what the Commission would like to have in the document. A Workshop will be held on Thursday, June 26, 2018, at 6:00 P.M. to discuss this issue.

City Clerk - Charlotte Pierce

Election Update – Clerk Pierce noted that Early Voting is currently ongoing, and everything is set for the Election on June 12th.

Citizens to be Heard –

Mark Manley requested that a joint City / County Workshop be held on Golf Carts and that the rules be the same for use.

Jill Bebee, Robert Branch, and Fred Morris again expressed their concerns about the Tenth Street Complex, requested that a date and time be set for a Workshop, and suggested relocating the park area.

Discussion Items by Commissioners

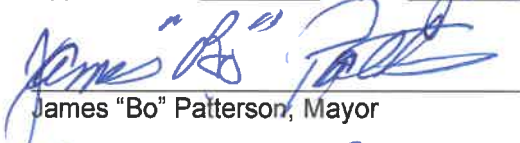
Commissioners Langston, Ashbrook, and Buzzett did not have anything else to discuss.

Commissioner Lowry offered his congratulations to the State Championship Baseball Team. He shared that he had been talking with Wimico Timber about an Easement to cross the Fresh Water Canal at a location other than the bulkhead area and anticipates their request will be on the next Agenda.

Mayor Patterson shared of his leadership group trip to New Mexico, noted that he personally paid for the trip, and that it did not cost the tax payers anything.

A Motion was made by Commissioner Ashbrook, second by Commissioner Buzzett, to adjourn the meeting at 8:14 P.M.

Approved this 19th day of June 2018.


James "Bo" Patterson, Mayor

6/26/18
Date


Charlotte M. Pierce, City Clerk

6/26/18
Date

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Lowry, Brett Charles		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Port St. Joe Board of City Commissioners	
MAILING ADDRESS 134 Gulf Coast Circle		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY Port St. Joe, FL	COUNTY Gulf	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED June 5, 2018		NAME OF POLITICAL SUBDIVISION: City of Port St. Joe	
		MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTEE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

A copy of the form must be provided immediately to the other members of the agency.

- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Brett Lowry, hereby disclose that on June 5th, 20 18:

(a) A measure came or will come before my agency which (check one or more)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of Gulf County BOCC, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

- Am an employee of the Gulf County BOCC.
- The Gulf County BOCC has voted S-O to not support the renewal or extension of the CRA

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

Date Filed 6/5/18

Signature [Handwritten Signature]

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.