

**April 5, 2022
Regular Meeting
12:00 Noon**



City of Port St. Joe

Rex Buzzett, Mayor-Commissioner
Eric Langston, Commissioner, Group I
David Ashbrook, Commissioner, Group II
Brett Lowry, Commissioner, Group III
Scott Hoffman, 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

12:00 Noon

Tuesday April 5, 2022

Call to Order

Consent Agenda

Minutes

- Regular Meeting 3/15/22

Pages 4-10

Scott Dudley- League of Cities Legislative Update

City Engineer

- Long Ave. Water/Sewer Project
- RFP 2022-01 First Street Paving
- Clifford Sims Park Plan
- Boat Ramp Access Road Design

Page 11

Pages 12-14

City Attorney

- Ord. 597 Food Trucks
 - 2nd Reading & Adoption

Pages 15-19

Old Business

- City Projects
- Fish Cleaning Station- Electrical Quote

Pages 20-21

Page 22

New Business

- Accessory Structures- Mayor Buzzett
- New City Hall Complex- Update
- American Recue Plan- Use of Funds
- RFP 2022-03 Washington Gym Sidewalk Cover- Update

Public Works

- FDEP Septic to Sewer Grant

Surface Water Plant

- Update

Wastewater Plant

- Update

Finance Director

- Letter of Support Request

Pages 23-24

Code Enforcement

- **James Brannon- 1302 Monument Avenue, Travel Trailer**
- **Mark Griffin- 1205 Constitution, Stop Work Order**

Police Department

- **Update**

City Clerk

- **Grants- Update**
- **Resolution 2022-03 City Election Results 2022**

Pages 25-26**Page 27****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 AT
2775 GARRISON AVENUE, March 15, 2022, at Noon.**

The following were present: Mayor Buzzett, Commissioners Ashbrook, Langston, and Lowry. City Manager Jim Anderson, City Clerk Charlotte Pierce, and City Attorney Clinton McCahill were also present. Commissioner Hoffman was absent.

CONSENT AGENDA

Minutes

A Motion was made by Commissioner Ashbrook, second by Commissioner Langston, to approve the Minutes of the Regular Meeting of March 1, 2022. All in favor; Motion carried 4-0.

Mr. McCahill read Form 8B Memorandum of Voting Conflict For County, Municipal, and Other Local Public Offices as completed by Commissioners Ashbrook and Hoffman on March 1, 2022, concerning Ordinance 597 Food Trucks. Commissioner Ashbrook abstained from voting because he works for a company with an interest in utilizing food trucks on a contract landlord / tenant basis. Commissioner Hoffman abstained from voting because is the bookkeeper of his brother's Food Truck Business.

Planning Board Recommendations

Development Order Request – Palmetto Bluff Subdivision 90 Units Long Avenue Partners, LLC

Commissioner Lowry stated that he would be abstaining from voting on this issue because he has a business interest with developer Ralph Rish.

A Motion was made by Commissioner Ashbrook, second by Commissioner Langston, to grant the Development Order dependent upon the completion of the attached contingencies. See Ex. (A). All in favor; Motion carried 3-0 with Commissioner Lowry abstaining.

City Engineer – Josh Baxley

Long Avenue Water / Sewer Project Change Order #3

This project is under construction. Crews are currently working on the water main and sewer force main on Long Avenue.

Change Order #3 is to remove and replace the ring and cover on 30 manholes and replace 6" VCP with 8" PVC on Long Avenue.

Mayor Buzzett expressed his concerns and noted that the City will be required to pay 20% of the \$148,000 cost and feels that Dewberry should have caught this error in the bid. He asked Mr. Baxley if Dewberry would cover the cost and Mr. Baxley said he would ask about this.

Change Order #4 will be a deductive Change Order for City direct equipment purchases and tax savings.

First Street Sewer Repairs and Paving

Bids are due March 24, 2022, for this project.

Clifford Sims Park Plan

Bids for this project are due on April 8, 2022.

Observation Platform – The plans indicate a 38' long by 8' wide aluminum walkway connected to a 70' x 18' aluminum observation platform. The structure will be supported by prestressed concrete pilings and girders.

Boat Ramp Access Road Design

Plans are in design for this project and Dewberry expects to have a 60% review set by the week of March 21, 2022.

Commissioner Langston asked about the dust and broken road piles across from Mama Dot's and the Pharmacy on Avenue A. Mr. Anderson shared that the contractor is moving the dirt daily and it should be gone shortly.

City Attorney –

Attorney McCahill did not have anything to report.

Old Business

City Projects

Mr. Anderson noted the completion of Knowles Avenue; the pavilion provided by the Port St. Joe Rotary Club has been installed on the Florida Forever Land across from the Methodist Church, the Keepers' House, Elgin, has been completed, and the point repair on First Street is finished.

