



City of Palm Coast

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Meeting Minutes City Council Workshop

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

Tuesday, January 14, 2014

9:00 AM

Council Conference Room

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

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A. Call to Order

Mayor Netts called the meeting to order at 9:00 a.m.

B. Pledge of Allegiance to the Flag

C. Roll Call

Records Coordinator Barbara Redline called the roll. All members were present.

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

D. PRESENTATIONS

- 1 [14-10](#) RESOLUTION 2014-XX APPROVING THE REFINANCING OF THE INTER-FUND LOANS FROM THE CITY GENERAL FUND TO THE STATE ROAD 100 COMMUNITY REDEVELOPMENT AGENCY

Attachments: [Resolution Council CRA Refinance](#)
[Ltr FirstSouthwest CRA Refy](#)

Mayor Netts and Mr. Landon spoke briefly about the Long's Landing phase 1 project which, due to the weather, the groundbreaking of Long Creek Nature Preserve was cancelled the morning of 1/14/14 but will be rescheduled.

Mr. Landon gave a brief overview of this item. Our financial advisor, Mr. Mark Galvin,

Senior Vice President of FirstSouthwest, spoke of the history and the SR100 CRA (Community Redevelopment Agency) being able to refinance the loan at an interest rate slightly lower (than the current 5% interest with BB&T) at 4.4% with Prosperity Bank which will save the City in interest in one year \$30,000. He and Mr. Chris Quinn, Finance Director, talked and figured out the best way to obtain the best possible interest rate; taking into consideration in 2012 the CRA went out for an RFP (request for proposal) to fund two projects approximately \$5 mil.; responses received were only a few banks were willing to go forward with that; we spoke with the different banks of our goals and objectives. We received three RFP responses: Wells Fargo, BB&T and Prosperity Bank which was the community bank. We did recommend Prosperity Bank because the interest rate was slightly lower than BB&T, at 4.4%; taxable loan for 15 years, which is the life of the CRA. Prosperity accepted solely the revenues of the CRA tax increment revenues for financing; they allow for the ability to prepay the loan without penalty when you sell the land; none of the banks were willing to lock in for 15 years; they were willing to give a 15-year loan but reprice at the end of 10 years).

CM McGuire - This CRA is a 30 year CRA, did the same provisions that you negotiated with the Prosperity Bank project out for the length of the CRA or only for 15 years? Mr. Galvin - Only for 15 years partly because the government expiration date is 2034; 2028 is final maturity on the loan. This was going to be more likely a bank loan; we structured the financing to wrap around the existing BB&T tax exempt loan which goes out to 2024 with a combined level debt service wrapped around the existing debt service to make it something that was affordable to the CRA.

CM McGuire - At the end of 10 years, do we renegotiate with Prosperity or do we go shopping? Mr. Galvin - We have the flexibility; we ask them if we can refinance with them and if they say no we go somewhere else. Mr. Quinn - The other option is to pay off the remaining balance after 10 years.

CM McGuire - What is the balance (in the CRA fund)? Mr. Quinn - As of 9/30/13, \$4.5 mil. all, or most of which, was put toward the Bulldog Dr./SR100/FPC (Flagler Palm Coast High School) drainage project. So far this year, we received just under \$1.5 mil. under the current year.

Mayor Netts recommends that we terminate the CRA much sooner than the 30 years' life expectancy, unless there is some major project that occurs.

CM Ferguson - What would the balance after the 10 years given the amortization you have projected? Mr. Galvin - At the end of 5 years, \$4.5-\$5 mil. balance; the reason is that we are doing a wrap around; delaying principal payments. The CRA can only have a coverage amount of \$1.15 mil., so based on a \$1.15 mil. revenues; the debt service cannot exceed the \$1 mil., so the current debt service on the existing bonds is structured so we are delaying principal payments to make sure we do not exceed that \$1 mil. debt service component; it is forcing us to out 15 years, so most of the debt will be paid off in those last 5 years. If the CRA revenues are greater than expected and you don't need it, then you have the ability to prepay; 2010 the BB&T loan goes away assuming you don't retire the debt by selling the land.

