



City of Palm Coast

Palm Coast
Community Center
305 Palm Coast Pkwy., NE
Palm Coast, FL 32137
palmcoastgov.com

Results - Draft

City Council

Mayor Jon Netts
Vice Mayor Bill McGuire
Council Member Jason DeLorenzo
Council Member David Ferguson
Council Member William Lewis

Tuesday, May 21, 2013

9:00 AM

Palm Coast Community Center

AMENDED AGENDA

City Staff

Jim Landon, City Manager

William Reischmann, City Attorney

Virginia A. Smith, City Clerk

>Public comment on issues on the agenda or public participation shall be limited to 3 minutes.

>If any person decides to appeal a decision made by the City Council with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings, including all testimony and evidence upon which the appeal is to be based. To that end, such person will want to ensure that a verbatim record of the proceedings is made.

>The City of Palm Coast is not responsible for any mechanical failure of recording equipment.

>Other matters of concern may be discussed as determined by City Council.

>If you wish to obtain more information regarding City Council's agenda, please contact the City Clerk's Office at 386-986-3713.

>In accordance with the Americans with Disabilities Act, persons needing assistance to participate in any of these proceedings should contact the City Clerk at 386-986-3713 at least 48 hours prior to the meeting.

>City Council Meetings are televised on Brighthouse Networks Channel 199.

>All pagers and cell phones are to remain OFF while City Council is in session.

A. Call to Order

B. Pledge of Allegiance to the Flag

C. Roll Call

Present: 5 - Mayor Netts, Vice Mayor McGuire, Council Member DeLorenzo, Council Member Ferguson, and Council Member Lewis

Approval of Minutes

- 1 [13-162](#) MINUTES OF THE CITY COUNCIL'S:
 A. May 7, 2013 City Council Business
 B. May 14, 2013 City Council Workshop

Attachments: [May 7, 2013 Business Meeting](#)
 [May 14, 2013 Workshop](#)

Approved as presented

Approved: 5 - Mayor Netts, Vice Mayor McGuire, Council Member DeLorenzo, Council Member Ferguson, and Council Member Lewis

Proclamations and Presentations

- 2 [13-168](#) PROCLAMATION RECOGNIZING MAY AS "CIVILITY MONTH"

Attachments: [Proclamation Civility Month](#)

Received and Filed

- 3 [13-108](#) PRESENTATION OF CERTIFICATES OF APPRECIATION FOR 20
 YEARS OF VOLUNTEER SERVICES TO AL & AUDREY UMBACH
Received and Filed

- 4 [13-161](#) PRESENTATION ON "OLYMPIC GAMES"

Received and Filed

- 5 [13-160](#) PRESENTATION OF ECONOMIC DEVELOPMENT EFFORTS AND
 PARTNERSHIPS

Received and Filed

ORDINANCES, RESOLUTIONS, AND PUBLIC HEARINGS

Order of Business for Public Hearings (Council may make inquiries at any stage):

Open Hearing

Staff Presentation

Applicant Presentation (if applicable)

Council Questions of Applicant (if applicable)

Public Comments/ Presentations

Rebuttal by Applicant (if applicable)

Close Hearing

Council Discussion

Council Action

Resolutions

6 [13-139](#) RESOLUTION 2013-XX APPROVING THE FIRST AMENDMENT TO THE GRANT AWARD AGREEMENT WITH PALM COAST HISTORICAL SOCIETY

Attachments: [Resolution-First Amendment to Palm Coast Historical Society Grant Agrmt Historical Society First Amendment](#)

Adopted

Approved: 5 - Mayor Netts, Vice Mayor McGuire, Council Member DeLorenzo, Council Member Ferguson, and Council Member Lewis

Enactment No: R2013-38

7 [13-158](#) RESOLUTION 2013-XX APPROVING A DEVELOPMENT ORDER FOR BROOKHAVEN AT TOWN CENTER, A 125 UNIT MULTI-FAMILY RESIDENTIAL DEVELOPMENT

Attachments: [Resolution Brookhaven Site Plan](#)
[Brookhaven Development Order](#)
[Planning Division Staff Report](#)
[Aerial Map](#)
[Zoning Map](#)
[FLUM Map](#)
[Neighborhood Meeting Results Letter](#)
[Site Plan](#)
[Landscape Plans](#)
[Townhouse Elevations](#)
[Villa Elevations](#)
[Brookhaven TH Rendering](#)
[Brookhaven Villa Rendering](#)