New Business –

Florida Resilient Cities

The walking tour is scheduled for Friday, March 18, 2022, at 9 A.M.

Mr. Anderson announced that Fire Chief, John Ford, is retiring after 32 years and thanked him for his service. Mayor Buzzett asked that Chief Ford be recognized in a meeting for his years of service.

Public Works – John Grantland

Mr. Grantland did not have any updates for the Commission.

Surface Water Plant – Larry McClamma

Mr. McClamma was running the plant and unable to attend the meeting. Mr. Anderson noted that two reports had been received from DEP and were very good. The Quarterly Disinfectant By Products Report was very low, and the CCR Report passed for the year and will be distributed shortly.

Wastewater Plant – Kevin Pettis

Mr. Pettis shared that Mr. McClamma and the Surfacewater Treatment Plant has a new vehicle and there is 3.5' of freeboard in the lagoon. He also noted that the Sonic Disrupters did not pass the manufactures test and have not been shipped yet; the pump for the Headworks has been ordered and he will be working on bid specs for the platform for it. The plant will be pushing water this month; Algae continues to be in the lagoon and he is preparing a plan of action letter to DEP for controlling the Algae.

Finance Director – Mike Lacour

Mr. Lacour is working on required replacement signs for Maddox Park and Clifford Sims Park.

Mayor Buzzett asked about the City's entrance sign that had once been at Windmark.

Code Enforcement –

Mr. Anderson shared that several cases heard by the Special Master have a time line for compliance and multiple notices have been issued for campers.

Police Department – Lt. Burch

Lt. Burch did not have anything to report from the Police Department.

City Clerk – Charlotte Pierce

Grants Update

Ms. Pierce shared that Staff continues to meet with the City's grant writing team and explore grants for the City.

She noted the FY 2023 Community Planning Technical Assistance Grant that Commissioner Langston inquired about has an April 11, 2022, deadline and will require approximately \$10,000 in funding. Commissioner Langston will get with Commissioner Ashbrook to see if the PSJRA could help with this.

Clerk Pierce noted that the Grant Agreement was signed by Mayor Buzzett for the Centennial Building and she anticipates the Grant Agreement for the Cape San Blas Lighthouse Complex will be signed soon.

Citizens to be Heard –

Chester Davis reminded the Commissioners of the walk through with UF Friday and shared that he would be using his church van to transport participants if there is bad weather.

He noted the continued use of his church property for a dumping site near the Lasharaw Apartments and asked what could be done. It was noted that the church property and apartments are on private property and the issue needs to be resolved by the owners.

Mr. Davis also asked if the dirt being hauled from in front of Mama Dot's could be used by NPSJ residents rather than trucking the dirt to Blountstown. Mayor Buzzett reminded Mr. Davis that this would be between a private contractor and residents and those entities would need to discuss this issue.

Discussion Items by Commissioners

Commissioner Lowry shared that the TDC would be contributing \$10,000 for fireworks this year.

Commissioner Ashbrook asked about the status of funding for a new City Hall. Staff is working with the City Architect and he is in the process of preparing a PAR.

Commissioner Langston did not have anything to update the Commission on.

Mayor Buzzett reported that his meeting with Gulf County Board of County Commissioners Chairman Sandy Quinn went well. Commissioner Quinn is aware of the need for the Field of Dreams and will try to move forward on this issue. Mayor Buzzett anticipates that a contingency from the little league program will be approaching the County Commission as there are over 200 participants in the program this year. He also referenced an article in the FL Trend Magazine of the tremendous growth expected in the remainder of this decade and how it will impact our area.

Mayor Buzzett and Mr. Anderson met with Jorge Gonzalez of the St. Joe Company recently and Mayor Buzzett stated he felt good about the meeting. They discussed the marina, adding landscaping to enhance the storage barn, motel projects, paving of Marina Drive, and possible traffic issues on Highway 98 with the 700 new homes being built there. A meeting has been scheduled for the City, St. Joe Company, and FDOT to discuss the traffic issue. It was noted that the fencing on Marina Drive was requested by Eastern Shipbuilding to protect their property. There is a meeting Thursday to discuss the Town Home rentals to be built on Highway 71 and the possibility of the City providing water and sewer for them.

Motion to Adjourn –

There was no other business to come before the Commission and Mayor Buzzett adjourned the meeting at 1:42 P.M.

Approved this _____ day of _____ 2022.