Mayor Netts - You keep speaking of sale of the land; there were a bunch of ideas what we could do with that land; how much of the decision making now is dependent on the sale of that land? Mr. Galvin - None, we wanted the option; flexibility is that if the CRA decided to sell that land then they would be able to go ahead and use those proceeds so as not to have a penalty. If you decide. The bank is only basing their credit decision on the CRA revenues.

VM DeLorenzo - If tax revenue increases faster than we are generating now, do we have the option and is there a penalty for making more principal payments? Mr. Galvin - We have negotiated with the bank that there is no prepayment penalty as long as you don't refinance with another bank. Mr. Quinn stated there will be principal payments made of about \$200,000 toward the loan each year. The prepayment part was really important to us, because we are hopeful that those tax increments and revenue may jump up.

CM Lewis - BB&T, they were willing to lock-in 12/31; Prosperity is willing to go to January; did history play a part in going with Prosperity? Mr. Galvin - There were a couple of reasons; willing to take the longer view out to January which was able to reduce risk; pre-payment penalty was extremely important; in addition we wanted to make sure we had the dollars in the bank before we actually issued the debt, which was required on the existing documents; the Board is allowed to say yes to the proposal, but Mr. Quinn had to have that money in the bank to state the official dollar amount is \$1.5 mil. or a little less than that, etc., and bring it to you in January. We did ask BB&T if there was a better rate but they were not willing to come down lower. We feel very comfortable with this recommendation.

CM McGuire - What are the incremental steps in taking the funds out of the CRA and transferring them into the general fund? Mr. Quinn - Once the closing takes place, and the refinancing funds are available, City Council has already taken action on the required budget amendments to pay back the general fund and that would happen right after the closing.

CM McGuire - In order for us to cut a deal with a contractor or construction management company, will we have enough money in the general fund to do it this year? Mr. Quinn - Yes, the refinancing makes sense on its own.

CM Ferguson - What is the existing term on the BB&T loan for \$5 mil.? Mr. Galvin - That goes out to 2024 and is at 5% interest rate; tax exempt. Mr. Landon stated we get a lot of inquiries for properties on SR100; eventually it will become a piece of property that will be desirable. All the property that we own there we purchased at market value; none of it was eminent domain.

The Resolution was Continued.

2 [14-15](#)

RESOLUTION 2014-XX APPROVING PIGGYBACKING THE CONTRACT BETWEEN LIFE EXTENSION CLINICS, INC., AND POLK COUNTY FOR FIRE DEPARTMENT EMPLOYEE ANNUAL PHYSICAL EXAMINATIONS

Attachments: [Resolution Piggybacking Contract-Life Extension Clinics and Polk Engagement Letter - Life Extension Clinics](#)
[Contract - Life Extension Clinics and Polk County](#)

Mr. Landon gave a brief overview of this item. Deputy Fire Chief Gerard Forte gave a PowerPoint presentation (attached to these minutes).

CM McGuire - Allowing officers/firefighters 1 hour of physical training each day; what kind of physical training? Dep. Chief Forte - It will vary from engine company to engine company; for the most part each shift has a trainer on staff; they are accessible to each shift. They do cardio; they have treadmills, ellipticals, physical running outside, hoover ball, etc., all is beneficial to cardio.

CM Lewis - Training is within the station itself? Dep. Chief Forte - Yes.

CM Lewis - Are the firefighters allowed to use external facilities? Mr. Landon - Yes, we have a reimbursement program up to 50% that benefits all employees and all employees are allowed to use the facilities at the fire stations.

CM McGuire - Do you keep records on the progress of the firefighters (with cardio vascular fitness)? Dep. Chief Forte - The employees track it themselves in a program called Target Safety, and we can also log in the program if they are pulling hose, extending ladders or some other sort of physical activity.

CM McGuire - Cancer screening; keeping track of PSAs? Dep. Chief Forte - Not sure about PSAs (for prostate cancer); looking at skin cancer and ultrasounds for detection of other cancers.

