



**City Council Regular Meeting  
Tuesday, March 23, 2021, 9:00AM  
PUBLIC WORKS BUILDING**

**Mayor William A. Cathey**

**Councilman Bobby Pollock  
Councilman Jerry Smith**

**Councilwoman Sharon Call  
Councilman Darrell Key**

**This meeting will be live streamed on the city of Mexico Beach Government Facebook Page. If you have any questions/comments on the agenda email them up to 2 hours prior to the meeting to [city@mexicobeachgov.com](mailto:city@mexicobeachgov.com).**

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- I. CALL TO ORDER**
- II. PLEDGE OF ALLEGIENCE**
- III. ROLL CALL**
- IV. CITIZENS COMMENTS**
- V. JAMES MOORE, CPA AUDIT PRESENTATION – Wayne Durrett**
- VI. CONSENT AGENDA**
- VII. DEPARTMENT REPORTS**
  - a. FINANCIAL REPORT
  - b. FIRE DEPARTMENT REPORT
  - c. POLICE REPORT
  - d. BUILDING DEPARTMENT REPORT
  - e. CODE ENFORCEMENT REPORT
  - f. PUBLIC WORKS REPORT
  - g. UTILITY REPORT
  - h. DEWBERRY REPORT
  - i. ATKINS REPORT

**VIII. REGULAR AGENDA ITEMS:**

**1. ORDINANCE 759 – Rezoning (Second Reading)**

AN ORDINANCE REZONING FROM HIGH DENSITY RESIDENTIAL TO TOWNHOME DISTRICT THAT CERTAIN PARCEL OF LAND LYING WITHIN THE CITY OF MEXICO BEACH, FLORIDA, CONTAINING APPROXIMATELY 0.061 ACRES; LOCATED AT 107 SOUTH 35TH ST WITH PARCEL ID NUMBER 04618-010-000, ALL AS MORE PARTICULARLY DESCRIBED IN THE BODY OF THE ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON ITS PASSAGE.

- a. Motion to read Ordinance 759 (By title only)
- b. Motion to approve Ordinance 759

**2. Resolution 21-10 - New Caterpillar 420 Backhoe Loader with Canopy**

A RESOLUTION OF THE CITY OF MEXICO BEACH, FLORIDA APPROVING A QUOTE FROM THOMPSON TRACTOR FOR A NEW CATERPILLAR 420 BACKHOE LOADER WITH CANOPY 4X4 STANDARD IN THE AMOUNT OF \$104,198.00

- a. Motion to read Resolution 21-10 (By title only)
- b. Motion to approve Resolution 21-10

**3. Resolution 21-11 (Decrease to Remove Unused Contingency)**

A RESOLUTION OF THE CITY OF MEXICO BEACH, FLORIDA APPROVING A CHANGE ORDER NUMBER 1 TO THE CITY'S AGREEMENT WITH NORTH FLORIDA CONSTRUCTION, INC. FOR THE U.S. 98 AND WYSONG AVENUE WATER MAIN REPAIR PROJECT RESULTING IN A DECREASE IN CONTRACT PRICE IN THE AMOUNT OF (\$44,531.50)

- a. Motion to read Resolution 21-11 (By title only)
- b. Motion to approve Resolution 21-11

**4. Lot Combination Discussion – Mayor Cathey**

**IX. STAFF REPORTS/COMMENTS**

- 1. CITY ATTORNEY REPORT**
- 2. CITY ADMINISTRATOR REPORT**
- 3. CITY COUNCIL COMMENTS**
- 4. ADJOURN**

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**Emailed to interested parties and posted on the website on: DATE 3/18/21**

**Note: Copies of the Agenda items are posted on the City's Website [www.mexicobeachgov.com](http://www.mexicobeachgov.com). This meeting will be recorded and also available on the Website.**