Rex Buzzett Mayor

Date

Charlotte M. Pierce, City Clerk

Date

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

LAST NAME—FIRST NAME—MIDDLE NAME <i>Lowrey, Brett Charles</i>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Port St. Joe Board of City Commissioners	
MAILING ADDRESS <i>1341 Gulf Coast Cir.</i>		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 <i>3/15/2022</i>		NAME OF POLITICAL SUBDIVISION: City of Port St. Joe	
		MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE	

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 C. Conway, hereby disclose that on March 15th, 20 22:

(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, Developer, ~~B~~ Ralph Aish;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, 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:

I have a business relationship with developer.

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

3/15/2022

Signature

BHJ

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.

Exhibit A
3/15/22

Date: February 28, 2022
To: City of Port St. Joe
Jim Anderson
From: Ralph Rish
Re: Palmetto Bluff Subdivision

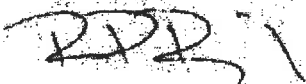
Dear Mr. Anderson,

Please see my response to the items of concern you provided to Caleb Brown with Dewberry via email on February 25, 2022.

1. **Development Order Application Fee.**
Fee has been provided to the City.
2. **Easement and/or legal on the plans for the line between the subdivision and Sacred Heart Lift Station.**
Sacred Heart has agreed to reinstate the sewer easement down the Eastern Boundary. Prior to constructing the off-site sewer improvements, we will provide proof of the easement to the City.
3. **Easement between lots 74 & 75 are still a concern.**
Removing the easement between lots 74 & 75 and separating the lot lines would cause the two lots to not meet the requirements on the recorded P.U.D. for minimum lot frontage. Ultimately, this would result in the loss of the two subject lots. However, the plat will describe the easement as a utility easement dedicated to the utility owners. Furthermore, the covenants and restrictions will place the property owners with the responsibility of removing or replacing improvements within the easement.
4. **Letter saying the developer will guarantee the sacred heart lift station will achieve 250 gpm and the City must be provided an official start-up report by Dewberry prior to any C.O. being issued.**
As you are aware, Dewberry is currently designing upgrades to the Sacred Heart Lift Station as the subject development's wastewater system will tie into the lift station. Prior to a C.O. being issued, we will ensure the lift station upgrades have been completed and conduct a start up to ensure achievement of the 250 GPM flow requirement. We will provide an official start-up report to the City for verification.

If you have any questions, please do not hesitate to contact me at 850.227.5137.

Sincerely,



Ralph Rish

RFP # 2022-01
1ST Street Resurfacing SCOP
March 24, 2022 - 3 :05 P.M.
City Commission Conference Room

[illegible]

