



COUNTY COMMISSIONERS

District 1 - Mike Nelson  
District 2 - George B. Gainer  
District 3 - William T. Dozier, Vice Chairman  
District 4 - Jerry L. Girvin, Chairman  
District 5 - Mike Thomas

JANUARY 20, 2009

REGULAR MEETING

9:00 A.M. – COMMISSION MEETING ROOM, PANAMA CITY HALL

PANAMA CITY, FLORIDA

**A. CALL TO ORDER**

**B. ROLL CALL**

**C. INVOCATION**

**D. PLEDGE OF ALLEGIANCE**

**E. ADDITION OF EMERGENCY ITEMS/DELETIONS**

**F. APPROVAL OF MINUTES**

- [January 6, 2009 Regular Meeting](#)
- [January 6, 2009 Appeal Hearing](#)

**G. PRESENTATIONS**

1. [Employee of the Month](#)
2. [EDA Update](#)

**H. PUBLIC PARTICIPATION**

(Limited to items on BCC agenda, remarks limited to three (3) minutes)

**I. CONSENT AGENDA**

Budget Office

**3. Budget Amendment – Cedar Grove Law Enforcement**

**Recommendation:** Board adopt a resolution amending the Fiscal Year 2008-2009 Budget.

**4. AWT Letters of Credit for Debt Service Requirements**

**Recommendation:** Board adopt a resolution authorizing the County to obtain a Letter of Credit for \$1,117,925 to satisfy the debt service reserve requirements for the outstanding Wastewater System Revenue Refunding Bonds, Series 2004 (the "Bonds") and execute the associated Loan Agreement with SunTrust Bank for the same amount.

County Manager

**5. East Avenue Surplus Property – Cedar Grove**

**Recommendation:** Board to declare former Cedar Grove property located on East Avenue surplus and not usable for county purposes or for affordable housing and direct County Manager to dispose of same pursuant to the provisions of Ordinance 08-10 and/or Chapter 125, Florida Statutes.

**6. Request from Property Appraiser to Donate Equipment**

**Recommendation:** Board declare computers surplus and authorize donation to the Benevolent and Protective Order of Elks, Lodge 1598, for use by the residents Sims Veteran's Retirement Home.

Clerk of Circuit Court – Finance

**7. Revenues & Expenditures**

**Recommendation:** Board acknowledge receipt of reports.

**J. REGULAR AGENDA**

County Attorney

**8. Standardize Terms & Appointment of Committees**

**Recommendation:** Board to consider staff presentation on committees and boards, and authorize the County Attorney to recommend proposals to standardize the terms and appointment of committees.

Public Works

**9. Courthouse Roof Contract Award**

**Recommendation:** Board: 1) Award the County Courthouse Roof Design-Build contract to Associates Architects & Kent Construction in the amount of \$629,429.00; and, 2) Authorize contingency and testing funds of \$30,000.00 (5%).

**10. Courtroom Renovation Contract**

**Recommendation:** Board reject the bids for the Courthouse County Courtroom Renovation project.

Utility Services

**11. NFWFMD Grant Agreement Amendment**

**Recommendation:** Board approve and authorize the Chairman to execute an amendment to the grant agreement with the Northwest Florida Water Management District for an additional \$270,000 towards the Bay County Utility Services Alternate Water Supply project.

**K. PUBLIC HEARINGS** (Remarks limited to five (5) minutes)

County Attorney

**12. Amendment to Exclusive Service Area**

**Recommendation:** Board to conduct a public hearing and amend Exhibit B of Ordinance No. 07-28 to include the areas of the former Town of Cedar Grove within Bay County's Exclusive Water, Wastewater and Reclaimed Water Service Area.

**13. Extension of C&D Landfill Moratorium**

**Recommendation:** Board to consider amending Ordinance No. 08-06 to extend the existing temporary moratorium on construction and demolition debris landfills for an additional three years.