CM McGuire - Does this compare to the Department of Transportation's (DOT) requirements for over the road truckers where you have to take a DOT physical on a regular basis? Dep. Chief Forte - This is more catered to NFPA (National Fire Protection Association) 1582; firefighters are required to have a certain amount of physical exams per year; not sure what the requirements are for truckers.

Mayor Netts - Would there be a physical condition detected that might jeopardize their employment? Dep. Chief Forte - There could be and if they had gone through their own physician and identified it through their own physician is possible; they would have to figure out how to rectify the situation and get back to work. Mr. Landon - We don't have a requirement that they have to meet certain standards at this time; this is intended to be a positive process; it is all about culture, support and activity.

CM Lewis - There are certain drugs that physicians will suggest to lower cholesterol, etc., some of those drugs may make you lethargic; do you take that into consideration for those individuals? Dep. Chief Forte - This company that we would like to go through caters specifically to firefighters and law enforcement officers; they set up a plan for them and take their jobs into consideration.

CM McGuire - Does this include Volunteer firefighters? Dep. Chief Forte - Yes, those who are required to enter into an IDLH (immediate danger to life and health document).

Mayor Netts - Where would these exams be given? Dep. Chief Forte - Life Scan will actually come to the Fire Department. Firefighters will have to get blood work done at Lab Corp. 4-5 days prior and in 6-8 days when they are on duty we will rotate the trucks through; it takes 3 hours and they will put them through one of the stations; all we need to provide is 2-3 quiet rooms and a treadmill. They bring everything with them.

CM McGuire - Once a year, is that enough? Dep. Chief Forte - Yes, they also include chest x-rays.

CM McGuire - If we want them to go more than once a year, do they come to us? Dep. Chief Forte - No, Jacksonville is the nearest location; 40 minutes away.

The Resolution was Continued.

3 [14-06](#)

RESOLUTION 2014-XX CONTRACT WITH KW CONTROLS, INC.,
FOR SUPERVISORY CONTROL AND DATA ACQUISITION (SCADA)
SOFTWARE AND THE PURCHASE OF THE REQUIRED
HARDWARE THROUGH THE STATE CONTRACT WITH DELL

COMPUTER FOR THE WATER AND WASTEWATER TREATMENT PLANTS

Attachments: [Resolution - SCADA System Upgrade Water and Wastewater Plants](#)
[Contract Summary - KW Controls, Inc](#)
[Intent to Award SCADA Conversion KW Controls, Inc](#)

Mr. Landon gave a brief overview of this item. Mr. Jim Hogan, Water Operations Manager, gave a PowerPoint presentation (attached to these minutes).

CM Lewis - Would this help the folks in West Virginia? Mr. Hogan - It is really hard to say.

VM DeLorenzo - Can you operate from another plant with the interconnectivity? Mr. Hogan - We would be made aware of it; it depends on which plant. Our two water treatment plants; lime plant and wastewater plant have older technology. If an operator was on shift by himself in the evening and he had to respond to a problem out in the plant, it would enable another operator in another plant to temporarily monitor or get in touch with the other operator.

CM McGuire - Can you walk through an example of how this would work? Mr. Hogan - Water treatment plants 1 and 2 are good examples, they have a programmable logic controller and it interfaces with the SCADA (Supervisory Control and Data Acquisition) program and it has the capability for an operator to hit a button and the plant will start up. Operator has to make sure it happens in the correct sequence. Mr. Landon asked how many water storage tanks do we actually have. Mr. Hogan answered 5.

CM McGuire - How does this system compare with other water facilities in Florida; do they also use computerized systems like this? Mr. Adams - Some do, some don't; newer plants have modern technology; we have historically been on the leading edge; when we opened up water plant 2 it was the only low pressure reverse osmosis plant treating freshwater in the hemisphere and that now is the standard technology in every new plant being built.

CM McGuire - If we replace Windows XP with Windows 7, we will be compatible; upgrading software and hardware? Mr. Adams -Yes, we knew this was coming; it is in our capital plan.

