



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, October 25, 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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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

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

D. PRESENTATIONS

- 1 [16-428](#) RESOLUTION 2016-XX APPROVING THE CONTRACT FOR SOLID WASTE COLLECTION AND DISPOSAL OF RESIDENTIAL SOLID WASTE, YARD AND BULK WASTE, HAZARDOUS WASTE AND RECYCLING

Attachments: [Resolution-Residential Solid Waste Collection Contract](#)
[Contract Summary - Waste Pro](#)
[Notice of Intent to Award - RFP-ADM-CM-16-01](#)

Mr. Landon gave a brief overview of this item. Mr. Beau Falgout, Director of Central Services, gave a PowerPoint presentation, attached to these minutes.

CM DeLorenzo - Do you have some numbers to go with that (Selected Alternates slide)? Mr. Landon - At the peak, we were close to 900 pickups a year and then that dropped off and it was about half of that; .20 cents per residence is about \$80,000 a year in revenue. If you have a thousand pickups, that is \$75,000. If you have 500, then you're down to half of that. (.20 cents is actually a reduction for our residents).

CM Nobile - So, how do we include that in our taxes if we went with the \$75? Mr. Landon - We are proposing the .20 cents; so they pay the same amount.

Mayor Netts expressed his dislikes with the minimum amount that could be picked up in the old contract. He hopes in the years to come, Palm Coast being an environmentally sensitive community, will advocate more and more for hazardous waste. He is in favor of the .20 cents.

CM Cuff - He tends to agree with that, and the drop is probably because residents are not aware of it. Mr. Landon - We plan to promote it more.

VM Shipley - Where would the difference go if it was that the \$75 option made less money and we collected .20 cents from the residents? Mr. Landon - It would stay in the solid waste fund and we get a bill from Waste Pro every month saying we did X amount of pickups and we will use that to pay the bill each month; it stays with the City.

CM DeLorenzo - With the continuation of CNG (compressed natural gas) there is no provision for fuel surtax? Mr. Falgout - There was no fuel adjustment; the only fuel adjustment would be with the CPI (Consumer Price Index) if it went to 7 years. The current contract fuel price is going to be the price for those 5 years.

CM DeLorenzo - The dollars the City receives back for recycling; has there been any change in that? Mr. Falgout - Yes. Mr. William Redman, Sr. Vice President of RCG Consulting, Inc. (the City's solid waste consultant) - What has happened to recycling the last several years is there is a glut in the market. It is actually cheaper to go with raw materials as opposed to go through the process of collecting recyclables and then turning them back into raw materials. So, what we have done is we have put it into the contract a set amount .40 cents (sic .20 cents) per household per month. Mr. Landon - It encourages Waste Pro to collect the recyclables, and hopefully recycle more because before we were getting all the revenues, and they had absolutely no incentive whatsoever; now they can make some money on it and maximize it.

CM DeLorenzo - How does the dollars and cents work out compared to the last few years? Mr. Redman - The revenues continue going down, etc.

VM Shipley asked if we could work into the Citizens Academy education on recycling. Mr. Landon - Absolutely, we pushed that in the past and right now it is time to really get that information out there again. We recently had a webinar on recycling and the changes in the market. We can update the information to the residents also. Mr. Redman stated there is language in the contract that requires Waste Pro to create opportunities to educate the residents. Mr. Landon - Yes, Waste Pro is required to show up at so many events per year and promote recycling.

Mayor Netts suggested that we ask Waste Pro to join with us, for example at Florida League of Cities, and encourage other cities to do the same thing concerning recycling and front door hazardous waste pickup.

CM Nobile - How are we going to deal with the problems we have had with Waste Pro over the last year; missed pickups and a lot of complaints? Mr. Landon - The number of complaints have reduced, since we sat down with them. In fact, they have put a lot of effort forward. The other thing is, we fine them and try to hit them financially when they don't perform and do what they are supposed to, and we will continue to do that.

VM Shipley - They did great after the hurricane, right? Mr. Landon - Yes, they have been very cooperative.

Mr. Falgout clarified the change was from .25 to .20 cents (not .40 cents regarding recycling).

The Resolution was Continued.

