



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 Bill McGuire
Council Member Jason DeLorenzo
Council Member Steven Nobile
Council Member Heidi Shipley

Tuesday, June 2, 2015

6:30 PM

Palm Coast Community Center

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 for each speaker.

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

A. Call to Order

Mayor Netts called the meeting to order at 6:30 p.m.

B. Pledge of Allegiance to the Flag

C. Roll Call

City Clerk Virginia Smith called the roll.

Present: 3 - Mayor Netts, Vice Mayor McGuire, and Council Member DeLorenzo

Excused: 2 - Council Member Nobile, and Council Member Shipley

Approval of Minutes

PRESENTATIONS

- 1 [15-230](#) MINUTES OF THE CITY COUNCIL'S:
 A. MAY 19, 2015 City Council Business
 B. MAY 26, 2015 City Council Workshop
- A motion was made by Vice Mayor McGuire, and seconded by Council Member DeLorenzo, that the Minutes be approved as presented. This motion was approved by the following vote:**
- Approved:** 3 - Mayor Netts, Vice Mayor McGuire, and Council Member DeLorenzo
- Excused:** 2 - Council Member Nobile, and Council Member Shipley

Proclamations and Presentations

- 2 [15-233](#) PROCLAMATION RECOGNIZING JUNE 30, 2015 AS "SOCIAL MEDIA DAY"
- VM McGuire presented this Proclamation to representatives of Office Divvy.*
- The Proclamation was Received and Filed.**
- 3 [15-220](#) PRESENTATION - UPDATE AND OVERVIEW OF REVENUE SOURCES
- Mr. Quinn, Finance Director provided a PowerPoint presentation, which is attached to these minutes.*
- CM DeLorenzo-Received a question from a resident, can the utility tax or utility fee be levied on commercial properties only? Ans: Attorney Reischmann explained the difference between a tax and a fee; what the City is authorized to impose that are authorized by the Florida Constitution.*
- VM McGuire-The Utility tax and the fees that we do not charge, does the County have the authority to tax any of those? Ans: Mr. Quinn-If the County ran our utility, potentially then they could, but within Palm Coast, we are the only one that can initiate those for our utilities within the City.*
- The Presentation was 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

- 4 [15-223](#) RESOLUTION 2015-XX APPROVING THE CONTRACT WITH P & S PAVING INC., IN THE AMOUNT OF \$1,200,000.00, INCLUDING A POSSIBLE MAXIMUM 5% FUEL ADJUSTMENT FOR THE 2015 STREET RESURFACING PROJECT
- Mr. Landon gave a brief overview of this item. Mr. Abreu, Public Works Director provided a list of streets for Council consideration, which is attached to these minutes.*
- VM McGuire-How have we performed with budget in the past 3 years? Ans: Mr. Landon-Bids are by linear feet , we add all the streets in, we give them more than what we think the bids will be to stay within budget; you establish the dollar amount and we do as many streets as possible within that dollar amount.*
- VM McGuire-We have matched our budget to our plan and have neither over-spent nor under-spent? Ans: Mr. Landon-Correct.*
- VM McGuire-If we approve this plan, we would not consider Old Kings Road until this time next year? Ans: Mr. Landon-I would suggest that it would be after the fiscal year, so it would be in 2016 fiscal year but we could do it sooner than this time next year. We would start this in the next fiscal year, which begins in October 2015 when the money would be available, then go out to bid for the remainder of the 2015-2016 streets.*
- VM McGuire-What is the likelihood that this list will be done by October? Ans: Mr. Landon-Very good; they will have it done.*
- CM DeLorenzo-What is the best rating that we are repaving? Are they all C's and D's? Ans: Mr. Abreu-They are 3's and we go to 4's.*
- CM DeLorenzo-What is the rating of Old Kings Road? Ans: Mr. Abreu-It is consistent with the 3's.*
- Public Comments:*
Jack Carall-How would this fuel adjustment affect the amount of roads that are repaved?
- Responses to Public Comment:*
Fuel Adjustment-Mr. Landon-When we go out to bid we establish a fuel price at that time; realizing that oil prices affect your asphalt because it is oil based; what we find in this business, is that if we do not allow for some adjustments as a results of the volatility in oil prices, we will get very high bids to make sure it is covered, we get a

better bid, base bid, if they know they have some leeway in there if the oil prices go up. In the contract it sets the base and then if the price of petroleum goes up so many dollars per gallon or per barrel, then they are able to recover that cost.

The Motion to approve was made approving the list of streets that do not include Old Kings Road.

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

Approved: 3 - Mayor Netts, Vice Mayor McGuire, and Council Member DeLorenzo

Excused: 2 - Council Member Nobile, and Council Member Shipley

Enactment No: R2015-62

Other Business

- 5 [15-153](#) RE-AFFIRM THE RE-APPOINTMENT OF ROBERT SCHROEDER TO THE VOLUNTEER FIREFIGHTERS' PENSION FUND BOARD
- A motion was made by Vice Mayor McGuire, and seconded by Council Member DeLorenzo, that the re-appointment be approved. This motion was approved by the following vote:**

Approved: 3 - Mayor Netts, Vice Mayor McGuire, and Council Member DeLorenzo

Excused: 2 - Council Member Nobile, and Council Member Shipley

- 6 [15-232](#) PRESENT CERTIFICATES TO GRADUATING STUDENTS OF THE CITY OF PALM COAST'S CITIZENS ACADEMY CLASS
- Mayor Netts and Ms. Lane presented the certificates to the graduates.*

Consent Agenda

Public comments shall be held 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 each to speak.