CM Lewis - The intrusion of the water tank some years back, would this system have been involved in that? Mr. Hogan - Not this system but we have another radio telemetry system that monitors and controls our wells for water plant 1 as well as our lift stations; we also have RTUs (remote terminal units) at our storage tanks. After that incident, we installed some intrusion alarms and motion-sensored camera(s) and the alarm would come in on this system (interconnected).

CM Lewis - How do you purge that water? Mr. Hogan - We have a drain; open up the valve and let it go; it wasn't a full tank and we had some work to do on the inside of the tank anyway so we did it at that time; worked out well.

CM McGuire - Microsoft has a reputation for planned obsolescence; how comfortable are you that Windows 7 will be around for years? Mr. Hogan - That is definitely a possibility in the future; software will have updates. Mr. Landon - We have that problem on all of our systems; eventually you have to upgrade.

CM Lewis - Where do we stand with conversion to Windows 8? Mr. Steve Viscardi,

Information & Technology Director - Windows 7 is stable until 2020; we are looking at it for some tablets, but nothing is driving us to 8 at this time.

CM McGuire - Do these systems have a backup? Mr. Hogan - Yes, there is a server at each facility and the workstations all serve as backups.

CM Lewis - McKim & Creed was higher? Mr. Hogan - Yes, they were much higher in their integration costs.

CM McGuire - Is this budgeted? Mr. Landon - Yes, absolutely.

CM McGuire - Is training in here? Mr. Hogan - Yes, there will be training and it is included in the cost.

Mayor Netts - Is there any down period? Mr. Hogan - No, the integrator will be able to build the new ones separately; they will operate parallel until the new equipment is tested and the bugs worked out.

The Resolution was Continued.

4 [14-08](#)

RESOLUTION 2014-XX APPROVING THE COMMUNITY DEVELOPMENT BLOCK GRANT HOUSING ASSISTANCE PLAN

Attachments: [Resolution - CDBG Housing Assistance Plan](#)
[City of Palm Coast CDBG HAP DRAFT 12-3-13 2 CLEAN \(2\)](#)

Mr. Landon gave a brief overview of this item. Mr. Beau Falgout, Senior Planner, gave a PowerPoint presentation (attached to these minutes).

VM DeLorenzo - This entitlement is in addition to the State grant? Mr. Falgout - The State program is wrapping up right now; we will no longer be eligible for State grants now that we are an entitlement community. Mr. Landon - We are wrapping up the spending of the \$750,000 State grant.

CM McGuire asked about the recent demolition and replacement that Council was asked to approve. Mr. Falgout explained that was an exception for the dollar amount, exceeding \$80,000, not the activity of demolition/replacement.

Mayor Netts asked about the entitlement CDBG (Community Development Block Grant) versus the competitive CDBG; he thought the numbers were somewhat closer than what is in the presentation. Mr. Falgout - With the State program you can apply for \$750,000 once every 3 years and you get points, etc. Mr. Landon - This presentation is just showing the amount going to housing. There are grant funds (not shown here) going to the Seminole Woods path.

CM McGuire - What is our batting average in terms of how many people are hoping to get a CDBG grant and actually get one? Mr. Falgout - We always get more applications than there is available funding; \$750,000 we only got through 12-14; we only had 17-18 in total, but he did get a lot of phone calls for this round.

VM DeLorenzo saw the SHIP (State Housing Initiative Plan) estimate for this year and he thinks it was about \$880,000 for Palm Coast and another \$200,000 for Flagler County if the legislature funds the entire amount.

CM McGuire - What are the income levels to qualify for this? Mr. Falgout \$20,000-\$30,000 for a single person, but there are two different levels; low income

and very low income; most of the eligible people were elderly and on a fixed income in the first round and their homes were deteriorating.

There was discussion that they could help more homeowners if demolition and replacement is left out of our plan.

CM McGuire - Discuss conflicts of interest? Mr. Falgout - Sets forth the process; some applicants may be people related to a decision maker in the process, City employees, etc.; disclosure - public needs to know we are spending the funds in accordance with the rules.

CM McGuire - How do you decide which contractors are being used? Mr. Falgout - We ask for licenses, insurance, permit history, complaints against them, and references.