Clifford Sims Park

Google Earth

- Decorative Wood Fence

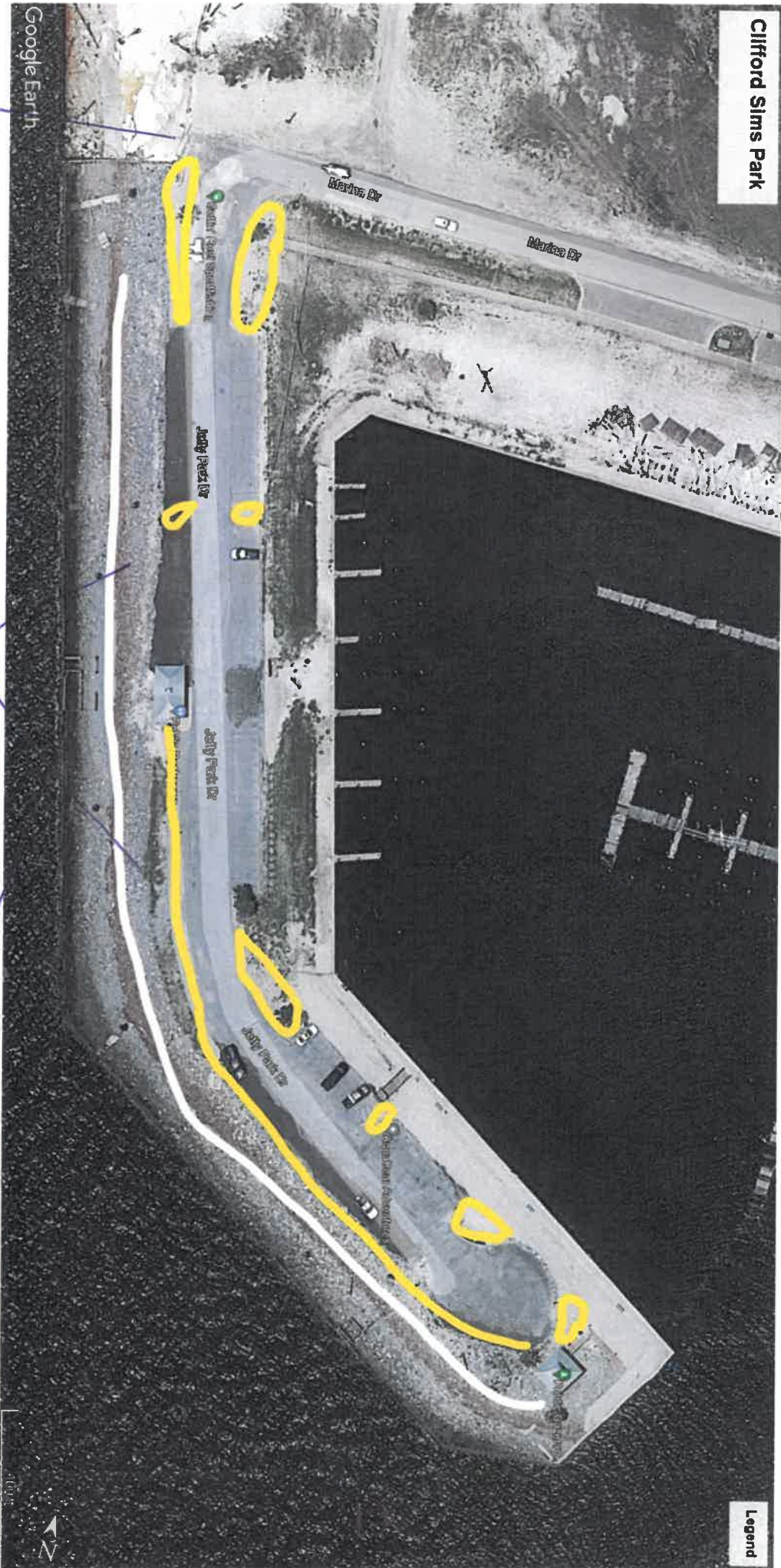
- Replenish large Granite Stone

- New Observation Pier

- Bahama Rock in areas highlighted in yellow

- New Entrance Sign

- Large limestone rocks to accent the Port







ORDINANCE 597

AN ORDINANCE OF THE CITY OF PORT ST. JOE, FLORIDA, AMENDING THE CITY OF PORT ST. JOE LAND DEVELOPMENT REGULATIONS BY CREATING ARTICLE IX, "MOBILE FOOD DISPENSING VEHICLES"; PROVIDING REGULATIONS FOR MOBILE FOOD DISPENSING VEHICLES OPERATING WITHIN THE CITY; ESTABLISHING A ZONE FOR OPERATION OF MOBILE FOOD DISPENSING VEHICLES; ESTABLISHING PROHIBITIONS; ESTABLISHING OPERATING REQUIREMENTS; ESTABLISHING PENALTIES FOR VIOLATIONS; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Governor of the State of Florida signed into law the Occupational Freedom and Opportunity Act (SB474/HB1171) ("Act"), which became effective on July 1, 2020; and

WHEREAS, the Act created Florida Statutes Section 509.102-Mobile Food Dispensing Vehicle ("MFDV") preemption in which a municipality, county or other local government entity may not require a separate license, registration, permit or fee from MFDVs and may not prohibit MFDVs from operating within the entirety of the jurisdiction; and

WHEREAS, the City currently does not have an ordinance or regulation specifically regulating MFDVs and has relied on other Land Development Regulations to regulate them; and

WHEREAS, MFDVs can provide opportunities for entrepreneurs and small businesses to startup and operate at relatively low cost. They may add interest, vibrancy, and activity to the City. However, without proper regulation they can have potentially negative effects by posing a threat to brick-and-mortar restaurants, blocking of public rights-of-way, creating traffic, negatively impacting the function and flow of parking facilities, posing a fire risk and life safety risk, etc.; and

WHEREAS, THE City Commission held public workshops on January 18, 2022 and February 22, 2022, to provide recommendations regarding the regulation of MFDVs; and

WHEREAS, the City Commission finds it is in the best interest of health, safety, and the welfare of the public to adopt standards for the location and operation of MFDVs within the City to address and mitigate the potential negative effects as recited above; and

WHEREAS, the City of Port St. Joe finds and determines that this addition to the City's Land Development Regulations are consistent with all applicable policies including the Land Development Regulations and the City's adopted Comprehensive Plan and not in conflict with public interest.

NOW THEREFORE, BE IT ENACTED BY THE COMMISSION OF THE CITY OF PORT ST. JOE, FLORIDA:

SECTION 1. The foregoing whereas clauses are incorporated herein as legislative findings by this reference and made a part hereof for all intents and purposes.