Enactment No: R2016-112

2 [16-425](#)

RESOLUTION 2016-XX APPROVING A CONTRACT WITH S.E. CLINE CONSTRUCTION INC., INCLUDING A 10% CONTINGENCY, FOR RECONSTRUCTION OF THE WATER CONTROL STRUCTURE KNOWN AS BS-2 ON THE BARRISTER WATERWAY

Attachments: [Resolution - BS-2 Reconstruction](#)
 [Contract Summary-S.E. Cline Construction, Inc.](#)
 [Notice of Intent to Award - BS-2 Water Control Structure](#)
 [BS-2 Location Map](#)

Mr. Landon gave a brief overview of items 2, 3 and 4 and explained we do not yet have the bids in. Mr. Michael Brennan, Stormwater Manager, gave a PowerPoint presentation, attached to these minutes.

CM DeLorenzo - Waterway access is for us to get in there to clean it out? Mr. Brennan - Yes.

CM Cuff - Are any of the access improvements part of the bid package you are talking about? Mr. Brennan - Yes, driveway, City will contribute to asphalt millings to improve the roadway through there; some root balls removed, etc.

The Resolution was Continued.

Enactment No: R2016-113

3 [16-424](#)

RESOLUTION 2016-XX APPROVING A CONTRACT WITH SIEG AMBACHTSHEER, INC., INCLUDING A 10% CONTINGENCY, FOR THE COLORADO DRIVE BRIDGE #734064 REHABILITATION PROJECT

Attachments: [Resolution - Colorado Bridge Rehabilitation #734064](#)
[Contract Summary-Sieg & Ambachtsheer, Inc.](#)
[Notice of Intent to Award-Colorado Bridge Rehab](#)
[Colorado Bridge 734064 Location Map](#)

Mr. Landon gave a brief overview of this item. Mr. Brennan gave a PowerPoint presentation, attached to these minutes.

Mayor Netts - What is the significance of the number and how is it derived (Bridge #734064)? Mr. Brennan explained it is a State numbering system; the bridges in the City of Palm Coast start with 734 (old County number) or 735 for the newer bridges.

VM Shipley - If we do get the grant, would we be able to take that money that they put aside and put it towards the next bridge? Mr. Landon - Two separate funds; weirs are out of the stormwater fees and your bridges come out of transportation. Stormwater is one of the funds we struggle with the most economically. So, yes that \$380,000 will go to another stormwater project, not a bridge.

The Resolution was Continued.

Enactment No: R2016-114

4 [16-429](#)

RESOLUTION 2016-XX APPROVING A CONTRACT WITH SIEG AMBACHTSCHEER, INC. FOR THE PINE LAKES PARKWAY GRAVITY WALL REINFORCEMENT

Attachments: [Resolution - Pine Lakes Gravity Wall](#)
[Contract Summary-Sieg & Ambachtsheer, Inc.](#)
[Notice of Intent to Award](#)
[MAP - Pine Lakes Gravity Wall Project Area](#)

Mr. Landon gave a brief overview of this item. Mr. Brennan gave a PowerPoint presentation, attached to these minutes.

Mayor Netts - What is the composition of the sheet pile? Mr. Brennan - Vinyl and belts and suspenders, so to speak.

Mayor Netts - What is the material of the tiebacks? Mr. Brennan described it is what they call mantaray, steel plate galvanized with big arrow head and you drive it in with a hydraulic driver and pull it back to anchor and galvanized threaded rod.

Mayor Netts mentioned epoxy coating. Mr. Brennan said that would be used for saltwater, not needed here.

The Resolution was Continued.

Enactment No: R2016-115

E. WRITTEN ITEMS

5 [16-427](#)

RESOLUTION 2016-XX APPROVING PRICE AGREEMENTS WITH HARRELL'S, LLC AND HOWARD FERTILIZER & CHEMICAL COMPANY, INC., FOR VARIOUS LANDSCAPE CHEMICALS FOR

THE CITY MEDIANS AND PARK ATHLETIC FIELDS

Attachments: [Resolution](#)
[Notice of Intent to Award](#)

Mr. Landon gave a very brief overview.

No Council comments.

The Resolution was Continued.

