



City of Palm Coast

City Hall
160 Lake Avenue
Palm Coast, FL 32164
www.palmcoastgov.com

Meeting Minutes City Council Workshop

Mayor Jon Netts
Vice Mayor Heidi Shipley
Council Member Robert G. Cuff
Council Member Jason DeLorenzo
Council Member Steven Nobile

Tuesday, September 13, 2016

9:00 AM

City Hall Community Wing

City Staff

Jim Landon, City Manager

William Reischmann, City Attorney

Virginia A. Smith, City Clerk

>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 Bighthouse Networks Channel 495 and on AT&T U-verse Channel 99.

>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

Records Coordinator Barbara Redline called the roll.

Present: 4 - Mayor Netts, Council Member Cuff, Council Member DeLorenzo, and Council Member Nobile

Excused: 1 - Vice Mayor Shipley

D. WRITTEN ITEMS

- 1 [16-344](#) RESOLUTION 2016-XX APPROVING THE COST-SHARE AGREEMENT WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT FOR THE PALM COAST FLOOD CONTROL STRUCTURE BS-2 PROJECT

Mr. Landon gave a brief overview of items 1-3. Mr. Brian Matthews, Utility Environmental Specialist, gave a PowerPoint presentation (attached to these minutes). Mr. Mike Brennan, Stormwater Manager, was available for questions.

CM Nobile - We haven't gone through the process yet, right? Mr. Landon - No, that is why I started off by saying these will come back to you before the actual construction; this is strictly the funding. If we don't do the projects, you don't get the money. These are in our budget and in our 5-year capital improvement plan.

CM Nobile - Will this affect our next year's budget in the sense of since we are getting this money, we can do something else, more, additional? Mr. Landon - He doesn't recall if these dollars were anticipated in the costs. Mr. Christopher Quinn, Finance Director - Some of them were. Mayor Netts - Anticipated revenue; anticipated expenses. Mr. Landon - Two funds involved, the weir comes out of the stormwater fund and obviously the wastewater project comes out of the utility fund, so it doesn't have any impact on our general budgets or funds.

CM Cuff - So, when do you anticipate the actual start date? Mr. Matthews - The BS-2 is immediately, November 1st is when we anticipate design; master pump station at Matanzas Woods is currently scheduled for November 20th and that is at 90% design currently. The reclaimed water line along US1, construction will start April 1, 2017, and we have yet to begin that project in terms of design.

CM Cuff - The reclaimed water line is irrigation, correct; it's not just for US1 right-of-way landscaping? Mr. Matthews - That is correct; the more important part of it is for recharge. Mr. Brennan - BS-2 has already been designed; we have already received qualifications from contractors that we are going to select from to do the project; it should go out to bid this week and we should have it in front of Council within a month.

The Resolution was Continued.

Enactment No: R2016-87

- 2 [16-359](#) RESOLUTION 2016-XX APPROVING THE COST-SHARE AGREEMENT WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT FOR THE RECLAIMED WATER IRRIGATION ALONG US1 AND PALM COAST PARK PROJECT

This item was discussed along with item 1.

The Resolution was Continued.

Enactment No: R2016-89

- 3 [16-345](#) RESOLUTION 2016-XX APPROVING THE COST-SHARE AGREEMENT WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT FOR THE BELLE TERRE/MATANZAS WOODS MASTER PUMP STATION PROJECT

This item was discussed along with item 1.

The Resolution was Continued.

Enactment No: R2016-88

- 4 [16-354](#) RESOLUTION 2016-XX APPROVING PIGGYBACKING LAKE COUNTY,

FLORIDA, CONTRACT #14-0618 WITH PORT CONSOLIDATED, INC., TO PURCHASE FUEL PRODUCTS

Mr. Landon gave a brief overview of this item.

CM Cuff - Why is it just certain departments? Mr. Landon - Public Works with some of their equipment need special fuel not the kind you put in the car; so we have a separate contract for delivery of fuel to our fuel depot; this one is for a much smaller quantity out of Public works for some of their specialty items.

CM Nobile - What gauge are we using to identify that this is a good price for us? Mr. Landon - Someone else went out to bid and this was the low bid; very typical.

The Resolution was Continued.

