



City of Palm Coast

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Meeting Minutes

City Council Workshop

Mayor Jon Netts

Vice Mayor Bill McGuire

Council Member Jason DeLorenzo

Council Member Steven Nobile

Council Member Heidi Shipley

Tuesday, September 29, 2015

9:00 AM

Council Conference Room

>Public Participation shall be in accordance with Section 286.0114 Florida Statutes.

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

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>City Council meetings are televised on Bright House Networks Channel 199.

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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

Recording Secretary Yvonne Robinson called the roll.

Present: 5 - Mayor Netts, Vice Mayor McGuire, Council Member DeLorenzo, Council Member Nobile, and Council Member Shipley

D. PRESENTATIONS

- 1 [15-397](#) RESOLUTION 2015-XX APPROVING ADDITIONAL EXPENSES RELATED TO THE PA-1 REPLACEMENT PROJECT

Mr. Michael Brennan, Stormwater Manager, gave a PowerPoint presentation (attached to these minutes). Mr. Donald Schrager, Stormwater System Specialist, was also available for questions.

VM McGuire - What does that mean (construction costs only for the project) - labor and material? Mr. Brennan - Yes, labor and material.

Mayor Netts - *The design was done in house? Mr. Brennan - Yes, sir.*

Mayor Netts - *No denigration of our staff, but is this the kind of project that we are qualified to design? Mr. Brennan - Yes, since 2006 we have designed 9 of these since then and none of them have failed.*

VM McGuire - *Didn't you bring in a forensic engineer or some kind of an engineering consultant on this? Mr. Brennan - Yes, sir we did.*

VM McGuire - *Who paid for that? Mr. Brennan - We paid for it out of these funds here.*

CM DeLorenzo - *What are the results? Mr. Brennan - The results were similar to what he said; bad site conditions.*

Mayor Netts - *In describing the initial attack, you said Cline moved upstream to put the sheet pile in; could not the entire weir have been moved to an upstream location and thereby not having all of these site contamination problems? Mr. Brennan - By moving it 50 ft. upstream, we thought we were moving into under served soils; far enough upstream to be away from any contamination. If we were to move any further upstream, it probably would require additional permitting which would still be billable.*

VM McGuire - *What was the bid of the second bidder to Cline? Mr. Brennan - We didn't have a second bidder. Mr. Schrager - We only received the 1 bid from Cline.*

CM Shipley - *Did we use the same engineer both times? Mr. Schrager - It was a separate engineering firm that designed the original PA-1. When we design these, we hire a structural engineer to make the determination, etc. Mr. Brennan - Thickness of the sheet piles, how long they need to be; the profile.*

CM Shipley - *So, because we ended up going with a different length on everything and making it different, are they responsible for anything because the engineers told us to build it one way and it ended up being completely different? Mr. Schrager - For the original one, it was built to design; the construction was maybe questionable but pretty much built to design. When we do it, this one that we just built, we go straight to what the structural engineer says. Mr. Brennan - He is also the manufacturer of the sheet piles. Mr. Schrager - This one is built to our design with the sheet pile at the right spec and depth that the structural engineer determined. Attorney Reischmann - Without looking at the exact document from the City and the manufacturer of the sheet piles, when you anticipating there was a failure of the sheet piles and the manufacturer of the sheet or failure of the quantification or length of the sheet piles, if that decision was the proximate cause of the failure then it would be the responsibility upon the manufacturer. It is his understanding that other than those two factors, the design for this as well as the other 9 or 10 was done in house so there would not be an independent third party to whom to go to share in costs if there was a failure.*

Mayor Netts - *You commented that the rip rap on the downstream side is kind of a monitor; that if the rip rap starts to settle, etc., putting more rip rap in place doesn't solve the problem if it is undermining from a failure of the weir and that's what is causing the rip rap to settle. Putting more rip rap doesn't solve the problem, does it? Mr. Brennan - These sheet piles are driven down to elevation zero; you would have to go down 14-15 ft. before it causes any problems and typically what happens is it doesn't move, it just sinks and you just keep adding rip rap on top of it, etc.*