**\*You are hereby notified that in accordance with Florida Statutes, you have a right to appeal any decision made by the Council with respect to any matter considered. You may need to ensure that a verbatim record of the proceedings is made which may need to include evidence and testimony upon which the appeal is based. Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Tammy Brunson, Interim City Clerk, at 201 Paradise Path, Mexico Beach, Florida 32456; or by phone (850) 648-5700 at least five calendar days prior to the meeting. If you are hearing or speech impaired, and you possess TDD equipment, you may contact the City Clerk using the Florida Dual Party Relay System, which can be reached at 1-800-955-8770 (TDD**

ORDINANCE NO 759

AN ORDINANCE REZONING FROM HIGH DENSITY RESIDENTIAL TO TOWNHOME DISTRICT THAT CERTAIN PARCEL OF LAND LYING WITHIN THE CITY OF MEXICO BEACH, FLORIDA, CONTAINING APPROXIMATELY 0.061 ACRES; LOCATED AT 107 SOUTH 35TH ST WITH PARCEL ID NUMBER 04618-010-000, ALL AS MORE PARTICULARLY DESCRIBED IN THE BODY OF THE ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON ITS PASSAGE.

WHEREAS, Richard A. Glover, the owner of real property designated herein, has initiated this ordinance by filing a petition requesting that said real property, being more particularly described below be rezoned from High Density Residential to Townhome District; and

WHEREAS, this ordinance changes only the zoning map designation of the real property described herein; and

WHEREAS, this rezoning is similar to the previous rezoning of numerous parcels from High Density Residential to Townhome District by Ordinance 749 and likely would have been included in that rezoning ordinance by the City if the City had more information about the property at that time; and

WHEREAS, the Mexico Beach Planning and Zoning Board reviewed the land use and rezoning request, conducted a public hearing on February 1, 2021, and recommended approval of the request; and

WHEREAS, the City Council conducted a first reading on February 23; and

WHEREAS, based upon competent substantial evidence adduced in a properly advertised public hearing conducted on March 23, 2021, the City found the requested change to be consistent with the currently applicable Mexico Beach Comprehensive Plan and to reasonably accomplish a legitimate public purpose.

NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF MEXICO BEACH, FLORIDA:

SECTION 1. The following described parcel of real property situate within the municipal limits of the City of Mexico Beach, Florida, is rezoned from High Density Residential to Townhome District, to wit,

SEE ATTACHED AND INCORPORATED EXHIBIT "A"

and the City's Zoning Map is amended accordingly.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are repealed to the extent of such conflict.

SECTION 3. This ordinance shall take effect immediately upon passage.

PASSED, APPROVED and ADOPTED at the regular meeting of the City Council of the City of Mexico Beach, Florida, this \_\_\_\_ day of March, 2021.

\_\_\_\_\_  
William A. Cathey, Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

## EXHIBIT A

### Unit No. 1:

A parcel of land, being a portion of Lot 3, Block 2, Mexico Beach Unit No. 5, as per the official plat thereof recorded in Plat Book 7, Page 61 of the public records of Bay County, Florida, being more particularly described as follows:

Commence at the most Northerly corner of said Lot 3, Block 2, Mexico Beach Unit No. 5; thence run South 33°52'00" West along the Northwesterly boundary line of said Lot 3 for 48.00 feet to the Point of Beginning; from said Point of Beginning, continue South 33°52'00" West for 27.00 feet to the most Westerly corner of said Lot 3; thence South 56°08'00" East along the Southwesterly boundary line of said Lot 3 for 100.00 feet to the most Southerly corner of said Lot 3; thence North 33°52'00" East along the Northeasterly boundary line of said Lot 3 for 27.00 feet; thence North 56°08'00" West for 100.00 feet to the Point of Beginning; containing 0.06 acres, more or less.