Public Works

**14. Amhurst Street PPP – Final Public Hearing**

**Recommendation:** Board: 1) Approve the final assessment roll; and, 2) If approved, adopt and record a resolution levying assessments against the property owners abutting Amhurst Street as set forth in the final assessment roll.

Development Services

**15. SSA – NW Corner of Highway 231 & Hudson Road**

**Recommendation:** Board to conduct a public hearing to consider a proposal and take action on a Small-Scale Amendment to the Bay County Comprehensive Plan, Future Land Use Map, Application No. PZ 08-189. Located at the northwest corner of Highway 231 and Hudson Road, Bayou George / Bear Creek area.

**16. ZC – NW Corner of Highway 231 & Hudson Road**

**Recommendation:** Board to conduct a quasi-judicial public hearing pursuant to Section 307 of the Land Development Regulations and take action on a proposed zone change, Application No. PZ 08-190. Located at the northwest corner of Highway 231 and Hudson Road, Bayou George / Bear Creek area.

17. ZC– W Side of Holly Lane

**Recommendation:** Board to conduct a quasi-judicial public hearing pursuant to Section 307 of the Land Development Regulations and take action on a proposed zone change, Application No. PZ 08-212. Located on the west side of Holly Lane between McElvey Road and Front Beach Road East Beaches area.

18. Planned Unit Development – 1431 N Star Avenue

**Recommendation:** Board to conduct a public hearing to consider a proposed Planned Unit Development (PZ 08-191), authorizing the creation of a 51-Lot/102 unit residential/duplex subdivision on 22.19 acres of R-2/Duplex Dwellings & Manufactured Housing use located at 1431 North Star Avenue.

TDC

19. TDC Tax Rate

**Recommendation:** Board approve an increase in the tourist development tax rate and subsequent amendment to the Bay County Tourist Development Plan for FY 2009 and 2010.

- L. **PUBLIC PARTICIPATION** (Open to any issue, remarks limited to three (3) minutes)
- M. **CHAIRMAN’S REPORT AND COMMISSIONERS COMMENTS**
- N. **COUNTY ATTORNEY’S REPORT**
- O. **ADJOURN**

**BAY COUNTY BOARD OF COUNTY COMMISSIONERS**

810 West 11th Street  
Panama City, Florida 32401  
Telephone: (850) 784-4015 Fax: (850) 784-4026  
E-Mail Address: [bocc@co.bay.fl.us](mailto:bocc@co.bay.fl.us)

Commission Meeting Schedules and Agenda Items  
Available on our Home Page: [www.co.bay.fl.us](http://www.co.bay.fl.us)

**Contact County Commissioners:**

Commissioner Mike Nelson, District 1  
E-Mail Address: [mnelson@co.bay.fl.us](mailto:mnelson@co.bay.fl.us)  
Fax No.: (850) 913-0004

Commissioner George B. Gainer, District 2  
E-Mail Address: [ggainer@co.bay.fl.us](mailto:ggainer@co.bay.fl.us)  
Fax No.: (850) 785-5704

Commissioner William T. Dozier, District 3  
E-Mail Address: [wdozier@co.bay.fl.us](mailto:wdozier@co.bay.fl.us)  
Fax No.: (850) 784-4026

Commissioner Jerry L. Girvin, District 4  
E-Mail Address: [jgirvin@co.bay.fl.us](mailto:jgirvin@co.bay.fl.us)  
Fax No.: (850) 784-4026

Commissioner Mike Thomas, District 5  
E-Mail Address: [mthomas@co.bay.fl.us](mailto:mthomas@co.bay.fl.us)  
Fax No.: (850) 235-0109

"Bay County adheres to the Americans with Disabilities Act and will make reasonable modifications for access to this meeting upon request. Please call the County Administration Office at (850) 784-4013 to make a request. For Hearing Impaired, Dial 1-800-955-8771 (TDD), and 1-800-955-8770 (Voice). Requests must be received at least 48 hours in advance of the meeting in order for Bay County to provide the requested service."