A motion was made by Vice Mayor McGuire, and seconded by Council Member DeLorenzo, to Approve the Consent Agenda. The motion was approved by the following vote: This motion passed unanimously

Approved: 3 - Mayor Netts, Vice Mayor McGuire, and Council Member DeLorenzo

Excused: 2 - Council Member Nobile, and Council Member Shipley

- 7 [15-217](#) RESOLUTION 2015-XX APPROVING THE DISTRIBUTION OF FUNDS FOR THE MATANZAS WOODS RECLAIMED WATER MAIN, PHASE 1 PROJECT, IN THE AMOUNT OF \$320,273.41, TO FLAGLER COUNTY
- The Resolution was adopted on Consent.**

Enactment No: R2015-63

- 8 [15-179](#) RESOLUTION 2015-XX APPROVING A WORK ORDER TO CONNECT CONSULTING, INC., IN AN AMOUNT NOT TO EXCEED \$51,800.00, FOR REHABILITATION OF WELL LW-23
- The Resolution was adopted on Consent.**
- Enactment No: R2015-64
- 9 [15-216](#) RESOLUTION 2015-XX APPROVING A WORK ORDER TO MCKIM & CREED TO PROVIDE DESIGN AND CONSTRUCTION ENGINEERING SERVICES FOR THE SOUTH ZONE WELL ACTIVATION PROJECT
- The Resolution was adopted on Consent.**
- Enactment No: R2015-65
- 10 [15-204](#) RESOLUTION 2015-XX APPROVING WORK ORDERS TO CROWDER GULF AND DRC EMERGENCY SERVICES, LLC, TO PERFORM DEBRIS REMOVAL SERVICES FOR A TIME PERIOD OF JUNE 2015 THROUGH NOVEMBER 30, 2015
- Jack Carall requested this item be pulled from the Consent Agenda.*
- Mr. Landon gave a brief overview to this item.*
- Public Comments:*
There were no public comments.
- A motion was made by Vice Mayor McGuire, and seconded by Council Member DeLorenzo, that the Resolution be adopted. This motion was approved by the following vote:**
- Approved:** 3 - Mayor Netts, Vice Mayor McGuire, and Council Member DeLorenzo
- Excused:** 2 - Council Member Nobile, and Council Member Shipley
- Enactment No: R2015-68
- 11 [15-205](#) RESOLUTION 2015-XX APPROVING THE CONTRACT FOR PURCHASE AND SALE WITH MR. AND MRS. KIPP RELATING TO 107 BARRINGTON DRIVE, PALM COAST
- The Resolution was adopted on Consent.**
- Enactment No: R2015-66
- 12 [15-219](#) RESOLUTION 2015-XX APPROVING THE SALE OF A PORTION OF PARCEL IDENTIFICATION NUMBER 07-11-31-7008-RPOC0-0000 WHICH IS ADJACENT TO 91 CLUBHOUSE DRIVE TO MR. AND MRS. MURRAY
- The Resolution was adopted on Consent.**
- Enactment No: R2015-67

D. Public Participation

Public Participation shall be held 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 and state their name. Each speaker will have up to three (3) minutes each 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-Hurricane season-is our City Hall going to be a shelter?

David Ferguson-Initiative to appoint a charter commission-gaining more civic involvement would be a good thing, however, those that he believes the Councilman is trying to attract may have a different agenda than what the citizens of Palm Coast really want and what Palm Coast really needs. FiberNet update.

Louis McCarthy-Complimented Cindi on the article in paper on internet to view our City Hall as it is being built. Loves the updates provided on City Hall.

Responses to Public Comments:

City Hall as a shelter? Ans: Mr. Landon-It is being built to sustain a hurricane; a shelter is designated by the County Emergency Management, it is a possibility but until it is available it is not.

FiberNet update-Ans: Mr. Viscardi, IT Director provided an overview of the FiberNet program.

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

VM McGuire-Treatment of City employees. Proposing Mr. Landon put a team together to make the work place better for our employees to protect them. Has a Tourist Development Council packet that shows what the performance is of the TDC. Economic Development and we continue to grow and attract outside interest in our area.

CM DeLorenzo-We have a young athlete from Palm Coast competing in the French Open Juniors who is doing very well. Won her second match today.

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

Mr. Landon-Thanked VM McGuire for his concern, (on behalf of all employees)

relating to abuse that government employees receive. We have steps that we take but I like your idea of formalizing that. With the new City Hall it makes a lot of sense to make sure this is addressed citywide.

VM McGuire-We as a City spend a good sum of money to improve the know how, flexibility, and value of our employees. As I reviewed this training material, (Customer Service training guide) I found that there is not enough for how to deal with obstreperous citizens. Would like to see more.

FCCMA-Our HR Division-Ms. Wendy Cullen, HR Manager was asked to provide a presentation on our health care program costs to the Florida City County Managers Association conference. Received many accolades from the League as well as our colleagues.

ISO rating-Rates our building department for how we make sure our buildings are built properly; flood plain management and fire response. Very proud to report we went from a 4 to a 2. The lower the score the better. A "2" puts us in a very elite group. The last thing we changed was our Strategic Action Plan with performance measures; the performance measure for our Fire Department was in coordination with the ISO requirements. We improved our operations and we improved our rating. Very proud. Benefit to the community-This means your insurance rates will go down.

H. Adjournment

The meeting was adjourned at 7:50 pm

*Respectfully submitted,
Virginia Smith, City Clerk*

Calendar and Worksheet

[15-231](#) MEETINGS CALENDAR AND AGENDA WORKSHEET

[15-235](#) ATTACHMENTS TO MINUTES