Also described by recent survey by Edwin G. Brown & Associates, Inc. as follows:

Commence at the most Northerly corner of Lot 3, Block "2" Mexico Beach Unit No. 5, Plat Book 7, Page 61, Bay County, Florida, said point lying on the Southeasterly right of way line of 35<sup>th</sup> Street, also being known as Second Avenue; thence run along said Southeasterly right of way line South 33 degrees 52 minutes 00 seconds West 48.00 feet to the POINT OF BEGINNING; thence leaving said POINT OF BEGINNING continue along said Southeasterly right of way line South 33 degrees 52 minutes 00 seconds West 27.00 feet to a re-bar; thence leaving said Southeasterly right of way line run South 56 degrees 01 minutes 30 seconds East 99.96 feet; thence North 33 degrees 49 minutes 49 seconds East 27.08 feet; thence North 56 degrees 04 minutes 22 seconds West along a common wall and extensions thereof for a distance of 99.94 feet to the POINT OF BEGINNING, containing 0.06 of an acre, more or less.

**RESOLUTION 21-10**

**A RESOLUTION OF THE CITY OF MEXICO BEACH, FLORIDA APPROVING A QUOTE FROM THOMPSON TRACTOR FOR A NEW CATERPILLAR 420 BACKHOE LOADER WITH CANOPY 4X4 STANDARD IN THE AMOUNT OF \$104,198.00.**

**BE IT RESOLVED** that the appropriate officers of the City are authorized to approve that Certain Purchase from Thompson Tractor for a Caterpillar 420 Backhoe Loader with Canopy in the amount of One Hundred Four Thousand One Hundred Ninety -Eight Dollars and Zero Cents \$104,198.00, as contained in Exhibit A.

THIS RESOLUTION shall be effective immediately upon passage.

PASSED, APPROVED AND ADOPTED at the regular meeting of the City Council of The City of Mexico Beach, Florida this 23<sup>rd</sup> day of March 2021.

CITY OF MEXICO BEACH

ATTEST:

\_\_\_\_\_  
William A. Cathey, Mayor

\_\_\_\_\_  
Tammy Brunson, City Clerk

**QUOTE PER THE FLORIDA SHERIFF'S ASSOCIATION CONTRACT**

Quote Prepared For:  
City of Mexico Beach

2/5/2021

**(1) NEW CATERPILLAR 420 BACKHOE LOADER**

**CONTRACT DETAILS**

Florida Sheriff's Association
Bid # FSA20-EQU18.0
Item # 168, Loader Backhoe with Canopy 4x4 Standard
Contract Effective Dates: October 1, 2020 Through September 30, 2021

**BASE MACHINE**

BASE	Caterpillar 416 Per Sheriff's Contract Specifications	\$73,680
542-7992	Upgrade to 420 07A CFG2, Base Machine Only	(\$8,654)
<b>TOTAL OF BASE MACHINE</b>		<b>\$65,026</b>

**SPECIFIED OPTIONS**

542-7810	AIR CONDITIONER, T4	\$1,987
337-9696	COUNTERWEIGHT, 1015 LBS	\$1,199
9R-6007	STABILIZER PADS, FLIP-OVER	\$228
540-2298	RADIO, FM BLUETOOTH	\$374
<b>TOTAL OF SPECIFIED OPTIONS</b>		<b>\$3,788</b>

**NON-SPECIFIED OPTIONS**

543-4284	STICK, EXTENDABLE, 14FT	\$4,825
544-1066	PT, 4WD/2WS, POWERSHIFT	\$9,600
541-9540	ENGINE, 74.5KW, C3.6 DITA, T4F	\$9,550
542-7774	HYDRAULICS, MP, 6FCN/8BNK, ST	\$2,615
544-0883	CAB, DELUXE	\$8,390
545-5047	DISPLAY, STANDARD	NC
491-6734	WORKLIGHTS (8) HALOGEN LAMPS	NC
573-4524	SEAT, DELUXE FABRIC	\$925
206-1747	BELT, SEAT, 2" SUSPENSION	NC
559-1294	PRODUCT LINK, DUAL MODE, PLE683	\$1,290
379-2161	TIRES, 12.5 80/19.5L-24, GY	\$1,690
337-7401	BUCKET-GP, 1.5 YD3, PO	\$4,142
9R-5320	CUTTING EDGE, TWO-PIECE, WIDE	\$329
430-9944	INSTRUCTIONS, ANSI	NC
421-8926	SERIALIZED TECHNICAL MEDIA KIT	NC
551-6453	RIDE CONTROL	\$1,490