CM Lewis - Is that a rotating process or do you stay with the same contractors? Mr. Falgout - It is open. Mr. Landon - They bid (on each job) and the low bidder gets the project; there is an eligibility list.

Mayor Netts - How do we recruit our residents? Mr. Falgout - If approved, we will advertise in the newspapers, do media releases, radio and advertising on our website.

Mayor Netts - Do we involve organizations that are in the County to help the needy? Mr. Falgout - Yes, we network with the non-profits in the area.

CM McGuire - People with damages from the recent tornadoes will they be able to take advantage of this? Mr. Falgout - Insurance should pick up most of those claims; but they may be eligible.

CM McGuire - Do they have to be a resident of Palm Coast? Mr. Falgout - Yes.

CM Lewis - How often do you change the Citizen's Advisory Task Force? Mr. Falgout - Whenever new appointments are made for the planning board or housing task force.

CM Lewis - Any changes recently? Mr. Falgout - I think there were some recent changes on the planning board and the housing task force always has new entries.

VM DeLorenzo - How is the housing program going? Mr. Falgout - The housing programs are personal and difficult; glad we had a consultant; it is important to have the process in writing; a lot of people involved including contractors; monitoring and managing with the help of a consultant was important and now we are able to wean ourselves off the consultant more and more. It is a program that the City will need more and more as the housing stock ages.

VM DeLorenzo - The type of allowable items that are completed under rehabilitation; are you comfortable with what is covered? Mr. Falgout - With the lower rehab limit there will be an order of priority to be addressed in the home, we would probably want to do more energy efficient things if the funding allows but he is comfortable.

CM Lewis - Supposedly, the State has more money now; do you think funding will increase? Mr. Falgout - Doubtful. Mr. Landon - It has a lot to do with population and low-income population; we will probably continue to see a slight increase because our population is growing.

The Resolution was Continued.

E. WRITTEN ITEMS

- 5 [14-01](#) ORDINANCE 2014-XX AMENDING SECTION 5, CITY COUNCIL, (1) (b), QUALIFICATION FOR OFFICE, SECTION 8 ELECTIONS, (3), QUALIFYING FOR OFFICE, AND (4) SCHEDULE FOR REGULAR ELECTIONS AND PRIMARIES, OF THE CITY CHARTER
- Attachments:** [Ordinance Amending Sections 5 and 8 of City Charter](#)
[Ordinance 2011-3 - SUBMIT TO ELECTORS PROPOSED AMENDMENTS I](#)
[Ordinance 2011-21 - CORRECTION OF SCRIVENERS ERROR SEC 8 ELE](#)

City Attorney William Reischmann explained items 5 and 6.

VM DeLorenzo - Are the rules for stand-alone elections in State law as well; if not, did we leave a provision in here in case we have to have a stand-alone election or special election? Attorney Reischmann - We didn't change anything; this simply says when we are not doing stand-alone elections we are going to follow State law; we do that anyway and that is it.

CM Ferguson - If we do not do this, what are the ramifications? Mr. Landon - It is all housekeeping. Attorney Reischmann - Item 6 is adding to the code; there is nothing wrong with it; it just says what State law says; item 5, which is changing the Charter was always contemplated; logical consequence of what 80% of the voters decided in 2011 changing our City elections from odd years to even years, which we prepared some time ago but question of appropriate timing of bringing it to Council and now is the time to bring it to Council.

The Ordinance was Continued.

- 6 [14-02](#) ORDINANCE 2014-XX AMENDING CHAPTER 2, ARTICLE II, CITY COUNCIL, TO ADD A NEW SECTION ENTITLED "ELECTION PROCEDURES" IN THE CITY CODE OF ORDINANCES

Attachments: [Ordinance Election Procedures](#)

This item was discussed under item 5.

The Ordinance was Continued.