VM McGuire - *So, in terms of what we need for our stormwater, he is our resident expert (the company), so if he is a contractor and he comes out and you show him*

what you have and what you want and he probably brings some staff with him to look at it and tell you this is what he can do it for so the City makes a contract and he signs and that is the price. Now during the time this project was ongoing and the problems were surfacing that were unforeseen, like they do on many projects that we do for stormwater, at no time did anybody come before the Council and say, "Do you know what, we have to renegotiate this contract because this is a lot worse than we thought it was going to be." Also, if he was a contractor and he signed a contract to do it at this price; if he comes back at the end of the project when it is all done and say gee he needs more money because it didn't work out as well as he thought. It places the City Council in a difficult situation, because even if he is right and it turned out to be a terrible thing from start to finish, he signed a contract, he agreed to do it for that price. He was out there on that project almost on a daily basis and we saw the problems, etc., but no one at Cline at that time said this is a dozen times worse than when they agreed to this; we need to renegotiate the contract. Now the job is done and now he needs more money. Mr. Schrager - Yes, nobody came to City Council; we were working fast; as things were going it wasn't just go ahead and do it. We had some conversations with Cline about what things would cost and there were a whole slew of other ideas but staff said no we are not going to do that. Once we got the engineer's recommendation about what we had to do as far as dewatering, full lengths of sheets, etc.

VM McGuire - How does he go back to the citizens and say the contractor couldn't do it for the price he quoted and now he needs more money?

Mayor Netts - The original design called for sheet piles of a certain length; you extended that; those were design changes after the contract was bid, is that a fair statement? Mr. Schrager - Yes.

VM McGuire - If you had not been under the gun from a timing standpoint, would you have handled this differently? Mr. Brennan - We probably would have investigated other locations; possibly moving it upstream to some other point. You would still have to remove the old weir.

CM Nobile - So, he (Cline) did what he said he was going to do at that price? Mr. Schrager - Right.

CM Nobile - Who made the decision that this extra \$104,000, we are going to do it and go to the City Council and get it approved; was it Mr. Landon? Mr. Schrager - No, it was handled pretty much with Mr. Brennan.

CM Nobile - Do we have any other repairs like this that are repairs on repairs? Mr. Schrager - A couple of years ago we did one behind the yacht club and when we were there we ran into similar problems; debris field, etc.

CM Shipley - And who did that? Mr. Schrager - Cline Construction.

CM DeLorenzo - Where are we with Council's fund balance policy, where are we with the disaster reserve and where will we be after this? Mr. Chris Quinn, Finance Director - We are right now at about \$2.2 mil., so it would be \$2.1 mil. which would still be about twice the floor the Council has set.

The Resolution was Continued.

Enactment No: R2015-113

E. WRITTEN ITEMS

2 [15-372](#)

**RESOLUTION 2015-XX APPROVING THE CONTRACT WITH
ENVIRONMENTAL LAND SERVICES FOR LIME SLUDGE TRANSFER AND
STACKING SERVICES AT WATER TREATMENT PLANT 1**

Mr. Jim Hogan, Utility Systems Manager of Water Operations, gave an overview of this item.

CM Nobile - Ultimately, it gets hauled away. Mr. Hogan - Yes, ELS (Environmental Land Services) was the lowest bidder. They are out of Bunnell and they use it for making road base and paver base material; they mix it with concrete.

VM McGuire - Will this amount of sludge increase or decrease as a result of the ZLD (zero liquid discharge) that we put in? Mr. Hogan - No, two separate things. This is just the sludge at Water Plant #1 and this is just stacking and handling of the material there. The ZLD does make sludge but it is a similar process but we have a different means of disposal that we have a belt filter press which helps dewater it.

