

**CITY OF CALLAWAY
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
AUGUST 22, 2023 – 6:00 P.M.**

The City of Callaway commission met in Regular Session on Tuesday, August 22, 2023. In attendance were Pam Henderson, Mayor, David Griggs, Mayor Pro tem, and Commissioners Bob Pelletier, Scott Davis and Kenneth Ayers. Also in attendance were Eddie Cook, City Manager, Jennifer Shuler, City Attorney; Janice L. Peters, City Clerk; David Schultz, Director of Finance; Tim Legare, Leisure Services Director; Bill Frye, Director of Planning/Public Works and Bonnie Poole, Director of Code Enforcement.

The meeting was called to order by Mayor Henderson, followed by an invocation, the Pledge of Allegiance, and roll call.

PRESENTATIONS/PROCLAMATIONS

BCSO Statistics

Deputy McKenzie reviewed statistics for July 2023 and advised of increased presence in the school zone.

Proclamation in honor of Fred Peterson, former City of Callaway employee, which was presented to his family.

City Manager Cook presented Mayor Henderson with the Bronze Certificate of Merit from the Florida League of Cities University for elected officials.

MAYOR'S INSTRUCTIONS - Call for Additions/Deletions to the Agenda.

City Manager Cook requested removal of #6 the Coca-Cola Contract and the addition of Property Insurance Storm Deductible as Item #12.

Motion:

Motion made by Commissioner Pelletier and seconded by Commissioner Ayers for approval. Motion carried unanimously.

APPROVAL OF MINUTES/REVIEW OF FINANCIALS

**August 8, 2023 Budget Workshop
August 8, 2023 Regular Meeting**

Motion:

Motion made by Commissioner Griggs and seconded by Commissioner Pelletier to approve the minutes of August 8, 2023. Motion carried unanimously.

Financial Statements – Period ending July 31, 2023 – No discussion.

PUBLIC HEARING

Mayor Henderson opened the Public Hearing

Variance Request – LDR – Accessory Structure Setback – 134 N. Larry Avenue

Director Frye advised Mr. Jay Goss has applied for a variance to place an accessory structure-pole barn closer to the property line than the LDR regulations. Brief discussion ensued in which it was indicated that no complaints were received.

Mayor Henderson called for Public Participation; there was none.

Motion:

Motion was made by Commissioner Ayers and seconded by Commissioner Pelletier for approval of the variance. Motion carried unanimously.

Mayor Henderson closed the public hearing.

REGULAR AGENDA

Ordinance No. 1084 – Rezoning request for 1139 & 1149 S. Comet Avenue

City Attorney Shuler read the Ordinance by headnote as follows:

AN ORDINANCE REZONING FROM MULTIFAMILY TO RESIDENTIAL SINGLE-FAMILY R-6M CERTAIN PARCELS OF LAND LYING WITHIN THE CITY OF CALLAWAY, FLORIDA, CONSISTING OF APPROXIMATELY 1.549 MORE OR LESS ACRES; SAID PARCELS BEING LOCATED AT 1139 AND 1149 S. COMET AVENUE, CALLAWAY, FLORIDA, PARCEL ID 07298-010-000 AND 07298-015-000; ALL AS MORE PARTICULARLY DESCRIBED IN THE BODY OF THE ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON ITS PASSAGE.

Director Frye reviewed the request by Habitat for Humanity to build single-family homes, indicating the Planning Board recommended dropping the “M” from the R-6. Discussion ensued wherein Director Frye advised this is a “conceptual” drawing only.

Mayor Henderson called for Public Participation.

Frank Mobley, 1130 S. Comet, gave a brief history of the property and commented on the placement of the homes on the conceptual drawing, sewage, and drainage.

Commissioner Griggs responded advising the Development Order will address all his concerns.

David Agosta, 6609 Pridgen St., spoke in favor of the project.

Motion:

Motion made by Commissioner Pelletier and seconded by Commissioner Griggs for approval of Ordinance No. 1084 with a designation of R-6. Motion carried unanimously upon roll-call vote.

Resolution No. 23-21 – Opposing Consolidation of Judicial Circuits

City Attorney Shuler read the Resolution by headnote as follows:

A RESOLUTION OF THE CITY OF CALLAWAY, FLORIDA, OPPOSING THE CONSIDERATION OF RECONFIGURING THE FOURTEENTH JUDICIAL CIRCUIT; AND PROVIDING AN EFFECTIVE DATE.