SECTION 2. DEFINITIONS:

Mobile Food Dispensing Vehicles. Is a vehicle that is a public food service establishment and is self-propelled or otherwise moveable from place to place and includes self-contained utilities, including, but not limited to gas, water, electricity, or liquid waste disposal, sometimes referred to as a food truck or trailer or food cart, and otherwise regulated by the Department of Business and Professional Regulation (DBPR) requiring a mobile food vendor license subject to F.S. Section 509.102 and in compliance with this Ordinance. Mobile Food Dispensing Vehicles are stationary for periods greater than 10 minutes while foodstuffs are prepared, served and/or sold. A Mobile Food Dispensing Vehicle does not include roving vehicles, like ice cream truck, that periodically travel through residential neighborhoods selling pre-prepared or prepackaged food items, or street peddler of unprepared foodstuffs, makeshift, standalone restaurants or buffets such as a food tent, or mobile vendor selling anything other than food/foodstuffs.

SECTION 3. This Ordinance is added to the City's Land Development Regulations to regulate MFDVs within the City limits as follows:

A. Mobile Food Dispensing Vehicles. This Ordinance applies to vendors operating MFDVs as defined in Florida Statute and herein can operate in compliance with the following requirements:

1. Provide a copy of the following documents to the City:
 - a. The Department of Business and Professional Regulation (DPBR) mobile food dispensing license.
 - b. A notarized authorization of property owner permitting the operations of a food truck on eligible private property. The authorization shall include a phone number contact for the property owner and an acknowledgment the owner shall be responsible for any infractions associated with the food truck operator/owner including a fine of no less than \$500.00 per infraction.
 - c. A notarized affidavit attesting that all sales tax collected within the city limits of Port St. will be remitted to the Florida Department of Revenue as collected in Gulf County, Florida.
2. A site plan at least a scale of 1" = 100' depicting the location of the truck in relation to all on-site improvements including buildings, drive aisles, parking places, pedestrian facilities, etc. The site plan shall depict all property

boundaries, parking on site, driveway cuts, buildings and improvements and related dimensions as applicable. The basis for the site plan can be a scaled aerial photo downloaded from the internet.

3. In order to provide a high level of food safety, the Vendor shall provide a menu of food or list of food stuffs being sold.

4. Location Standards.

- a. MFDVs may operate on property developed with existing, active commercial use in Mixed Use zoning districts. Vacant, undeveloped lots/parcels or non-active commercial use areas are not eligible for MFDV operation.

- b. Commercially zoned properties used principally for residential are not eligible.

- c. MFDVs may be allowed within an PUD zoned and commercially/industrially developed properties if a food truck is listed as permitted use within the associated Development Agreement.

- d. Actively used and developed house of worship properties, regardless of zoning classification, may be used for MFDVs consistent with the requirements set forth in this Ordinance unless there are specific conditions prohibiting or regulating mobile food dispensing activities under an approved Conditional Use.

- e. MFDVs must be placed on a paved surface only.

- f. MFDVs shall not be located within any public right-of-way or otherwise obstruct any drive aisle, driveway throat, or cross access area associated with any parking facility or obstruct any sight triangle or otherwise be situated in an unsafe manner.

- g. MFDVs may not be located at eligible facilities where parking is not adequate to serve the business facility as per the Land development Regulations.

- h. MFDVs may not occupy, obstruct/impede access to any handicapped parking spots.

- i. MFDVs may not set up tents, chairs or tables.

- j. MFDVs and related operations shall be consistent with the Florida Fire Prevention Code to include, but not limited to, the following:

- i. MFDVs shall not be less than 10 feet from all buildings;

- ii. MFDVs shall not be less than 10 feet from all other vehicles;
 - iii. MFDVs shall not be less than 10 feet from combustible materials;
 - iv. Access to fire lanes and/or fire prevention devices shall be maintained;
 - v. L/P gas and generator storage and use shall be consistent with the Florida fire Prevention Code;
 - vi. The location and/or operation of the MFDVs inconsistent with any of the above provisions shall be enforced via the City Code Enforcement procedures.
- 5. MFDVs shall not be associated with any hazardous or unsafe condition and shall not produce excess noise, vibration, electronic interference, excess heat or glare, etc. Noise levels from a generator must not exceed manufacture specifications.
 - 6. No more than one MFDV may operate on a single parcel of property unless part of a City Special Event where special event rules and regulations and permitting fees apply.
 - 7. Advertising will be limited to identifying copy depicted on a single vehicle or trailer engaged in the mobile vending activity. No signs, banners, flags, sandwich boards, or similar will be allowed in any City right-of-way or on private property- including all prohibited signs under Article VI of the Land Development Regulations. In no cases shall people hold signs, merchandise or attempt to advertise for a MFDV within a public right-of-way. In addition, no other attention getting devices such as lighting beyond normal illumination, music noise or scintillating lights or material shall be used in conjunction with any MFDV.