VM McGuire - Do we have a separate contract for that? Mr. Hogan - Yes, we do.

VM McGuire - It's not this person/company? Mr. Hogan - Yes, ELS does haul material away too but separate contract.

VM McGuire - But we are only considering Water Treatment Plant #1? Mr. Hogan - Correct.

CM DeLorenzo - That is probably because it has to do with hauling and the distances right; that's basically how these prices are put together; is that correct? Mr. Hogan - Pretty much, per cubic yard.

The Resolution was Continued.

Enactment No: R2015-110

3 [15-373](#)

**RESOLUTION 2015-XX APPROVING A PRICE AGREEMENT WITH
CARMEUSE LIME AND STONE FOR HIGH CALCIUM BULK QUICKLIME**

Mr. Jim Hogan gave a brief overview of this item.

VM McGuire - Has this been our vendor? Mr. Hogan - We have used Carmeuse for a number of years, probably 15 or 20 years. There were 4 bidders and they were cheapest by \$27 a cubic yard.

VM McGuire - We are happy with their performance? Mr. Hogan - Very.

The Resolution was Continued.

Enactment No: R2015-111

4 [15-386](#)

**RESOLUTION 2015-XX APPROVING THE AFFORDABLE HOUSING
INCENTIVES REPORT FOR INCLUSION INTO THE LOCAL HOUSING
ASSISTANCE PLAN FOR THE STATE HOUSING INITIATIVES
PARTNERSHIP (SHIP) ACT**

Mr. Beau Falgout, City Administration Coordinator, gave an overview of this item.

CM Nobile - What defines affordable housing in Palm Coast? Mr. Falgout - Generally, affordable housing definitions - spending no more than a third of your income on your

housing expenses; family size, income level, etc.

Mayor Netts - The County manages that program for us, is that correct? Mr. Falgout - Right, the County manages that program; the majority of the beneficiaries are in Palm Coast and the majority of the housing stock is here.

CM DeLorenzo - In section I, we could make recommendations to this document for inclusion? Mr. Falgout - Sure.

CM DeLorenzo - "Consider cost to housing" - he would like to change that to "report cost of housing" so if we had an ordinance coming up and we had to have the staff report, in that staff report it would document/report what the change to the cost of housing would be for that change of ordinance. Mr. Falgout - Okay, if we can't make the change now; we could just make it part of our standard operations.

CM DeLorenzo - The allowance of affordable accessory to residential units in residential zoning districts, he had a citizen talk to him about this; asking about mother-in-law suite, detached; what was allowed to be done. He got the code out and explained what really couldn't do because we really don't allow it. He would like to get some input from Council about it. We currently do not allow detached residential units on single family properties. Attorney Reischmann explained it may be difficult to limit this to family.

VM McGuire - What would happen if this did allow someone to live there, does that affect your property taxes; does the appraiser now take into consideration that you did have a 3,000 sq. ft. home but now you have added another couple of hundred sq. ft., etc.? CM DeLorenzo - Yes, they would know by the building permits.

CM Shipley expressed when she was campaigning she noticed a garage turned into a living space when they opened the door; she didn't understand why we couldn't do something with that. CM Nobile - He probably just did it without telling anyone.

VM McGuire - What are you really asking for here Jason? CM Nobile would like it if the land size could easily accommodate it; access, etc.

Mayor Netts - Maybe staff could give Council the potential consequences or implications. Mr. Falgout - He just wants to make sure it is clear, this would be a rental unit. Staff would not necessarily be able to restrict it to family members only.

CM Nobile added that both units could not be rented. Attorney Reischmann said it would be a code enforcement issue.

CM DeLorenzo - Family dynamics are changing, we realize that. The age of our population is changing and more and more times you have the older family members coming back to live in the house but they would still like their space.

CM Nobile maybe an attached extension for living space. Mayor Netts suggested then we may be opening the door for short term rentals.

