

**TUESDAY, JANUARY 11, 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  
Lt. Steve Enfinger, 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 Trent Gann, Senior Pastor 1st Baptist Lynn Haven, and the Pledge of Allegiance.

The Mayor welcomed Pastor Trent back and thanked him for the help 1st Baptist has given the City.

**Item #3. Public Commentary.**

Barry Gillespie 913 Colorado Avenue - 5 houses in our road flood if we get 6 inches of rain it comes into the house. What does the future hold for us? What is in the plan for Colorado Avenue for the future? Mayor advised that this concern could be addressed at the Stormwater update part of the meeting.

Deborah Gillespie 913 Colorado Avenue - this project to remove the stormwater out of that area was approved in 2018 and the first part was done but the second part has not been finished. She gets out of her bed and wades to her bathroom because so much water comes into her house. Then she receives a letter that she is violating the code for living in an RV in her driveway saying she will be paying a fine of \$150 per day if she doesn't get permission. She feels the city should be paying her \$250 per day for the storage she has to pay to keep her furniture dry.

Mr. Walker 1106 Michigan Avenue - in the previous workshop you said there would be a future workshop. He recommended making the workshops a little later, even after the commission meeting.

Tammy Robinson from Mowat Highlands - daughter lives on Colorado Avenue and is one of the 5 houses that floods. They are a young couple in their first home and really need help.

Jodi Moore Amhurst Street - watched Panama City's City Manager and every Monday morning he has a meeting on zoom and the citizens are very involved. Would really like to see a bit more transparency in this city as with Panama City. Would like the city to be more involved with the citizens. He hits every aspect of the city and people can ask any question and he will have the answers. She would like to see how the city is going to address the infrastructure. Panama City has gone and found many sources of funding. They are replacing all their pipes. A few people have asked her to bring up the fact that the water in the city is really hard water and it is expensive.

Christy Mcelroy Port St Joe - these are public meetings for the public and they are supposed to be transparent. If any of you speak together you need to share what you just said. Seen a lot of leaning over and talking to each other and that should never happen unless you share it with everyone.

**Item #4. Mayor's Report.**

The Mayor wished everyone a happy new year and gave a brief report of his activities, including the wreath laying ceremony. Thanked everyone for helping him be the Santa for the seniors at Summer Landings. Received a few phone calls from veterans about the Stormwater assessment and exemptions. Looking forward to moving forward with our agenda for 2022. Stormwater will be one of his points of focus and emphasis. Please remain after the meeting and leave your phone number if you would like him to follow up.

**Item # 5. Commissioners' Reports.**

Commissioner Aldridge - happy new year to everyone. looking forward to 2022 in Lynn Haven.

Commissioner Perno - Had Covid recently and happy to be back. Happy and prosperous new year to everyone. Thanks to everyone for being here and to the city staff and first responders. TPO has new trolley routes beginning in the new year. A reminder that baycomtrolley.org is a great resource for checking how far away your trolley is. Living shorelines meeting a few weeks ago was enlightening and we have a few places in the city where this type of shoreline can assist us. City Manager has got a head start with it and is communicating with them. There are a few funding sources available.

Commissioner Warrick - participated in the wreaths across America in honor of our veterans. Attended a legislative delegate meeting at the County building where they go over the bills that will be brought up at the Florida House. If we ever want to advocate for something to change in the area any of us can go up there and present it to them. Also, when a police officer gives someone a speeding ticket, the city only gets about \$4.50 from a \$123 ticket. The State determines the scheduling fee. Last fiscal year we had a little over \$430k in tickets written and we only received a little over \$34k (less than 8%). Would like the residents to understand that to fund the police department we have to come up with our own taxes for the most part. There is a 37-member commission that meets every 20 years and the next one is in 2037. So just to let the residents know that sometimes our hands are tied. Attended Lynn Haven Heritage Society meeting where they had the Fire Department there who showed how to use fire extinguishers etc. two of them had to attend a call so couldn't stay. But they all answered a lot of questions, and we learned a lot of stuff.

Commissioner Tinder - Nothing to report. Looking forward to many positive changes in 2022.

**Item # 6. City Manager's Report.**

- A. Recognition of Employee of the Month - City Manager Gainer invited Janet Miller to come forward to accept the Employee of the Month award for her outstanding performance, productivity, and dedicated service. Ms. Miller was not present, and her supervisor was out sick.
- B. 25-year Longevity Recognition Award - City Manager Gainer invited Fire Chief Delonjay to present the longevity award to Assistant Fire Chief Hernandez in recognition of his 25-year Longevity award saying he is diligent and volunteers for many of the events.
- C. Warrant list update - there were no queries.