B. Exemptions. MFDVs operating under an approved special event permit shall operate under the terms of the special event permit including date, hours of operation, location, and compliance with all codes as applicable.

C. Enforcement. This Ordinance shall be enforced by the Port St. Joe Police Department and/or the City Code Enforcement Officer.

Any operator of a MFDV who violates any provision of this Ordinance will be required to immediately cease all operations and leave the location. If there is a refusal to comply with the cease-and-desist determination of the St. Joe Police Department, the Department may issue a citation to the Operator of the MFDV with a \$150.00 (one hundred and fifty dollar) fine/penalty, which will be issued and enforced pursuant to Chapter 316.1967 Florida Statutes in conjunction with the Gulf County Clerk of Court via Chapter 28.2402 Florida Statutes.

The provisions of this Ordinance may also be enforced against the landowner by the City of Port St. Joe code Enforcement Officer. MFDVs operating in non-compliance with any of the provisions herein will be required to immediately cease all operations. If there is a refusal to

comply with the cease-and-desist determination the City Code Enforcement Officer, he/or she shall follow the City Code Enforcement procedures to enforce this Ordinance against the landowner. The City's Special Magistrate for Code Enforcement may order up to a \$500.00 fine/penalty per each infraction.

SECTION 4. GRANDFATHER CLAUSE: The current owners of Gulf County Parcel ID No.: 05769-050R were previously granted permission from the City Commission to operate a MFDV on that specific parcel. They are hereby grandfathered in and will be allowed to continue operating the MFDV even in the event that that particular location does not meet with the requirements of this ordinance. However, upon the transfer of ownership of the parcel, whether that be from a sale or via inheritance or any other method of transfer, then this clause will immediately be voided, and the parcel will have to conform with all provisions of this ordinance to continue the operation of a MFDV.

SECTION 5. REPEAL: All ordinances or parts or ordinances in conflict herewith are hereby repealed.

SECTION 6. SEVERABILITY: If a Court of Competent jurisdiction shall hold any of the provisions hereof invalid the remaining provisions shall remain in full force and effect.

SECTION 7. EFFECTIVE DATE: This Ordinance shall take effect immediately upon its final adoption by the City Commission of Port St. Joe, Florida.

PASSED AND ADOPTED BY THE CITY COMMISSION OF PORT ST. JOE, FLORIDA
THIS _____ DAY OF _____ 2022.

BY: _____
REX BUZZETT, MAYOR

ATTEST:

CHARLOTTE PIERCE, CITY CLERK

APPROVED AS TO FORM:

CLINTON T. McCAHILL, City Attorney

Current City Projects 4/5/22

- Washington Gym Bathroom- City/County Match- Under Construction set to begin
- Tree/Stump removal from Parks- Ongoing
- Maddox Park Drainage- Need more info. from engineer to bid and direction from the Board
- Clifford Sims Park Repairs- A plan has been submitted to FEMA/FDEM and City Staff is working on clean-up as well. 4-5 Agenda
- Maddox Park Gazebo- Project has been rebid, waiting on FEMA/FDEM Approval
- Centennial Bldg. Rehab- Grant Approved
- Lighthouse Complex Rehab- Grant Approved
- Core Park Stage, Splash Pad, & Restroom- Applying for Legislative Funding 11/1/21
- Sewer Rehab. CDBG-DR- Grant Funding Approved 5/21, Grant Agreement Received, working on compliance to begin.
- City Hall Complex- Working on a possible USDA Grant/Loan, MLD is working on the Architectural design.
- Community Garden- Lease Agreement signed
- **First Street Sewer Point Repairs- Complete**
- First Street Paving from First Street to Hwy 71 SCOP- Bids received, Submitted to FDOT for Approval
- Long Ave Water/Sewer- Under Construction
- Long Ave. Paving- Under Design
- Ave. C, D, & Dr. Joe Parking Lot Paving- Under Design
- Lighthouse Rehab- Project is being Re-Bid
- **Monument Ave. Sidewalks- Complete**
- Dooder Parker Park- Outdoor Exercise Equipment & Disc Golf Improvements- Equipt. has been received, waiting on concrete pads to be poured

- Washington Gym Complex- Outdoor Exercise Equipment & Disc Golf Course- Equipt. Has been received, waiting on concrete Pads to be Poured
- Haven Road & Sea Grass Circle Sewer- Working on Design
- New Boat Ramp Access Road- Under Design
- Dugout Repairs at Benny Roberts Park- Complete
- Washington Gym Sidewalk Cover- No Bids Received, working on Docs to Re-Bid
- Road Striping- 95% Complete
- Beacon Hill Sewer- Task order signed for design by Dewberry, Waiting on an Easement from the County for Lift Station
- Water Meter Replacement- Complete