- 7 [14-03](#) RESOLUTION 2014-XX APPROVING CONTRACTS WITH S.E. CLINE CONSTRUCTION AND PBM CONSTRUCTORS, INC., FOR WATER AND WASTEWATER EMERGENCY CONSTRUCTION SERVICES

Attachments: [Resolution - Water and Wastewater Emergency Construction Services](#)
[Contract Summary SE Cline](#)
[Contract Summary PBM Constructors](#)
[RFQ Evaluation](#)
[Bids - Emergency Construction Services](#)

Mr. Landon gave a brief overview of this item.

VM DeLorenzo - On Pine Grove there is a PEP (Pretreatment Effluent Pump) tank that collapsed; is this still the best way to do it with the PEP system? Mr. Danny Ashburn, Utility Systems Manager, - The PEP system is getting old; ground water pressure; driving over it, etc. It is probably the 2nd biggest system in the State of Florida; depending on the weather, probably on average we replace 30-50 tanks per year.

VM DeLorenzo - Are the instances increasing? Mr. Ashburn - Staying pretty average. Mr. Landon - We could get a trend report to Council. Mr. Ashburn stated in the boom we had 5-6 contractors installing 300-400 tanks a month and there may have been some installation issues in the past, but now City staff is installing them and installation can be watched more closely.

VM DeLorenzo - The tanks themselves are they all from the same manufacturer? Mr. Ashburn - Yes. Mayor Netts asked about the polyethylene tanks. Mr. Ashburn simply stated the manufacturer won the bid.

Mayor Netts - If you don't like the PEP system is there any alternative? Mr. Ashburn - Gravity sewer; cost would be millions. Mr. Landon - You would have to tear up all the streets, etc.

VM DeLorenzo - Can you inquire with other communities that are using polyethylene tanks to see what their experience is with them? Mr. Ashburn - Yes, we did communicate with some other communities; they tend to squat/compress with pressure rather than crack. When tanks do crack, they crack in all different places; it is just the nature of the system.

The Resolution was Continued.

8 [13-443](#)

RESOLUTION 2014-XX APPROVING PRICE AGREEMENTS WITH HOWARD FERTILIZER & CHEMICAL COMPANY, INC., JOHN DEERE LANDSCAPES, AND UNIVAR ENVIRONMENTAL SCIENCES FOR VARIOUS LANDSCAPE CHEMICALS FOR MEDIANS AND PARK ATHLETIC FIELDS

Attachments: [Resolution Price Agreements for Landscape Chemicals](#)
[Contract Summary - Howard Fertilizer & Chemical Company, Inc](#)
[Contract Summary - John Deere Landscapes](#)
[Contract Summary - Univar Environmental sciences](#)
[Intent to Award and Price Comparison](#)

Mr. Landon gave a brief overview of this item.

The Resolution was Continued.

9 [14-04](#)

RESOLUTION 2014-XX CONTRACT RENEWAL WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR RIGHT-OF-WAY MAINTENANCE BY THE CITY ALONG PORTIONS OF U.S. HIGHWAY 1 AND STATE ROAD 100

Attachments: [Resolution - FDOT ROW Maintenance Agreement](#)
[FDOT Contract Renewal](#)
[FDOT 2011 Memo of Agreement](#)
[Map of FDOT MOA](#)

Mr. Landon gave a brief overview of this item.

CM Lewis - Are other cities also doing this? Mr. Landon - Bunnell was doing this with a private contractor. Mr. Landon believes FDOT (Florida Department of Transportation) is pleased with our arrangement.

The Resolution was Continued.

- 10 [13-389](#) RESOLUTION 2014-XX APPROVING BUDGETED PURCHASES FOR TECHNOLOGY AND COMMUNICATIONS SUPPLIES AND MAINTENANCE FOR FISCAL YEAR 2014

Attachments: [Resolution IT Supplies and Support for FY 2014](#)
[Engagement Letter - CDW](#)
[Engagement Letter - Empire Consulting](#)
[IPA Contract Pricing](#)

Mr. Landon gave a brief overview of this item.

CM Lewis - Does that put us in the cloud? Mr. Landon - We are in an internal cloud that ties into the server.

There was discussion about text messages; they should be forwarded to your City e-mail address and responded to from there.