Discussion came to a close.

The Resolution was Continued.

Enactment No: R2015-112

Mr. Nestor Abreu, Public Works Director, gave an overview of this item.

*VM McGuire - We have already budgeted for this white fleet purchase, and so if we come in at \$14,000 less than the budgeted item, where does the difference go?
Mayor Netts - Fleet replacement fund. Mr. Quinn - Right.*

CM DeLorenzo announced for the public that we gave the opportunity to the local Ford dealership to bid and they declined.

The Resolution was Continued.

Public Participation shall be 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 Nobile - He had a meeting a couple of weeks ago with the Chairperson of the Republican Executive Committee and the Chairperson of the Democratic Executive Committee and they brought their few "R"s, a few "I"s, a few "D"s and we sat down together in the same room. They called on him; they proposed two questions: they asked why there was such strong opposition to a charter review and then they asked him to bring up the creation of a charter review for vote because they wanted it to either get approved or not and be done with it. They are looking at they believe they can get the signatures needed to get what they want changed on the ballot but they don't want to, they want to have an open forum discussion on what gets in there, how it gets in there; they don't want to be the ones to formulate it. Also, he read from an article in the Palm Coast Observer from January 15, 2015, 15th Anniversary Edition. It was an interview with James Canfield, Ex-Mayor, and he said, "We are now in a period of seeing economic recovery, hopefully, it will be a long term period growth and prosperity. If I were sitting on the City planners I would make two recommendations: 1. Build the City economy by maintaining, increasing our retirement base and, 2. Establish a charter review commission." Then he goes on to say, "Our City Charter was approved by the Florida Legislation in 1999, it reads, 'the charter shall be reviewed no sooner than 10 years after the creation of the City of Palm Coast December 31, 1999.' " It looks like he is saying two things in that article, one is that he believes that when the charter was created, the intent was that the charter would be reviewed after 10 years and he believes it is critical and this is one of the scribes which he was asked to go and talk to. He didn't talk to him but he found this article. So, basically, where he is at right now is he is just offering Council information that is what he is doing right now. He has gotten bipartisan support for a charter review; he has gotten the original scribes who are in belief that the charter shall be and they believe the intent was that it was to be done. There is a lot of information out there coming out in newspaper articles, comments, etc., that this is somehow his attempt to take over the City government; trust him if he was to take over anything, it wouldn't be government. He has no underlying agenda except to represent the people that come to him and ask for this. Next business meeting he will make a motion to create this review and then if someone wants to second it and vote on it. Then if it passes, it passes; if it doesn't then they know what their next step is going to be. So, if anybody has anything to say, he is listening otherwise he will move on.

CM DeLorenzo - Without embarrassing anyone that participated in your meeting, one of them spoke to him and CM DeLorenzo asked him if he had read the charter and he said, "No." CM DeLorenzo responded that you realize the charter, other than the metes and bounds is like 10 pages, right? He said, no - it covers the whole City and he said, no it covers just how the government operates. So, he still has not had, other than that one person, who came to talk to him about it. He has not had one person ask him about charter review still.

CM Nobile - That is because we are mixing terminology. They are not asking me for a charter review, they are coming to him and asking him for changes to things that can only be changed in the charter. See, what he is saying? So if you want to change how City government functions, what are the duties of City Council, that has to be done through the City charter.

CM Shipley - In reading those eight pages, do you feel everything in those eight pages is the way it should be?

Mayor Netts - Yes.

CM Nobile - It says that a candidate must reside in a particular district that he also be voted in by that district and not by large, so that is one thing. All these people didn't come to him and say they want a charter review. They said, they want this so he being practical said all of these things would require changes to the charter so why not look at it and do a charter review for this to see; take it through a process that brings more of the public and more of the citizenry involved in, "Hey do we want this." So, it's been brought up but is it something that everybody wants? He has a desire that we have the review; these things are discussed and then people come to him and ask for them over, and over, and over, etc. They call him, they stop in the shop.