551-6940	COLD WEATHER PACKAGE, 120V	\$780
567-5090	AUTO-UP STABILIZERS	NC
423-7607	PLATE GROUP - BOOM WEAR	<u>\$216</u>
	SUB TOTAL	\$45,842
	LESS 25% SHERIFF'S CONTRACT DISCOUNT	<u>(\$11,461)</u>
<b>TOTAL OF NON-SPECIFIED OPTIONS</b>		<b>\$34,382</b>

**CAT WORK TOOLS**

219-3388	BUCKET-HD, 30", 8.2 FT3	\$1,872
	LESS 16% SHERIFF'S CONTRACT DISCOUNT	<u>(\$300)</u>
<b>TOTAL OF CAT WORK TOOLS</b>		<b>\$1,572</b>

**NON-CONTRACT ITEM**

<b>ROLL OVER BUCKET FORKS</b>		<b>\$2,500</b>
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**WARRANTY**

<b>36 MONTH / 5000 PT + HYDRAULIC + TECH</b>		<b>\$2,454</b>
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SUBTOAL		\$109,722
LESS ONE TIME ADDITIONAL DISCOUNT		<u>(\$5,524)</u>
<b>TOTAL TRANSACTION PRICE</b>		<b>\$104,198</b>

**OPTIONAL CAT WORK TOOL**

212-8738	BUCKET-DITCH CLEANING, 48", 13.0 FT3	\$2,757
	LESS 16% SHERIFF'S CONTRACT DISCOUNT	<u>(\$441)</u>
<b>TOTAL OF OPTIONAL WORK TOOLS</b>		<b>\$2,316</b>

Best regards,

Mark McCarty  
Sales Representative  
Thompson Tractor

**QUOTE SUMMARY FOR BACKHOE LOADER:**

**1) New Caterpillar 420 Backhoe Loader from Thompson Tractor:  
\$104,198.00**

**2) John Deere 310SL Backhoe Loader from Beard Equipment Company:  
\$114,741.91**

**RESOLUTION 21 -11**

**A RESOLUTION OF THE CITY OF MEXICO BEACH, FLORIDA APPROVING A CHANGE ORDER NUMBER 1 TO THE CITY'S AGREEMENT WITH THE NORTH FLORIDA CONSTRUCTION, INC. FOR THE U.S. 98 AND WYSONG AVENUE WATER AND MAIN REPAIR PROJECT RESULTING IN A DECREASE IN CONTRACT PRICE IN THE AMOUNT OF (\$44,531.50)**

**BE IT RESOLVED** by the City of Mexico Beach, Florida that the Change Order #1 to the City's Agreement with the North Florida Construction, Inc., related to Dewberry Engineers Inc. Project #50112862 is approved and may be Executed by the Mayor or City Administrator. The total decreased amount of the Change Order is Forty-Four Thousand, Five Hundred Thirty-One and Fifty Cents (44,531.50) and are set forth in the Change Order attached as Exhibit A and presented to Council today.

**THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY UPON PASSAGE.**

PASSED, APPROVED, AND ADOPTED at the regular meeting of the City of Mexico Beach, Florida this 23<sup>rd</sup> day of March, 2021.

CITY OF MEXICO BEACH

\_\_\_\_\_  
William A. Cathey, Mayor

ATTEST:

\_\_\_\_\_  
Tammy Brunson, City Clerk

Date of Issuance: \_\_\_\_\_ Effective Date: \_\_\_\_\_  
 Owner: **City of Mexico Beach** Owner's Contract No.: \_\_\_\_\_  
 Contractor: **North Florida Construction, Inc.** Contractor's Project No.: \_\_\_\_\_  
 Engineer: **Dewberry Engineers Inc.** Engineer's Project No.: **50112862**  
 Project: **US 98 AND WYSONG AVENUE WATER MAIN REPAIRS** Contract Name: \_\_\_\_\_

The Contract is modified as follows upon execution of this Change Order:

Description:  
 Reduction to Contract Price of \$44,531.50 to deduct unused Contingency Amount.