The Resolution was Continued.

- 11 [14-09](#) RESOLUTION 2014-XX APPROVING THREE-YEAR LEASE WITH DELL FOR NEW STORAGE AREA NETWORK

Attachments: [Resolution - Dell SAN Lease Agreement](#)
[Dell Master Agreement](#)
[Dell SAN Quote](#)

Mr. Landon gave a brief overview of this item.

The Resolution was Continued.

Public Participation

In accordance with Section 286.0114 Florida Statutes, any member of the public interested in speaking on any proposition agendaed or that Council discusses or considers during this workshop, will be afforded the opportunity to speak during public participation at the next City Council Business Meeting. Contact the City Clerk's office for the meeting date, time, and location at 386-986-3713 or cityclerk@palmcoastgov.com

F. DISCUSSION BY CITY COUNCIL OF MATTERS NOT ON THE AGENDA

CM Ferguson - With the withdrawal of the purchasing agreement for the Matanzas Woods golf course, how does that affect the City's posture? Mr. Landon - The City is not involved in the actual development of the property, so as soon as the private sector says they are not interested in looking at the property then it is status quo, but some of the residents met with the Mayor and wanted to talk about how some of the residents can do something to bring the golf course back.

Mayor Netts stated with almost any issue you can get varying opinions and ideas; we have a Comprehensive Plan and a FLUM (Future Land Use Map) that is status quo; to do something else with the property would require rezoning, but there is no proposal from the property owner to do anything else with the golf course so there is no action for us to take. The group of residents he met with had two issues: weeds are high, the club house and cart barn are deteriorating and they would like Code Enforcement to take a look and see if there is something more that could be done to see that the property is maintained to some minimum standards (short term). Some, like the group he met with, want to see a golf course there, and they want to know what can be done to bring it back to life (long term). Mayor Netts suggested the residents meet with the planning staff to see what they come up with for options.

CM Ferguson - Maintenance and mitigating the eyesore; were they satisfied? Mayor Netts - Local government is constrained through State Statute as to what we can do within the law, but he told them we will do everything we can to make it become compliant with our code; staff will contact the owners of the property.

Mr. Landon spoke of the drainage improvements and the path coming in to that area after the Seminole Woods path is completed.

CM McGuire - Do we have a contract with the Sheriff? Mr. Landon - Yes we do, the continuation of the existing contract; we are very close to finalizing the new contract; it should be ready at the next workshop.

CM McGuire - Anything happening with red light cameras? Attorney Reischmann - There is a bill that is inching its way along that seeks to not allow installation of any additional new cameras and reduce the amount of monies available.

CM McGuire - Last night at the County Commission meeting the question came up about pedestrian safety at Belle Terre and SR100 intersection and the crosswalk issues; is this a State or Sheriff issue? Mr. Landon - It is a combination of both; Sheriff has issued warnings to people that are not yielding to pedestrians (heading west on SR100 making a right onto Belle Terre). There are problems at that intersection; we are trying to get the Florida Department of Transportation to do more.

CM McGuire asked if a red light camera video could be used to help this situation? Mr. Landon did not believe that was allowed under this code enforcement mechanism. Attorney Reischmann - That is not currently within the jurisdiction under the current State law for issuance of these citations for running red lights; it's not what you can issue a citation for (pictures of right turns on red not yielding to pedestrians). Mr. Landon gave an update from Commander Mark Carman of the Flagler County Sheriff's Office - Last week the Sheriff's Office spent 22.5 man hours at Belle Terre and SR100; 10 drivers were cited for either blocking the crosswalk or violation of pedestrian right of way; 2 pedestrians were cited for failure to obey the pedestrian walk signal

CM McGuire - What is the fine? Commander Carman - \$260 for moving violation; he would have to look up the fines for the other violations. City Attorney - You are a

pedestrian if you are in the crosswalk (walking or riding a bicycle).

VM DeLorenzo - Are the issues here primarily going east across Belle Terre?
Commander Carman - Yes.

