



City of Palm Coast

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

Meeting Minutes

City Council

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

Tuesday, May 20, 2014

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

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

B. Pledge of Allegiance to the Flag

C. Roll Call

City Clerk Virginia Smith called the roll. Council Member McGuire was excused.

Present: 4 - Mayor Netts, Vice Mayor DeLorenzo, Council Member Ferguson, and Council Member Lewis
Excused: 1 - Council Member McGuire

Approval of Minutes

- 1 [14-173](#) MINUTES OF THE CITY COUNCIL'S:
 A. May 6, 2014 City Council Business
 B. May 13, 2014 City Council Workshop

Attachments: [May 6, 2014 Business Meeting](#)
 [May 13, 2014 Workshop](#)

A motion was made by Vice Mayor DeLorenzo, and seconded by Council Member Ferguson, that the minutes be approved. This motion was approved by the following vote:

approved: 4 - Mayor Netts, Vice Mayor DeLorenzo, Council Member Ferguson, and Council Member Lewis
Excused: 1 - Council Member McGuire

PRESENTATIONS

Proclamations and Presentations

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

- 2 [14-167](#) RESOLUTION 2014-XX APPROVING FINAL PLAT - OLD KINGS ROAD PROFESSIONAL CENTRE

Attachments: [Resolution- Old Kings Road Professional Centre Plat](#)
 [OKR Professional Centre Plat](#)

Mr. Landon provided a brief overview to this item. Ms. Constance Bentley presented a PowerPoint presentation, which is attached to these minutes.

VM DeLorenzo-There is going to be 3 access points, do they match up with the

development that is on the east side of OKR? Ans: Ms. Bentley-There was an attempt to line them up and believes one access point does line up.

Public Participation

Jack Carall-Are there plans for buildings on that property and how many buildings per acre?

Responses to public comments:

Buildings-Ans: Mr. Landon-All those questions are related to site plan and there is no site plan at this time.

CM Ferguson-Is this property part of the OKR Special Assessment? Ans: Ms. Bentley-Yes.

CM Ferguson-How will development of this project affect repayment of the utility loan? Ans: Mr. Landon-The special assessment is based on property value, like any property tax, so if they go vertical that increases the value and would increase the property taxes including the special assessments, which would go to the district, therefore pay off the loan. When they go vertical, they will pay Transportation impact fees and those impact fees will go towards paying off the loan and future improvements to the street in front of this project. This is the first step in starting to see some activity in the area.

A motion was made by Vice Mayor DeLorenzo, and seconded by Council Member Ferguson, that the Resolution be adopted. This motion was approved by the following vote:

approved: 4 - Mayor Netts, Vice Mayor DeLorenzo, Council Member Ferguson, and Council Member Lewis

Excused: 1 - Council Member McGuire

3 [14-146](#)

RESOLUTION 2014-XX APPROVING A CONTRACT WITH P & S PAVING, INC., FOR THE 2014 STREET RESURFACING PROJECT

Attachments: [Resolution - P & S Paving, Inc. Street Resurfacing 2014](#)
[Contract Summary - P & S Paving](#)
[Bid Opening Tab](#)
[2014 Street Resurfacing List](#)

Mr. Landon and Mr. Adams gave a brief overview to this item.

Public Comments:

Richard Falbo-Is this a no bid contract? When it is repaved are the companies made to guarantee their work?

Responses to public comments:

Contract-Ans: Mr. Adams-it is a bid. There is a warranty that comes with it.

A motion was made by Council Member Lewis, and seconded by Vice Mayor DeLorenzo, that the Resolution be adopted. This motion was approved by the following vote:

approved: 4 - Mayor Netts, Vice Mayor DeLorenzo, Council Member Ferguson, and Council Member Lewis

Excused: 1 - Council Member McGuire

Other Business

- 4 [14-178](#) APPOINT AN ALTERNATE LIAISON TO THE TDC BOARD IN CASE OF FUTURE ABSENCES

Mr. Landon gave a brief overview to this item.

A motion was made by Council Member Lewis, and seconded by Council Member Ferguson, that Mayor Netts be appointed as the alternate to the TDC Board. This motion was approved by the following vote:

approved: 4 - Mayor Netts, Vice Mayor DeLorenzo, Council Member Ferguson, and Council Member Lewis

Excused: 1 - Council Member McGuire

Consent Agenda

In accordance with Section 286.0114 Florida Statutes, any member of the public interested in speaking on any item on the Consent Agenda, shall come to the podium, state their name and will have up to three (3) minutes to speak.