City Manager Gainer thanked the Commissioners for their queries to ensure the citizens are taken care of and that we are doing what we need to be doing.

City Manager invited Mr. Lightfoot to speak to the Stormwater update.

**D. Stormwater Update**

Chris Lightfoot gave a short update - per his presentation.

**QUESTIONS:**

Commissioner Aldridge - What is the timeline for starting work on Colorado? Mr. Lightfoot answered once they get the grant agreements in place and start receiving that funding, they need to go out for RFQs for design for the Wyoming portion of that. The 36 between Mississippi and Colorado will be done inhouse as with the previous portion, but the portion

that goes under the road will have to be bid out and designed by an engineer. Commissioner Aldridge said he thinks the whole Board agrees we need to help these homeowners as quickly as we can before spring.

Commissioner Tinder - will this be able to be completed before spring? Mr. Lightfoot answered no

Commissioner Warrick - will the RC mower be able to take care of areas like the very wet areas we were not able to get to last year? Mr. Lightfoot answered yes, although it won't cut submerged land.

**NPDES Stormwater discharge update:**

Mr. Lightfoot presented a short update - per his presentation.

**QUESTIONS:**

Commissioner Perno - will post construction involve residential as well? Mr. Lightfoot answered yes, swales on both sides etc.

City Manager congratulated the Public Utilities Water department for receiving the award for Florida Section of American Water Works Association for the city, for The Most Improved Class C Treatment Plant for 2021.

Thanks Ty Faris and his team for the successful tree giveaway on Saturday in an attempt to try to replenish the trees we lost during Hurricane Michael.

Attended a meeting with the County on a new housing program. One of the takeaways was a rehousebay.org effort for assisting first time homeowners to get into their own homes.

We are celebrating MLK day in the park with Acure and you are all encouraged to attend.

Last week we did transition to MUNIS and are still working through some issues.

In terms of stormwater, we would like to meet with any residents about their issues and work through an update on what was done in the past.

If you are living in a temporary trailer all you need to do is contact the city and let us know.

**Item # 7. City Attorney's Report.**

City Attorney - Short term rentals and vacation rentals were mentioned at the Friday pre-meeting workshop. The attorney said he went through some previous legislation and an Air B&B would fit the description of State definition of vacation rental. So, we cannot do anything to prevent them, and our hands are going to be tied by the State laws when we do start looking into that issue.

Marina Island is moving along, and a draft development agreement has been received from the developers that we will be working through.

**CONSENT AGENDA**

**Item # 8. Minutes dd 12/14/21 - Regular meeting minutes.**

**Item # 9. Minutes dd 12/20/21 - Special meeting minutes.**

**Item #10. Approval to appointment of Mr. Kenneth Murphy (currently on the Board of Adjustment) as a new Planning Board member.**

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

Second to the Motion

Commissioner Perno

On Vote:

Aldridge	aye
Perno	aye
Warrick	aye
Tinder	aye
Nelson	aye

Motion passed: 5-0

**OLD BUSINESS**

*Public Hearing - opened 9.48am*

**Item # 11. Final Reading of Ordinance 1125 - Small Scale Future Land Use Map Amendment (SSA-21-08) Low Density Residential to Mixed Use – Parcel #09059-000-000 - Andrews; 102 4th St. W.**

City Manager read the ordinance by title only.

Planning Director provided a brief outline of the ordinance.

Motion by Commissioner Warrick: To approve Ordinance #1125.

Second to the Motion Commissioner Tinder

On Vote:

Warrick	aye
Tinder	aye
Perno	aye
Aldridge	aye
Nelson	aye

Motion passed: 5-0

*Public Hearing closed 9.53am.*

**NEW BUSINESS**

**Item # 12. Discussion and possible approval of the Florida Department of Environmental Protection matching grant agreement for the City of Lynn Haven’s stormwater improvements in the amount of \$1m, which will be matched with the ½ cent surtax funds.**

The Public Works Director explained the item.

Commissioner Tinder asked if we are within our limits to use the ½ cent surtax money for this. City Manager advised yes and invited the Finance Director forward to address the status of our ½ cent surtax.