CM DeLorenzo - This is the second time he has said publicly that no one has ever contacted him about this. He anticipated that he would be contacted but no one did.

CM Nobile - He told them what CM DeLorenzo said, why are they getting in touch with him and because we have spoken to the Council before and they did nothing.

CM DeLorenzo - That is not true.

Mayor Netts - To the best of his recollection, in the 14 years that he has served this City as an elected official, one person has raised the issue of charter review and that was to get rid of the Mayor. That was the one and only time that anyone has raised the issue to him.

CM Nobile - It has been suggested that the qualifications need to change, primary residence that was something else.

Mayor Netts - So we have single member districts, we have salaries, we have qualifications.

CM DeLorenzo - Single member districts would cost more money on the ballot.

CM Shipley - How much does it actually cost to do a review?

Mayor Netts - It depends on how you do it. As he reads the charter, and it is not crystal clear; there are three ways: City Council can put something on the ballot this coming November 2016 if we chose to. We could say okay we want to go single member districts, write it up; put it on a ballot and see if people want it. That would

just cost the amount of money the Supervisor of Elections would charge us for that much more space on the ballot. Option 2, we can create a charter review committee of five citizens; one appointed by each of the five of us. That doesn't cost you anything but you would almost certainly want to hire a facilitator for those meetings to help guide, structure, and if nothing else if CM Nobile says he thinks we should have such and such, the facilitator could then write it down in a fashion that would be acceptable for a ballot. So you would have the cost of the facilitator, staff time and then it says you will have two public meetings so the cost there; maybe \$15,000-\$20,000, he is just guessing.

VM McGuire - *The last election to put a referendum on the ballot was \$40,000.*

CM Shipley - *But we wouldn't have to do a referendum.*

Mayor Netts - *Then the third option, is, as CM Nobile indicated, the citizens get enough signatures on a petition and then it goes on the ballot as is. The problem that he has with this; way down deep he says if it ain't broke, don't fix it. He is not aware of any significant problems. Another thing that he has heard, is why do we have four districts, we should have six districts; six Council Members and a Mayor; seven-person board; you would get better representation. It is his understanding that that was done here in a city relatively near us and three of the six existing Council Members lost their seats because they got districted out because when you take four and draw seven, depending on where you live, you may or may not have to run for election all over again. Do the seven people better represent the City than five? He doesn't see how; we have a diversity of opinion as it is. City Council salaries, that doesn't require a charter amendment to change it; City Council can propose that at any time and we did several years ago. He understands that as CM Nobile said, he would much rather have someone else vote on his salary than him. If we were on the County Commission, whose salary is established by Tallahassee; they never vote on their salaries. He might even consider in his dying days on City Council introducing a salary modification, cost of living increment each year. We are all making the same money we were making about eight years ago, whenever our salaries were changed.*

VM McGuire - *We make the same amount of money that the City Council Members in Bunnell make.*

Mayor Netts - *Yes, actually there was a time when the Mayor of Bunnell made more than the Mayor of Palm Coast, but that is neither here, nor there. He came from a state where the school board was 100% voluntary; our school board makes significant money. We could do that. This to him is not the cost of the charter review but what is it that you want to change. He is very much opposed to single member districts for example.*

CM Nobile - *Yes, you may oppose and he may oppose some things but isn't up the citizenry to decide how the government is governed; that is what this document is. His fears are sitting down with these people, and thank God they were all amiable and there was no fighting with the Democrats and Republicans together and they were very confident that the things they want changed that they could get 6,600 he thinks he said. What scares him is that now they are going to write it up and what they write up is going to get on the ballot. He would rather have, than a group writing something up, he would rather have an open discussion. First of all, is there enough support for that - salaries or single member districts; what are the pros and the cons so people understand it. Especially, not so much for whether it gets on the ballot or not but there is discussion about that they understand what it is if it gets on the ballot when it is time to vote on it. He is glad, if this were to happen now, he would rather it happen next year than an off year where voter turn out is low.*

Mayor Netts - There would not be an off year opportunity.