Enactment No: R2016-90

5 [16-366](#)

RESOLUTION 2016-XX APPROVING THE SUCCESSOR WAGE ARTICLE OF THE COLLECTIVE BARGAINING AGREEMENT NEGOTIATED BETWEEN THE CITY AND NORTHEAST FLORIDA PUBLIC EMPLOYEES, LOCAL 630, LABORERS INTERNATIONAL UNION OF NORTH AMERICA, AFL-CIO FOR FISCAL YEAR 2016-2017

Mr. Landon gave a brief overview of this item. Ms. Wendy Cullen, Human Resources Director, was present for questions.

CM Nobile - The last vote was to not? Mr. Landon - The last vote was to stay as union by one vote. One of the people challenged that and they agreed that the election could have been tainted so they agreed to schedule a new vote to determine whether or not they stay a unit. We have nothing to do with this. Now, they have asked not to hold the election as of yesterday.

CM Nobile - So, the union is participating in Public Works now? Mr. Landon - They were voted in a couple of years ago. Ms. Cullen - The election they had 6 weeks ago, they elected to keep the bargaining unit by one vote so Public Works and Utility are still in. The election was going to happen to see if they wanted to be in or out but that election was called off so we do have a collective bargaining unit covering the Public Works and Utility's staff so we are just continuing on negotiating and do what we need to do with that unit.

CM Cuff - This resolution that we are looking at today is strictly for the "me too" clause? Mr. Landon - The pay raises for next year are to be the same as all other employees; pretty boilerplate.

CM Nobile - So this won't be revisited over and over? Ms. Cullen - It will in a year. They have asked to negotiate for wages every single year.

The Resolution was Continued.

Enactment No: R2016-91

E. 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 topics on the workshop agenda or any topic or proposition not on the agenda, 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 - When we get grant money is it the same as when the State sends you back your tax money? It doesn't go through the County does it or does it come straight to us?

Response:

Mayor Netts - There are three different ways we could get money back from the State. By State statute certain things are shared by a formula; they collect X amount of gasoline tax, by a formula we get a certain amount back. Sales tax; some funds from the (St. Johns River) Water Management District-SJRWMD are competitive grants; you submit a project, if it meets their criteria then they will fund it. It is not an entitlement grant but a competitive grant that gets measured against everybody else's project and then they fund the top ones. There are some funds that come back from the State that are entitlement grants because you are a certain size or because you offer a certain service you are to get this amount of money. Several years ago, we had an opportunity with the CDBG Grants. There are two ways you can fund them when you reach a certain size city. If you are a certain size, you can apply for competitive grants which is a larger pot of money; potentially you can get more money or you can have an entitlement grant where it is slightly a lower amount of money but it is guaranteed every year. The City chose the entitlement grant process which guarantees you the money because the competitive grants, sometimes you get it and sometimes you don't. In this particular case, these grants are from the SJRWMD and they meet the criteria. These are grants designed to protect, preserve, enhance the water quality and the water availability. Mr. Landon - Added, these grants do not go through the County. Mayor Netts - Some grants do go through the County, but this one comes directly to us.

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

CM Nobile - Last week, Jack (Carall) brought up the question about the car wash and reclaimed water. He talked to them and we don't provide them with reclaimed water? Mr. Landon - No.

CM Nobile - Are they required to reclaim their water? Mr. Landon - Yes.

CM Nobile - They use City water and internally reclaiming their water? Mr. Landon - They use a filtering system with internal circulation. Coconut car wash on Old Kings Road is on reclaimed. Mayor Netts added the one on Old Kings Road North is also using reclaimed water.

Jack Carall - Do they have a separate meter for that; reclaimed water? Mr. Landon - Yes, we do charge for it at a greatly reduced rate.

CM Nobile - The new one that isn't on the reclaimed line also doesn't pay for the sewer side, they are just paying for the water? Mr. Landon - That is correct.

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

City Attorney Anthony Garganese was sitting in for Attorney Reischmann - He had no comments.

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

We had a very nice weekend; three events. 9/11 event at Heroes Park was very moving. Ms. Denise Bevan will give a full report on the Intracoastal Waterway Cleanup event which was very successful; then the Senior Games are going on and we are getting a lot of positive feedback and that goes on through Sunday (9/18). Parks & Recreation is very busy coordinating all these different venues.