Attachments: *[List documents supporting change]*

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: \$ 489,846.50	Original Contract Times: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
[Increase] [Decrease] from previously approved Change Orders No. ___ to No. ___: \$ N/A	[Increase] [Decrease] from previously approved Change Orders No. ___ to No. ___: Substantial Completion: _____ Ready for Final Payment: _____ days
Contract Price prior to this Change Order: \$ 489,846.50	Contract Times prior to this Change Order: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
[Increase] [Decrease] of this Change Order: \$ 44,531.50	[Increase] [Decrease] of this Change Order: Substantial Completion: _____ Ready for Final Payment: _____ days or dates
Contract Price incorporating this Change Order: \$ 445,315.00	Contract Times with all approved Change Orders: Substantial Completion: _____ Ready for Final Payment: _____ days or dates

RECOMMENDED:	ACCEPTED:	ACCEPTED:
By: <u>David Brown</u> Engineer (if required)	By: _____ Owner (Authorized Signature)	By: <u>[Signature]</u> Contractor (Authorized Signature)
Title: <u>Project Manager</u>	Title: _____	Title: <u>V-P</u>
Date: <u>2.5.21</u>	Date: _____	Date: <u>3/18/2021</u>

Approved by Funding Agency (if applicable)  
 By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Title: \_\_\_\_\_



**Contractor's Application for Payment No. 3**

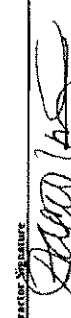
Application Period		6/1/2020-7/25/2020		Application Date		3	
To (Owner):	City of Mexico Beach	Via (Engineer):	North Florida Construction, Inc.	Engineer's Project No.	50112862		
Project:	US 98 AND WYSONG AVENUE WATER MAIN REPAIRS	Contract:	WYSONG				
Owner's Contract No.	Contractor's Project No.						

**Application For Payment Change Order Summary**


Approved Change Order Number	Additions	Deductions
1		\$44,531.58
TOTALS		
NET CHANGE BY CHANGE ORDERS		-\$44,531.58

1. ORIGINAL CONTRACT PRICE..... \$ 5489,846.50
2. Net change by Change Order..... \$ -544,531.50
3. Current Contract Price (Line 1 ± 2)..... \$ 5,445,315.00
4. TAX SAVINGS AGREEMENT
  - a. Total Purchase Orders Issued by Owner \$86,218.37
  - b. Tax Savings Deduction \$ 5,173.10
  - c. Total Tax Savings Deduction \$ 91,391.47
5. Contract Value Less Tax Savings \$ 5,353,923.53
6. TOTAL COMPLETED AND STORED TO DATE (Column F total on Progress Estimates)..... \$ 5,353,923.53
7. RETAINAGE:
  - a.  Work Completed..... \$
  - b.  Stored Material..... \$
  - c. Total Retainage (Line 5.a + Line 5.b)..... \$ 5,353,923.53
8. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5.c)..... \$ 5,353,923.53
9. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)..... \$ 5,077,686.61
10. AMOUNT DUE THIS APPLICATION..... \$ 546,242.92
11. BALANCE TO FINISH, PLUS RETAINAGE (Column G total on Progress Estimates + Line 5.c above)..... \$

**Contractor's Certification**  
 The undersigned Contractor certifies, to the best of its knowledge, the following:  
 (1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment.  
 (2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such liens, security interests, or encumbrances), and  
 (3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Contractor Signature:  Date: 3/18/2021

Payment of \$ 46,242.92 (Line 8 or other - attach explanation of the other amount)

is recommended by  (Engineer) 3.18.21 (Date)

Payment of \$ (Line 8 or other - attach explanation of the other amount)

is approved by \_\_\_\_\_ (Owner) \_\_\_\_\_ (Date)

Approved by \_\_\_\_\_ (Date)

Funding or Financing Entity (if applicable) \_\_\_\_\_ (Date)