Mayor Henderson reviewed the request by State Attorney Larry Basford regarding a proposal by Florida Speaker of the House Paul Renner to consolidate the state’s Judicial Circuits into larger circuits.

Mayor Henderson called for Public Participation.

Paul Bohac, 7010 Mike Lane, advised there is funding that comes to different entities based upon the individual Judicial Circuits, which may be lost if consolidation is approved.

Deputy Kip McKenzie, also spoke on the issue for non-consolidation.

Motion:

Motion made by Commissioner Davis and seconded by Commissioner Griggs for approval of Resolution No. 23-21. Motion carried unanimously upon roll-call vote.

Plat Review – Tyndall Station Townhomes – 300 block of N. Gay Avenue

Director Frye indicated Dr. Mohamed Elkady has submitted a Plat for the Tyndall Station Townhomes. He reviewed specifics of the project advising the City will be accepting the Lift Station, which was built to the City's standards. He added that there will be a total of 40 Units.

Recommendation for approval has been given by the Planning Board. Commission was advised the mylar is with the Clerk for signatures following the meeting.

Mayor Henderson called for Public Participation; there was none.

Motion:

Motion made by Commissioner Ayers and seconded by Commissioner Pelletier for approval of the Plat. Motion carried unanimously.

Bay County Sheriff's Office Agreement – FY2023-2025 Proposal

City Manager Cook advised the City's current Agreement for Law Enforcement Service with the Bay County Sheriff's Office will expire September 30, 2023. The Agreement presented for Commission's consideration reflects an 11% increase over last year for a total of \$2,405,208.00. This Agreement term is from October 1, 2023, through September 30, 2024, with an additional 1-year renewal option expiring September 30, 2025, at a rate of 105% of the stated renewal for this term.

Per Sheriff Ford, over the past several years, the requested increases in the contract have not kept pace with salary and expense increases. This has been largely due to only requesting 5% increases in the 2-year term contracts that did not adequately reflect the actual costs.

Last year the BCSO implemented a step pay plan resulting in an approximate 20% increase in personal services, which makes up the majority of their Callaway budget expense. This was much needed and has helped tremendously with recruitment and retention. By comparison, they only requested a 5% increase in the contract last year. While they don't intend to pass this increase along all at one time but would anticipate an approximate 11% increase in the upcoming fiscal year.

There has been some discussion of adding an additional position in Callaway due to growth. The cost for that position and annual vehicle lease would be somewhere in the neighborhood of an additional \$105,000 per year. Sheriff Ford doesn't think this addition is critical at this point and could be deferred to a future year, but they do have to plan for future growth.

Discussion ensued in which Commission advised citizens are concerned with traffic enforcement and would like to see an additional deputy designated specifically for traffic enforcement. BCSO has requested FDOT money for this purpose.

Deputy McKenzie advised a deputy must witness a speeder, measuring the speed and issuing a ticket. The cameras can only be used to monitor speeding in school zones and elaborated on the need for a traffic enforcement officer. Discussion continued.

Finance Director Schultz advised there could be some additional money in the budget with savings on insurance premiums.

Mayor Henderson called for Public Participation.

Jeff Carnahan, Shadow Bay Dr., commented on the process for traffic enforcement using citizens.

Patrick Burris, 4819 Park St., Parker, commented on the camera enforcement when used.

David Agosta, 6609 Pridgen St., spoke on the issue and was in favor of an additional deputy.

Ron Shaner, 5711 Kevin Circle, felt the city needs more than one traffic enforcement officers but was against cameras.

Billy Hall, 504 Camellia Avenue, spoke of traffic issues on his street and was in favor of bringing Callaway's Police Department back.

Motion:

Motion made by Commissioner Pelletier and seconded by Commissioner Ayers for approval of the FY2023-25 BCSO Agreement. Motion carried unanimously.

FPL Easement – at 211 Kimbrel Avenue North

City Manager Cook advised FPL has requested a non-exclusive easement for the construction, operation, and maintenance of underground utility facilities at 211 Kimbrel Avenue N.

Mayor Henderson called for Public Participation; there was none.

Motion:

Motion was made by Commissioner Davis and seconded by Commissioner Griggs for approval of the FPL Easement at 211 Kimbrel Avenue N. Motion carried unanimously.