Council asked for update on the Freedman Lane resident that got up and accused us of targeting her. The statistics just do not confirm that at all; typical rumor. Freedman Lane from 2011-2016 had 138 violations or notices on that one street. She had said one officer is targeting her; the fact is that she has one officer that lives in the neighborhood and so she believes that he is targeting her. The fact is that officer hasn't issued one notice or citation and we don't allow them to work their neighborhood; it is just not good business. We have had 5 different code officers who issued 9 different violations. Also, 7 of them are overgrown (violations) and that is where you get into repeat violations where they constantly have to go out and look. One was for unregistered rental property and the other was for a political sign placed in our swale, not on private property. It went to Code Board for the repeat offense so we continue to try to get the property owners' attention. The first one in front of Council was the tenant and they said they are going to make changes; got a lawn service so they are out there mowing. Public perception, there are two sides to all the stories. It takes too long to get things corrected unless it is your property and then we don't take long enough. This is one we have chronic problems. It is a neighborhood that they just keep pointing fingers at each other. Common scenario here.

CM DeLorenzo - Is it constant or is it flareups or should we consider a knock and talk with everybody on the street? Mr. Landon - We have. CM Nobile - This is political. It all started with the 2014 election. Mr. Landon - It has some interesting history that we are not going to be able to solve.

The individual with the water in Grand Haven, it is always disturbing when someone comes to a public forum and comes with a problem and it is the first time we have heard about it. Obviously, we take water quality very serious. We have been flushing the lines out there this week. Mr. James Hogan, Utility Systems Operator I - We responded the very next day to Village View Way, Mr. Herndon's residence. He had a legitimate concern. He installed a bank of filters on his incoming water line to remove any sediment that might be in his water. The homeowner explained to Mr. Hogan that there were technicians out there working on the hydrants and doing some maintenance and when the technician opened it up he may have opened it up a little too high of a rate and the water backed up a little bit. The water mains that provide a community water service are designed primarily for fire protection, etc. Under normal residential usage the smaller diameter lines (low flow, low velocity); what happens is if you get too high of velocity in those big mains; over a long period of time sediment can accumulate in the bottom of them and it can stir that up and that gets brought into

the smaller diameter residential mains and he believes that is the situation there. Grand Haven was turned over to us several years ago and we haven't done any high rate flushing in there and those mains have been installed for quite some time. They do accumulate some sediment over the years. We developed a hydraulic model where we looked at just that particular area and when we flushed Village Way, there are two cul de sac streets off of Waterside Drive. 10" main runs down Waterside Drive, 8" main comes off of that and then two 6" mains on the individual cul-de-sacs. So, we opened up hydrants in the Beach cul-de-sac about 350 gals. per minute to rid the main of any accumulated sediment and there was some junky stuff coming out; mostly from the hydrant barrel. The hydrants when they sit there unused for a period of time, they have some iron on the interior.

CM Nobile - We are talking solids? Mr. Hogan - No, colored water. It cleared right up after about 5-10 minutes. We have requested that Chris Johnson, our hydrogeologic modeler run a set up for the whole community of Grand Haven. Over the past three years, we flushed almost the entire community. Grand Haven and some of the bigger neighborhoods we did not. Typically, Grand Haven is pretty well built out so they handle their own, etc. We are going to go ahead and plug that into the program and we will start and go in and do the large diameter trunk lines, flush them at a high rate, etc. He believes Mr. Herndon was happy with our response and he will see a marked improvement in his water quality and once we get the whole community of Grand Haven flushed, we will go back and flush out his street and make sure there is nothing else there.

Mayor Netts - For the public, the material whether it be in suspension or solution, it is not toxic, it is not harmful, it is not carcinogenic, it is aesthetically unattractive. Mr. Hogan - Yes, we run bacteriologic analysis at 80 sites every month and there is no degradation of micro bio in our drinking water.

CM Nobile - Will he be able to get rid of his filters? Mr. Hogan - That is a personal choice. There was discussion about the different filters at the residence and replacing them when necessary and covering them from sunlight. Mr. Richard Adams, Utility Director - He is filtering out calcium, it is not white it is like yellow or brown and he might be filtering out some iron which is oxidized so it is reddish.

CM DeLorenzo - It sounded like he engaged us a year ago, with no satisfaction. Mr. Hogan looked in the customer service records, and he could not find where he registered a complaint. Mr. Hogan also gave Mr. Herndon his cell number and said if he has any problems to give him a call and they will be right over to take care of it.

I. ADJOURNMENT

The meeting was adjourned at 9:40 a.m.

*Respectfully submitted,
Barbara Redline*

Calendar and Worksheet

[16-368](#) MEETINGS CALENDAR AND AGENDA WORKSHEET

[16-375](#) ATTACHMENTS TO MINUTES