CM Lewis - If you were to have a deputy there from time to time, that may tend to change people's habits. Commander Carman - They were there last week and they are back down there this week. Mr. Landon asked him to look into these traffic laws; they are quite confusing; he will give Mr. Landon a report with his findings. Mr. Landon - We are taking this very seriously; our traffic engineer is looking at every intersection and looking at any improvements that we can make. Statewide, Volusia got a very large grant to do a whole pedestrian/bicycle safety program and FDOT is putting quite a bit of emphasis on this. Commander Carman - We are working with the City and the Frank Celico Foundation and give bicycle safety courses; City Parks & Recreation gives out helmets to kids that don't have them and we use Town Center; at least 5 safety courses were conducted last year.

VM DeLorenzo - Have we used our electronic sign down there to remind people the pedestrians have the right of way. Mr. Landon - We can try that.

CM McGuire - Can you capture the data when the button is pressed to cross the street? Mr. Landon - We have been there enough to know that it mostly has to do with the school traffic; we can capture that information.

Commander Carman - The County traffic safety team, which Sergeant Van Buren heads, is going to give an update also.

VM DeLorenzo - When is the peak? Commander Carman - In the morning when the kids are going to school.

VM DeLorenzo - Is software sophisticated enough that you can time it for the school schedule? Mr. Landon - It has to meet certain standards; ??

VM DeLorenzo - You don't have to walk your bicycle through the crosswalk?
Commander Carman - No, but must follow the rules of the road/intersection.

CM Lewis asked about reports of crimes and burglaries. Commander Carman believes that it has a lot to do with the economy; burglaries were up 28%; Homicides - 1 in 2012 and 3 in 2013 for a population of 80,000. Our reports are mostly quality of life issues in Palm Coast; larcenies are down and burglaries are up. We are trying to target the areas where the burglaries are high; we are seeing some trends coming back down; we have to keep working on it.

CM McGuire - Are they armed? Commander Carman - No, they are non-confrontational.

CM Lewis - Can COPs issue traffic citations? Commander Carman - They can call into the base; the ones that have had the special traffic training (108 hours) at crash sites can issue citations and they can issue City citations for handicap parking violations.

G. DISCUSSION BY CITY ATTORNEY OF MATTERS NOT ON THE AGENDA

City Attorney Reischmann - There is a bill pending about eliminating any regulation of fireworks in the State of Florida.

There is some discussion about the continuing State pre-emption of local regulation of smoking in public places.

There are numerous bills about gambling.

CM McGuire - Who sponsors the bill to allow the sale of fireworks? Attorney Reischmann didn't know. Mr. Landon - Probably the fireworks industry.

Attorney Reischmann - The common theme here is pre-emption and attack on home rule; it is helpful to work with the Florida League of Cities and the comparable organization that works for counties.

H. DISCUSSION BY CITY MANAGER OF MATTERS NOT ON THE AGENDA

Mr. Landon - Professional Tennis tournament coming week of 1/20/14.

1/20/14 closed in observance of Martin Luther King, Jr. Day

Adult flag football tournament is coming up.

Croquet group has proposed that we develop, through Parks and Recreation a start up a program. Ms. Luanne Santangelo, Parks & Recreation Director, has come up with a plan to use our existing soccer fields and start with the one at Holland Park which would be a good location; they are going to test it out. Also, we could add this as part of our senior games and build on that.

With help from Ms. Cindi Lane, Communications & Marketing Manager, and Mr. Beau Falgout, Senior Planner, and their teams - they are putting together a presentation about our capital projects and taking it on the road regarding employment; construction, etc.

CM McGuire - Are you going to offer that presentation to the citizens' academy? Mr. Landon - Yes, that is a good idea.

I. ADJOURNMENT

The meeting was adjourned at 11:45 a.m.

*Respectfully submitted,
Barbara Redline*

[14-07](#)

MEETINGS CALENDAR AND AGENDA WORKSHEET

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

[14-14](#)

ATTACHMENTS TO MINUTES

Attachments: [Item 2-Firefighter Physical Exams](#)
 [Item 3-SCADA Presentation](#)
 [Item 4-Housing Assistance Program Presentation](#)