INVOICE

Invoice: F4210760601
Invoice Date: 3/12/2022
Page: 1 of 1

Email sent to customer on 03/14/2022

Bill to: CITY OF PORT ST JOE
CITY OF PORT ST JOE
PO BOX 278
JOHN GRANTLAND
PORT ST JOE FL 32457

Customer ID: 000242176
PO / Contract No:
Payment Terms: Net 30
Due Date: 4/11/2022

Amount Due: \$3,284.29

Invoice for work or services performed at: 225 5TH ST FINISH CLEANING STAT
PORT ST JOE FL

For questions about your invoice, please contact William James Hodson at 850-229-5502

Line	Date of Charge	Description	Net Amount
1	03/11/2022	Customer contribution	\$3,284.29
Amount Due:			<u>\$3,284.29</u>

To pay electronically, please allow 24 hours from the time this invoice is received and
use website <https://www.e-billexpress.com/ebpp/DukeEnergy>. Enter your customer ID and billing zip code from above.

TO AVOID SERVICE INTERRUPTION, PLEASE DO NOT SEND MONTHLY UTILITY ACCOUNT PAYMENTS TO THIS ADDRESS

i Please detach and return with your payment. Please indicate invoice number on check. **i**

Payment Coupon

Please make check payable to:

Duke Energy
PO Box 602880
Charlotte NC 28260-2880

ACH Instructions:

Wells Fargo - Florida
121000248
Duke Energy
002062640508238

Invoice Number: F4210760601

Corporation Code: 50226

Please Pay By: 4/11/2022

Customer ID: 000242176

Total Amount Due: \$3,284.29

Fed Tax ID # 56-2155481

CITY OF PORT ST JOE
CITY OF PORT ST JOE
PO BOX 278
JOHN GRANTLAND
PORT ST JOE FL 32457

Amount Enclosed



1806343231303736303630310000300003284298

Jim Anderson

From: Carney, Jeffrey Andrew <j.carney@ufl.edu>
Sent: Thursday, March 31, 2022 4:40 PM
To: David Ashbrook; Michael Lacour
Cc: Volk, Michael Ives; Breder, Eliza M; Jim Anderson
Subject: Letter of Support
Attachments: Letter of Support NAS NBS Port St. Joe _ Final.docx

Hi David and Mike,

Thanks for joining the call this morning. We are very hopeful that this NAS proposal for Nature-based solutions will help the North Port St. Joe Neighborhood with localized flooding and contribute to the overall stormwater management capacity of the City of Port St. Joe. I am following up to see if we could request a letter of support from the city council on the agenda for next Tuesday. I think the support from the city will be very helpful. I've attached a draft that you can edit as you see fit. Thank you very much and look forward to continuing our work with Port St. Joe.

Best,

Jeff

Jeff Carney, AIA, AICP
Associate Professor, School of Architecture
Director, Florida Institute for Built Environment Resilience (FIBER)
University of Florida
Office 352.294.3373
Mobile 510.520.4465
Web: dep.ufl.edu/fiber/

[Please use a letterhead if available]

[Due back to UF by Monday May 4th- email to ebreder@ufl.edu]

April xx, 2022

To: NAS Gulf Research Program: Engaging Communities to Design Nature-based Solutions to Mitigate Climate-related Hazards Fund Selection Committee

Re: Letter of Support for Florida Resilient Cities Program- Nature Based Solutions to Mitigate Climate Change Impacts in Port St Joe, Florida

As [xxxxx job title], I would like to offer my full support to the Florida Resilient Cities Program at the University of Florida, City of Port St. Joe (PSJ), Project Area Coalition (PAC), and The Nature Conservancy (TNC), for the Nature Based Solutions to Mitigate Climate Change Impacts Project in Port St Joe, Florida. This project's community outreach and stakeholder engagement with a focus on flood risk reduction, housing, infrastructure improvements, and stormwater management around the Depot and Chicken House Creek systems will provide specific benefits to both the city as a whole and the North Port St Joe community.

The UF/PSJ/PAC/TNC partnership provides a strong expertise in design research, data collection and nature-based solutions, as well as a collaborative perspective for addressing the complexities of neighborhood, city, and regional programs, planning and management. In addition to delivering local scale investigations and design options, the project brings added value in connecting to, informing, and leveraging existing expertise in resilience and nature-based solutions at the regional and state level.

[Insert the benefit for your specific projects.] [If relevant, note any available match you are able to commit through Staff time and/or parallel, existing project engagement activities.]

The [xxxxxx organization's mission, why this is valuable to that mission]. We support this Florida Resilient Cities proposal and look forward to working with UF/PSJ/PAC/TNC as a partner in improving the Port St Joe community.