CM Shipley - It has to be the year before the election.

Mayor Netts - You start the process the year before but to change the charter it has to go to a ballot and the only ballot we have is an even numbered year so you wouldn't be able to do it in an odd year.

CM Nobile - He means a non-presidential election year is an off year. This election is going to be a good turn out. Technically, they are better than non-presidential election years. He just wants to bring it to a finale and then bring it to them. If it doesn't pass, if you want it this is what you have to do. If it does pass then we are going to do it; get your stuff together and bring it to the commission/committee.

CM DeLorenzo - The charter to him, and he kind of opposed it from the beginning, but he has read it several times and he really doesn't think there is too much to be changed; for salaries maybe but he is not even convinced that needs to change; there is something about serving.

CM Nobile - Yes, there is and one of the suggestions, which he got beat up on very bad and it was all misinformation and lies, was there is a large group, bipartisan, no conspiracy or anything like that, that wants to change the duties of the City Council and get them more involved in the day to day. But if that does, then in conjunction with that.

CM DeLorenzo - You mean the living wage.

CM Nobile - Exactly, that is what we are talking about.

Mayor Netts - Then you would need to elect people who had the expertise carry out their functions.

CM Nobile - No, you are missing what they are saying; this is where it went off - this is what he has been told - he has looked through this plan and it is a very common management practice but what they are talking about is this - we have a City Manager. No one is talking about changing the Council/Manager structure or that. There is the Manager and then there are the directors of the various (departments) but each Council Member would be responsible to the people for these certain divisions.

Mayor Netts - How do you enact that? So, we make CM Nobile liaison to the building department for example. What do you do that is different than what you do now?

CM Nobile - It makes him responsible to the people for what goes on there; it put him in the day to day of what is going on there so he can see. People feel, and he is not talking about a dozen, he is talking about thousands of people in this town, believe that the focus and direction of the town is directed by the City Manager. He has all full confidence in what Mr. Landon does but they believe that he directs the town; not the Council. What he hears, is the Council approves what the Manager brings to them.

CM DeLorenzo - The Manager puts together the programs that we set policies for.

CM Nobile - But we are not part of that.

CM DeLorenzo - The strategic action plan - we set it every year.

CM Nobile - It is not policy and it is not strategic action plan; we want to grow our economy and then we say okay go. That doesn't put him involved in what the City Manager is directing that director to do. Do you see what he's saying?

CM DeLorenzo - That sounds like it could work except for you are saying that someone is going to leave their profession, take the risk of being elected to the City Council so that they can have a full time position as the whatever?

CM Nobile - Isn't that what they do at the County?

CM DeLorenzo - No.

Mayor Netts - They are defined by State Constitution as full time employees, but the reality is none of them puts in 40 hours.

CM DeLorenzo - So, he is committed to the City, he is going to leave his job/profession, take the risk; he now has this role, in 4 years he loses; now what - somehow he is going to enter the workforce again and pick up my profession again perhaps.

Mayor Netts - In reality, under this circumstance, you won't leave your profession; we will restrict applications to Council that can afford it.

CM DeLorenzo - That is what he was going to get to, you are losing the opportunity for diversity because you would have primarily retirees.

CM Nobile - No, he thinks CM DeLorenzo is 100% wrong. If we are giving them more responsibility and we are giving them a living salary, that broadens.

CM DeLorenzo - How could you be involved in the day-to-day operations if you are going to work every day?

CM Nobile - You are not. If you have a living salary, then you don't need to or you can do something part time.

Mayor Netts - Until you lose the election and then you are out on the street.

CM Nobile - Wait a minute, that is how it works.

Mayor Netts - That is why you have a very wealthy Congress.