Capital Expenditures – Sports Complex

City Manager Cook reviewed proposed purchase of tables and trash receptacles for the Sports Complex in the not-to-exceed amount of \$41,135.85.

Mayor Henderson called for Public Participation.

Billy Hall, 504 Camellia Avenue, advised Brittney Park needs tables as well.

Motion:

Motion was made by Commissioner Griggs and seconded by Commissioner Ayers for approval of the capital expenditure for the Sports Complex in the not-to-exceed amount of \$41,135.85. Motion carried unanimously.

Planning Board Vice-Chairman Ratification

City Clerk Peters advised Bob Bell had resigned his position with the Planning Board. He was also the Chairman. Mr. Hagan, Vice-Chair automatically moved to take over as Chairman and nomination was made to appoint James Dougall as Vice-Chairman.

Mayor Henderson called for Public Participation; there was none.

Motion:

Motion was made by Commissioner Griggs and seconded by Commissioner Davis for ratification of the appointment of James Dougall as Vice-Chairman of the Planning Board. Motion carried unanimously.

Speed Calming Device Removal on S. Kimbrel

Commissioner Griggs reviewed the issue on S. Kimbrel with the speed bumps and stop sign and recommended removal of them. Discussion ensued of speed bumps versus additional traffic enforcement and costs.

Mayor Henderson called for Public Participation.

Shelly Taylor, 936 S. Kimbrel, commented on speed bump costs and recommending adding them to paving projects.

Motion:

Motion was made by Commissioner Griggs and seconded by Commissioner Pelletier for approval to remove the speed bumps on S. Kimbrel. Motion carried unanimously.

City Manager Cook asked for clarification. Commission requested further discussion during budget, with Commissioner Griggs adding his motion was not to reverse approval for Kimbrel, just to remove the current ones, exploring other options.

City Clerk Salary Discussion & Direction

Discussion ensued of the previously approved exit bonus for the City Clerk. City Manager Cook advised F.S. § 215.425 does not allow for this type of pay. Alternatives were discussed.

Mayor Henderson called for Public Participation.

David Agosta, 6609 Pridgen St., asked for an explanation of the issue.

Motion:

Motion was made by Commissioner Ayers and seconded by Commissioner Griggs for approval of rescinding the bonus and leaving the City Clerk's pay as is. Motion carried 4-0 with Commissioner Davis being absent during the vote.

Property Insurance Storm Deductible

Finance Director Schultz reviewed the item, advising Commission of the options for deductibles of 5%, 7.5% or 10% for storm deductibles, advising 5% is the default. Discussion of the options ensued in which he recommended going with the 10%, which would save \$68,000. City Manager Cook commented on plans for Brittney Woods.

Mayor Henderson called for Public Participation.

Don Hennings, 431 Tanya Pass, asked if this was for one year, which was confirmed.

David Agosta, 6609 Pridgen St., spoke in favor of the 10%.

Motion:

Motion was made by Commissioner Griggs and seconded by Commissioner Pelletier for approval of accepting the 10% deductible. Motion carried unanimously.

COMMISSION/STAFF COMMENTS - The following were points of discussion:

Pamn Henderson, Mayor

- New City Clerk's LAP Certification & Contract
- Mark McQueen – Schools
- BC League of Cities Dinner

Kenneth Ayers, Commissioner, Ward IV

- Animal Waste
- Tyndall Dive Club
- Bay County Government
- Habitat for Humanity
- Debris Pickup
- Trees & Power Lines

Scott Davis, Commissioner Ward I

- Lake Spraying/Gators
- Drain on Tyndall Parkway

Eddie Cook, City Manager

- Veterans Park
- Collinfurst Park - Bid
- Cherry Street Project
- FPL Pole at
- Gore Park
- Beacon Pt. Plaza
- Trustmark Bank Project

PUBLIC PARTICIPATION

Mayor Henderson asked for Public Participation; there was none.

ANNOUNCEMENTS

Mayor Henderson read the announcements as follows:

September 5, 2023	1 st Budget Hearing	5:01 p.m.
September 12, 2023	Final Budget Hearing	5:01 p.m.
September 12, 2023	Regular Commission Mtg.	6:00 p.m.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:04 p.m.

Attest: _____
Pamn Henderson, Mayor

Janice L. Peters, MMC
City Clerk