I encourage your strong consideration of this request.

Respectfully,

[Your Name Here]

Grants Updated- 4/5/22

Title	Amount	Status
NWFWMD/NERDA	\$971,850	Draft Stormwater Master Plan Complete. Water Quality portion is on hold.
FDOT/SCOP	\$397,375	Application for resurfacing of first Street from Hwy 98 to Hwy 71. Approved for 21/22 funding
FEMA PA	\$9,778,787	Damage from Hurricane Michael
FDEM	\$660,943 \$5,000	Hazard Mitigation. Elevation of (12) lift stations and switch gear for Washington Gym Generator Power. Submitted 3/6/20. 25% match.
FRDAP	\$100,000	Applied for (2) grants on 10/15/20. Washington Gym Complex and Dodder Parker Park for exercise equipment, playground Equipt. & Disc Golf. Grants approved 7/21 Waiting on State Approval to Award Bids
FDEP/SRF	\$4,537,600	Application submitted for Construction of Long Ave. Sewer Line and Lift Station. Grant \$3,630,080 and Loan \$907,520 Combo 80/20. Approved, Notice of Award has been issued.
Historic Resources/Hurricane Michael	\$497,495	Centennial Bldg. Rehab. Grant awarded, waiting on a contract. No Match.
CDBG-DR	\$9,996,000	Sewer Rehab- City Wide. Approved 5/21.
CDBG-DR	\$8,566,469	Police/Fire Station. Application not approved. Re-submitted in Round two of funding on 9/15/21. Application not approved.
CDBG-DR	\$4,987,330	Intelligent Stormwater on MLK-FAMU. Application not approved.
FDOT/SCOP	TBD	Niles Rd. from Garrison to Long Ave Re-surfacing. Approved, waiting on Grant Agreement.
National Park System/Hurricane Michael	\$83,000	Washington Gym Rehabilitation. Submitted by UF. Approved and will be administered thru the State of Florida Division of Historical Resources
Historic Resources/Hurricane Michael	\$327,707	Cape San Blas Lighthouse Complex. Approved with no match
USDA	\$4,000,000	Potential 65% loan/35% grant for new Government Complex
COVID-19 Rescue Plan	\$1,786,545	Grant Agreement signed 9/15/21. Potential Match for New Government Complex
FDEO	\$943,222.50	Commercial District Waterline Replacement. Grant Application submitted 1/2022. Also working on SRF inclusion for funding as a backup option.
FDEP Water Protection Funds	\$965,000	System Wide Septic to Sewer for 175 connections. Grant Application approved 11/10/21
FDEP Water Protection Funds	\$4,300,000	Beacon Hill Sewer. Grant Application Approved 11/9/21. Working on a task order for Design from Dewberry.

FDEP Water Protection Funds	\$1,834,401.60	Pipe Replacement under the 10 th Street Park. Grant Application submitted 7/15/21. Was not approved.
CDBG- DR Phase II	\$6,654,566	Road & Stormwater Repairs. Application submitted 9/15/21. Application not approved.
FDEP	\$230,000	Resilient Florida (Study of PSJ). Submitted 8/30/21, Working with UF
FRDAP	\$150,000	Core Park Splash Pad, 25% City Match. Submitted 10/14/21. Was not approved.
Legislative Appropriation	\$500,000	Core Park Splash Pad, Rest Room, & Stage. Application submitted 10/25/21 to Representative Shoaf
FDOT/SCOP	\$575,417.65	Application for re-surfacing Allen Memorial submitted 3/22

RESOLUTION NO. 2022-03

BE IT RESOLVED by the City Commission of the City of Port St. Joe, Florida:

SECTION 1. It is hereby ascertained, found, determined and declared that the General Election scheduled for the 10th day of May, 2022 A.D., for the election of Commissioner Group III, and Commissioner Group IV was not held for the City of Port St. Joe as neither Commissioner Brett Lowry nor Commissioner Scott Hoffman received any opposition.

SECTION 2.

- (A) No votes were cast.
- (B) There were no votes cast in Commissioner Group III as Commissioner Brett Lowry did not have any opposition and was therefore returned to office.
- (C) There were no votes cast in Commissioner Group IV as Commissioner Scott Hoffman did not have any opposition and was therefore returned to office.

The City Auditor and Clerk is hereby authorized and directed to furnish said winners a Certificate of Election as follows, City Commissioner Group III, and City Commissioner Group IV, for the City of Port St. Joe, Florida.

INTRODUCED AND ADOPTED this 5th day of April 2022.

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

Rex Buzzett, Mayor - Commissioner

ATTEST:

Charlotte M. Pierce, City Clerk