CM Nobile - You are arguing to me about . . . you are basically telling me we are useless.

CM DeLorenzo - No.

Mayor Netts - Absolutely not. If you define yourself that way, shame on you.

CM Nobile - The other thing you are telling him is that unless he is retired, he can't put the time in that is necessary. Let the people deal with this. We can argue all day long and he doesn't want to over implement his opinion; people might say, "No, they don't want that." He doesn't want to get into what he thinks what you think. He doesn't want to get into a thing with it, but that is what different sectors feel that City Council does too much or City Council does too little. So, it is boils down to who has more people that think their way.

VM McGuire - You as a City Council person, you can get involved in the day-to-day affairs of the City to whatever degree you choose.

CM Nobile - No, that is not true. The charter says he is not to interfere.

VM McGuire - He comes up here every day and talks to the staff members to find out what is going on and find out what direction they are moving in, and if he doesn't agree with it then he sits down with the City Manager.

CM Nobile - You can do that because you are retired; he is not. You make the time. He owns a business; he doesn't have time to come up here every day.

CM DeLorenzo - So, if the charter changes are you going to close your store?

CM Nobile - He wouldn't run.

CM DeLorenzo - Now, that goes to the potential diversity; the opposite of what you just said.

CM Nobile - No, because people like him are the only people that can run now. He has the ability to come here on 3 Tuesdays a month in the morning and a Tuesday at night and he everybody he knows couldn't do that; they just couldn't take off every Tuesday to come to a Council meeting so they can't run.

Mayor Netts - What would you consider a living wage?

CM Nobile - He would not consider a living wage but what the suggestions have been is a comparison to the County and then a CPI; 75%.

Mayor Netts - 80%, so 80% of the County.

CM Nobile - Whatever the County's salaries are that they can afford the time; that's again; it could be less, it could be more. He doesn't think people should get rich in government because there is that component of service.

Mayor Netts - How do we account for the Clintons?

VM McGuire - That is Arkansas, this is Florida.

Mayor Netts - He is just going to share one thing and he understands what he is getting at; when he was first elected to City government in New Jersey, we had kind of a mixture. It was a Council/Manager form of government but Council there had specific assignments. At the time, he was still in the classroom as a teacher; he didn't think he had moved into administration; he was assigned to public safety so he was the fire commissioner and police commissioner and he was also assigned as the finance chairman. Sitting next to him was a hold-over from a previous election, he was a CPA (certified public accountant); he was assigned to be liaison to the public library. Just because you get an assignment, it does not mean you are qualified to do that. It becomes very political, but you are right make the motion and . . .

CM Nobile - He agrees with the pros and cons, because there are always pros and cons to everything. He likes the Council/City Manager form of government; he doesn't like personally that the manager is in more control than he can get involved even if he had the time. He simply is not going to direct, nor is he going to get involved. He can ask questions, he can do that here; ask all the questions and get all the information

he needs; he doesn't need to go but technically based on the charter that is all he can do. He can only go in and talk to the employees; ask information; he would like to be part of their day-to-day so that when the City Manager says - he is trying to think of an example and he can't - it's just when something is going to be done and we get a recommendation; staff has worked on it for months okay here is the recommendation. He always feels like we are not getting everything that we could have. He feels like we are getting what is directed to the staff; he is not throwing in malfeasance; he is not saying that we are doing anything wrong; we are only getting one thought of that so if he is in there, he would like to be able to say what about, what if we - before the staff. . . This is what he feels terrible about, staff is going to work on it for six months, then it comes here and here's your two choices. What is he going to say, "no, go back to . . ." He would rather be ahead of that and say wait a minute there is three choices or four choices; let's look at this, let's look at this and that can't be done by one person everywhere.

CM DeLorenzo - At the end of all of our agendas there is this worksheet of what is coming up. If there is something that you see there, you don't go meet with the director to talk to them about it?

CM Nobile - He talks to the City Manager every day.