Mr. Walker 1106 Michigan Avenue - thank you for clarifying that. Is it matching? If so, how much, and is it a period of 3 years that will tie up \$1m ½ cent surtax revenue fund? Mr. Lightfoot explained the project will take up to 3 years, but we will be paying it as we go so the money won't be tied up for 3 years, and it will include matched contributions from the state as well as more ½ cent surtax money coming in. So, we are not only using funds, but we are also receiving funds.

Motion by Commissioner Perno: To approve this Florida Department of Environmental Protection matching grant agreement.

Second to the Motion Commissioner Warrick

On Vote:

Perno	aye
Warrick	aye
Tinder	aye
Aldridge	aye
Nelson	aye

Motion passed: 5-0

**Item # 13. Discussion and possible approval of the Task Order with Panhandle Engineering in the amount of \$242,325 for the design and permitting of the legislature funded stormwater dredging project.**

The Public Works Director explained the item.

Motion by Commissioner Warrick: To approve the Task Order with Panhandle Engineering in the amount of \$242,325 for the design and permitting of the legislature funded stormwater dredging project.

Second to the Motion

Commissioner Perno

Mr. walker asked if this is part of the program of 3 years ago connecting the schools? The Economic Development Director said it is a different project.

On Vote:

Warrick	aye
Perno	aye
Aldridge	aye
Tinder	aye
Nelson	aye

Motion passed: 5-0

**Item # 14. Development Order Extension request - My Thai Asian Bistro; Parcel #09184-000-000; 105 4th Str. E.**

The Planning Director explained the item.

Derek Osborne lives next door to this development - asked if there has been any discussion about the plans for this or is it just discussion on the extension? Mayor advised only a discussion for a time extension.

Mr. Oswald asked if there can be discussion and an amendment requested? Attorney advised not as it has already been approved, and this is just a request for time extension.

Commissioner Warrick asked what the concern was? Mr. Oswald said stormwater issues are his biggest one as it flows like a river when it rains (retention pond and no paving). Another problem is the traffic will increase from commercial activity. So close to his own home and he is concerned about rodent control. Would like the fence to be built before the construction begins.

Mayor asked Mr. Lightfoot to address the stormwater concerns. Mr. Lightfoot advised that the design has been made in line with the old requirement of the 25-year stormwater design, but there is a retention pond in the design that goes to 4<sup>th</sup> street and flows to 77. This was taken into consideration before bringing to the Commission for approval.

Planning Director advised that they will also be paying a significant mobility fee. This is a mixed use property and so his request meets all the codes and requirements.

Motion by Commissioner Tinder: To approve the Development Order Extension request for My Thai Asian Bistro; Parcel #09184-000-000; 105 4th Str. E.

Second to the Motion

Commissioner Aldridge

On Vote:

Tinder	aye
Aldridge	aye
Warrick	aye
Perno	aye
Nelson	aye

Motion passed: 5-0

**Item # 15. Discussion and possible approval to accept Parcel #10360-000-000 gifted to the City by Mr. Grimsley, which will be incorporated into the overall design of the CRA Pocket Park.**

CRA Director explained the item.

Mayor asked if there is any benefit to Mr. Grimsley? Mr. Janke said no.

Mayor and Commissioner Aldridge reminded all that Mr. Grimsley had benefited the City recently with mitigating some stormwater issues.

Ms. Moore asked for clarification if the property was near the Mowat highlands development. Mr. Janke said no it is a wooded area North of 17<sup>th</sup> Street.

The Mayor asked if it is on the intersection to the Rails to Trails. Mr. Janke said it was near that intersection.

Mr. Walker asked if it is in the CRA across from 17<sup>th</sup> Street. Mr. Janke said yes, North of 17<sup>th</sup> Street.

Motion by Commissioner Warrick: To approve accepting Parcel #10360-000-000 gifted to the City by Mr. Grimsley, which will be incorporated into the overall design of the CRA Pocket Park.

Second to the Motion

Commissioner Perno

On Vote:

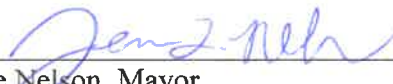
Warrick	aye
Perno	aye
Aldridge	aye
Tinder	aye
Nelson	aye

Motion passed: 5-0

**Item # 16. Adjourn.**

There being no further business the meeting adjourned at 10.14 A.M.

**APPROVED THIS 25<sup>th</sup> DAY OF JANUARY 2022.**

  
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Jesse Nelson, Mayor

ATTEST: -

  
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Vickie Gainer, City Manager

prepared by

Cicelia J. Holliday