A motion was made by Vice Mayor DeLorenzo, seconded by Council Member Lewis, that the Consent Items be Considered as reported on the Consent Agenda. They were approved by the following vote:

approved: 4 - Mayor Netts, Vice Mayor DeLorenzo, Council Member Ferguson, and Council Member Lewis

Excused: 1 - Council Member McGuire

- 5 [14-154](#) RESOLUTION 2014-XX APPROVING PIGGYBACKING FLORIDA SHERIFFS ASSOCIATION CONTRACT WITH THOMPSON PUMP & MANUFACTURING CO., INC., TO PURCHASE 4" WELLPOINT PUMP

Attachments: [Resolution for Purchase of 4 inch Wellpoint Pump](#)
[Letter-Thompson Pump Authorizing Piggyback](#)
[Florida Sheriffs Assn Specs and Quote](#)

A motion was made by Vice Mayor DeLorenzo, seconded by Council Member Lewis, that the Consent Agenda be adopted on Consent. The motion was Approved unanimously.

- 6 [14-155](#) RESOLUTION 2014-XX AWARDDING CONTINUING SERVICES CONTRACTS FOR PROFESSIONAL TRAFFIC ENGINEERING SERVICES

Attachments: [Resolution Traffic Engineering Services](#)
[Contract Summary - Traffic Engineering Services](#)
[Evaluation Summary RFQ-CD-CM-14-08](#)

A motion was made by Vice Mayor DeLorenzo, seconded by Council Member Lewis, that the Consent Agenda be adopted on Consent. The motion was Approved unanimously.

7 [14-161](#)

RESOLUTION 2014-XX APPROVING CONTINUING SERVICES CONTRACTS FOR LANDSCAPE ARCHITECTURAL AND PARK DESIGN SERVICES

Attachments: [Resolution-Landscape Architectural and Park Design](#)
[Contract Summary - Landscape Architectural and Park Design](#)
[Evaluation Summary RFQ-CD-CM-14-05](#)

A motion was made by Vice Mayor DeLorenzo, seconded by Council Member Lewis, that the Consent Agenda be adopted on Consent. The motion was Approved unanimously.

D. Public Participation

In accordance with Section 286.0114 Florida Statutes, after the Mayor calls for Public Participation, each member of the audience interested in speaking on any topic or proposition not on the agenda or which was discussed or agendaed at the previous City Council Workshop, 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.

Jack Carall-If the City decides to do away with the red light cameras and the State says no, can the State say no?

Richard Falbo-Politicians and red light cameras.

Responses to Public Comment:

State-Mayor Netts-We have seen time and time again the legislature introduced themselves into home rule. Attorney Reischmann-In accordance with the Mark Wandall Act-cameras are not mandated by the Statutes. If a city chooses not to have red light cameras they have the discretion as what they do with red light cameras.

Red Light Cameras-Mayor Netts asked each member to state if they have received anything from ATS at any time. CM Lewis, Mayor Netts, VM DeLorenzo, CM Ferguson, Attorney Reischmann, Mr. Landon all responded they have not received anything from ATS at any time.

Cause of problem-Mayor Netts-That it's the careless drivers, the inattentive drivers, the drivers who exceed the speed limit, who do not maintain a safe distance between them and the car in front of them, they are the ones who cause the problem, not city council, not the red light cameras.

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

VM DeLorenzo-Seminole Woods-several accidents at corner of southern end of Sesame and Seminole Woods. Those traveling on Sesame do not realize the street is ending and wind up crossing Seminole and drive into the woods. Resident requested some reflective signs to alert drivers. Mr. Landon-We will take a look at it.

CM Lewis-Received a call about flags left on their property? Ans: Mr. Adams-It is a problem; state law only allows those who place the flags to remove them. The markings are good for 14 days.

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

Nothing at this time.

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

Nothing at this time.

H. Adjournment

The meeting was adjourned at 9:29 am.

*Respectfully submitted,
Virginia Smith, City Clerk*

Calendar and Worksheet

[14-172](#)

MEETINGS CALENDAR AND AGENDA WORKSHEET

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

[14-181](#)

ATTACHMENTS TO MINUTES

Attachments: [OKR Professional Centre Plat Powerpoint](#)