CM DeLorenzo - No, but the director?

CM Nobile - If he has questions, if he doesn't understand it.

CM DeLorenzo - Well, you can give input.

CM Nobile - He understands that.

CM Shipley - She is just saying because of the topic right now, she knows she has gone to the City Manager; if she goes to the City Manager and says she really doesn't like the way this has been handled; this is wrong the way this is being handled and she would like to talk to him about it; she has been told that she needs to stay out of it.

CM DeLorenzo - He assumes this has to do with personnel?

CM Shipley - Yes.

CM DeLorenzo - You can't have the five of us intervening in personnel; you would undermine the management.

Mayor Netts - Not only that, personnel matter; he says hire him and she says don't hire him.

CM Shipley - No, that wasn't the case and it wasn't the only case.

CM DeLorenzo - He doesn't know of a specific thing; he is trying to think of what scenario applies to it; he assumes it's personnel.

CM Shipley - She wants to at least be heard; at least be able to say to the City Manager, "can you look at the way I am looking at it." Now that person may be fired for going to you; she has a problem with that; she thinks that is her only thing. If she looks through the charter, does she have four or five things that she put question marks next to and said she could see somebody reviewing this. She is not sure she could see somebody reviewing it if they haven't sat in this job. How you run or how

you see your City Council job going might be different than her and CM Nobile since they are new but she knows that since she said okay with CM Nobile on the charter review she has had a little bit of a cold shoulder and people acting a little different because you want to side with him.

CM Nobile - The other thing you go back to which he didn't elude to is this is part of why he was elected because this is what these people, when he would go and talk to people and they would . . . , this is what they wanted, they wanted a change. So, he is offering and he is giving it to them; can't give it them, but can offer it.

CM DeLorenzo - Since no one has ever talked to him about it, then he has to put some weight that it is the circle of people that you see.

CM Nobile - He doesn't hang with the Democrats, not for any specific reason.

CM DeLorenzo - He didn't mean it like that, he meant citizens, businesses, etc.

CM Nobile - These people came to him. He had a guy call him on the phone after the last business meeting. He never spoke to him before in his life and he is the one who arranged this meeting, and his mind was identical to his and the other people he does know. So, that is what he is saying he is trying to get outside of that. You also have the Ex-Mayor of Palm Coast saying that we need to do it.

Mayor Netts - We don't even know he said that.

CM Nobile - It is printed.

Mayor Netts - Then it must be true.

CM Nobile - That is terrible, so then you should call the Palm Coast Observer and tell them they are liars. This was a quote, and he told you where, January 15, 2015, in the special edition; they did an interview with Mr. Mayor and the Ex-Mayor. That is what he said. He said there are two things, and CM Nobile agrees with both of them, 1. Is we need to continue to maintain our retiree population to help stabilize our community and our economy; and 2. We need to do a charter review. So, of all the things he could have said, that is one of the things he said.

CM Shipley - Couldn't we possibly take this as we do everything else - Ralph Carter Park, they had an issue; people came forward and just make a notice out there. If you feel that you want the charter review, come on in and if no one shows up then you know.

CM Nobile - He was elected to represent them; they don't need to come here and sit here because they said Steve, "you go there, this is what we want; you bring this up."

Mayor Netts - That is why there is five of us.

CM Nobile - Exactly.

Mayor Netts - He feels he represents the same people you represent.

CM Nobile - That is why he says, next week he will bring it up and if it goes nowhere, it goes nowhere, and then we don't have to talk about it anymore until they do something.

Charter Review Discussion

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

No comments.

I. ADJOURNMENT

The meeting was adjourned at 10:34 a.m.

*Respectfully submitted, Yvonne Robinson, Recording Secretary, and
Barbara Redline, Records Coordinator.*

15-390 MEETINGS CALENDAR AND AGENDA WORKSHEET

15-408 ATTACHMENTS TO MINUTES