Adopted

Approved: 4 - Mayor Netts, Vice Mayor McGuire, Council Member DeLorenzo, and Council Member Ferguson

Denied: 1 - Council Member Lewis

Enactment No: R2013-39

- 8 [13-150](#) RESOLUTION 2013-XX APPROVING AMENDING AND SUPPLEMENTING RESOLUTION 2003-22 AND AUTHORIZING AND APPROVING THE ISSUANCE OF FLORIDA UTILITY SYSTEM IMPROVEMENTS BONDS, SERIES 2013

Attachments: [Resolution Series 2013 Supplemental](#)
[Exhibit A to Bond Resolution](#)
[Exhibit B - Official Notice of Sale](#)
[Exhibit C - Registrar and Paying Agent Agreement](#)
[Exhibit D to Bond Resolution](#)
[Exhibit E - Escrow Deposit Agreement \(00703171-3\)](#)

Adopted

Approved: 5 - Mayor Netts, Vice Mayor McGuire, Council Member DeLorenzo, Council Member Ferguson, and Council Member Lewis

Enactment No: R2013-40

- 9 [13-113](#) RESOLUTION 2013-XX APPROVING THE TERMS AND CONDITIONS OF AN INTERLOCAL AGREEMENT WITH THE FLAGLER COUNTY TAX COLLECTOR FOR COLLECTION OF THE OLD KINGS ROAD SPECIAL ASSESSMENT.

Attachments: [Resolution IA Old Kings Non Advalorem Special Assessment](#)
[IA FC Tax Collector OKR Special Assessment](#)

Adopted

Approved: 5 - Mayor Netts, Vice Mayor McGuire, Council Member DeLorenzo, Council Member Ferguson, and Council Member Lewis

Enactment No: R2013-41

- 10a [13-145](#) RESOLUTION 2013-XX APPROVING AN EASEMENT AGREEMENT AND A CONTRACT FOR PURCHASE AND SALE WITH MORENO EUCALYPTUS, LLC FOR THE OLD KINGS ROAD EXTENSION PROJECT.

Attachments: [Resolution-Moreno Eucalyptus Purchase & Sale Contract](#)
[Moreno Contract](#)
[Moreno Easement](#)

Adopted

Approved: 5 - Mayor Netts, Vice Mayor McGuire, Council Member DeLorenzo, Council Member Ferguson, and Council Member Lewis

Enactment No: R2013-42

- 10b** [13-151](#) RESOLUTION 2013-XX APPROVING CHANGE ORDER 2 RELATING TO THE BUDGET FOR THE JOINT FACILITATION AGREEMENT PERTAINING TO PALM HARBOR EXTENSION BETWEEN THE CITY OF PALM COAST AND GINN-LA HAMMOCK BEACH, LTD.

Attachments: [Resolution - GINN Change Order](#)
 [GINN Change Order 2](#)

Adopted

Approved: 5 - Mayor Netts, Vice Mayor McGuire, Council Member DeLorenzo, Council Member Ferguson, and Council Member Lewis

Enactment No: R2013-43

- 10c** [13-147](#) RESOLUTION 2013-XX APPROVING THE CONTRACT FOR PURCHASE AND SALE OF 8 ACRES WITH WILLIAM PATERSON, JR., AND MARTHA ANN WINTERS FOR THE OLD KINGS ROAD EXTENSION PROJECT

Attachments: [Resolution-Purchase & Sale Contract-Paterson/Winters 8 acres](#)
 [Contract 8 acres](#)
 [Map of OKR Lands](#)

Adopted

Approved: 5 - Mayor Netts, Vice Mayor McGuire, Council Member DeLorenzo, Council Member Ferguson, and Council Member Lewis

Enactment No: R2013-44

- 10d** [13-146](#) RESOLUTION 2013-XX APPROVING THE CONTRACTS FOR PURCHASE AND SALE WITH THE BANK OF THE OZARKS AND WILLIAM PATERSON JR. AND MARTHA ANN WINTERS FKA MARTHA ANN ROBBINS.

Attachments: [Resolution Bank Paterson Winters Purchase](#)
 [Purchase and Sale Agreement-Bank of the Ozarks](#)
 [Purchase and Sale Agreement-Paterson Winters 151 acres](#)
 [Map of OKR Lands](#)

Adopted

Approved: 5 - Mayor Netts, Vice Mayor McGuire, Council Member DeLorenzo, Council Member Ferguson, and Council Member Lewis

Enactment No: R2013-45

- 10e [13-149](#) RESOLUTION 2013-XX APPROVING THE INTERLOCAL AGREEMENT FOR TRANSPORTATION PROJECTS BETWEEN THE CITY OF PALM COAST AND FLAGLER COUNTY

Attachments: [Resolution-Interlocal Agrmt for Transportation Projects](#)
[Interlocal Agrmt with County for Transportation Projects](#)
[Exhibit 1 Project Priority List](#)
[Exhibit 2 ILA -MWP & OKR Extension Transfer](#)

Adopted

Approved: 5 - Mayor Netts, Vice Mayor McGuire, Council Member DeLorenzo, Council Member Ferguson, and Council Member Lewis

Enactment No: R2013-46

- 10f [13-144](#) RESOLUTION 2013-XX APPROVING THE PRIORITY LIST FOR THE FLORIDA DEPARTMENT OF TRANSPORTATION 5-YEAR WORK PROGRAM AND TRANSPORTATION ALTERNATIVES PROGRAM

Attachments: [Resolution Priority List](#)
[2015-2019 FDOT Priority List 5-1-13-Table](#)

Adopted

Approved: 5 - Mayor Netts, Vice Mayor McGuire, Council Member DeLorenzo, Council Member Ferguson, and Council Member Lewis

Enactment No: R2013-47

Consent Agenda

- 11 [13-132](#) RESOLUTION 2013-xx APPROVING THE CONTRACT WITH P & S PAVING, INC., FOR THE 2013 STREET RESURFACING PROJECT

Attachments: [Resolution - P & S Paving, Inc Street Resurfacing 2013](#)
[Contract Summary - P&S Paving](#)
[Bid Opening Tab](#)
[Revised 2013 Resurfacing List](#)

Adopted on Consent

Enactment No: R2013-48

- 12 [13-142](#) RESOLUTION 2013-XX APPROVING AMENDING RESOLUTION 2011-18 RELATING TO THE STORMWATER UTILITY FEE/CHARGES SCHEDULE

Attachments: [Resolution Amend Reso 2011-18 Stormwater fees](#)

Adopted on Consent

Enactment No: R2013-49

- 13 [13-135](#) RESOLUTION 2013-XX APPROVING A PRICE AGREEMENT WITH POLYDYNE, INC., FOR LIQUID POLYMER FOR THE UTILITY DIVISION FOR THE REMAINDER OF FISCAL YEAR 2012-2013.

Attachments: [Resolution 2013-XX for Polydyne, Inc](#)
 [Contract Summary - Polydyne, Inc](#)
 [Bid Tab for Liquid Polymer ITB-U-12-13](#)

Adopted on Consent

Enactment No: R2013-50

End of Consent Agenda

D. Public Participation

After the Mayor calls for Public Participation, each member of the audience interested in speaking on any topic not on the agenda shall come to the podium, state their name and will have up to three (3) minutes to speak. The Mayor will advise when the three (3) minutes are up and the speaker will be asked to take a seat and wait until all public comments are finished to hear answers to all questions. Once all members of the audience have spoken, the Mayor will close public participation and no other questions/comments shall be heard. Council and staff will then respond to questions posed by members of the audience. Should you wish to provide Council with any material, all items shall be given to the City Clerk and made part of the record. If anyone is interested in discussing an issue further or ask additional questions, individual Council Members and staff will be available after the meeting to discuss the matter and answer questions.

E. Discussion by CITY COUNCIL OF MATTERS NOT ON THE AGENDA

F. Discussion by CITY ATTORNEY OF MATTERS NOT ON THE AGENDA

G. Discussion by CITY MANAGER OF MATTERS NOT ON THE AGENDA

H. Adjournment

[13-159](#) MEETINGS CALENDAR AND AGENDA WORKSHEET

Attachments: [Meeting Calendar](#)
 [Agenda Worksheet](#)

ATTACHMENT TO MINUTES

[13-170](#)

ATTACHMENTS TO MINUTES

Attachments:

[Item 5 Palm Coast Prosperity at Work](#)

[Item 7 Applicant Presentation Brookhaven](#)

[Item 8 Series 2013 Utility System Improvement Bonds](#)

[Item 9 INTERLOCAL AGREEMENT - TAX COLLECTOR - OKR SAD](#)

[Item 10 e Presentation-Transportation](#)