Enactment No: R2016-116

- 6 [16-410](#) RESOLUTION 2016-XX APPROVING THE ANNUAL PURCHASE OF SUPPLIES AND SERVICES FOR LIFE SCANS, BUNKER GEAR, FUEL, MEDICAL SUPPLIES, AND UNIFORMS FOR THE FIRE DEPARTMENT

Attachments: [Resolution - FY2017 Purchase of Supplies, etc.](#)
[Life Extension Clinics Piggyback](#)
[Fisher Safety Piggyback](#)
[Bound Tree Medical Piggyback](#)

Mr. Landon gave a brief overview of this item.

No Council comments.

The Resolution was Continued.

Enactment No: R2016-117

- 7 [16-430](#) RESOLUTION 2016-XX APPROVING FIRST AMENDMENT TO AGREEMENT TO ASSIGN MITIGATION CREDIT WITH LRA HAMMOCK BEACH, LLC, ASSOCIATED WITH THE PALM HARBOR PARKWAY EXTENSION PROJECT

Attachments: [Resolution - Palm Harbor Parkway II Wetland Mitigation](#)
[Draft Amendment to Mitigation Assignment Agreement](#)
[Exhibit B-Grant of Easement](#)

Mr. Landon gave a brief overview and said items 8 and 9 are also related to this item.

No Council comments.

The Resolution was Continued.

Enactment No: R2016-118

- 8 [16-431](#) RESOLUTION 2016-XX APPROVING THE PURCHASE OF 0.65 WETLAND MITIGATION BANK CREDITS IN THE AMOUNT OF \$48,750.00 NECESSARY TO COMPLY WITH PERMIT REQUIREMENTS FOR THE PALM HARBOR PARKWAY EXTENSION PROJECT

Attachments: [Resolution-Palm Harbor Parkway Ext.-Wetland Mitigation Credits](#)
[Invoice-Palm Harbor Parkway Ext.](#)

Mr. Landon gave a brief overview (discussed under related item 7).

No Council comments.

The Resolution was Continued.

Enactment No: R2016-119

- 9 [16-432](#) RESOLUTION 2016-XX APPROVING CHANGE ORDER 5 FOR LRA HAMMOCK BEACH, LLC, IN THE AMOUNT OF \$55,000.00, FOR ADDITIONAL PROFESSIONAL ENGINEERING SERVICES AND PROJECT RELATED EXPENSES RELATED TO THE PALM HARBOR PARKWAY EXTENSION PHASE 2 PROJECT

Attachments: [Resolution - Palm Harbor Parkway II LRA Change Order 5](#)
[Change Order 5 LRA](#)

Mr. Landon gave a brief overview of this item.

CM DeLorenzo asked about the shape and width of Chris Ct. (very narrow, hard to navigate). Mr. Carl Cote, Construction Management & Engineering Manager - It was corrected, modified additional asphalt has been added. Mr. Landon - The project was successful.

CM Cuff asked about where the (mitigation) credits are coming from. Mr. Cote - Northwest of us. Mr. Landon - It may be on both counties, Flagler/St. Johns County line, west.

The Resolution was Continued.

Enactment No: R2016-120

F. 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 - All of these projects, repairing bridges, is it possible to just put it all together and get a bid for all of them? Secondly, walkways and bicycle paths - they are cement and there are only walkers and bicyclists going on it, why does the

cement crack and why does he see repairs all over. There is something wrong.

Robert MacDonald - Temporary traffic signals hanging by wire by Town Center and Old Kings Road; are they eventually going to be working? Code Enforcement he knows has been on hold because of Hurricane Matthew but there are sections of town that need to be looked at and they are really starting to not look like Palm Coast.

Responses:

Mayor Netts - Combining bidding for projects. Mr. Landon - Each project is unique, different sets of plans, etc. Mayor Netts mentioned the Colechester and Colorado bridges and he believes Jack's question is why not do both bridges at the same time. Mr. Landon - That has to do with the capital improvement budget and having money each year; we can't do them all and stay within our financial budget. CM DeLorenzo added, you need one of them to be open. Mayor Netts - We have to pace these over time; we see this as a long term obligation of the City.

Mayor Netts - Concrete paths cracking. Mr. Landon - Some of it is concrete that gets old; it is not just walkers and bicycles. The big FPL repair trucks also need to go on the paths, also tree roots, etc. We usually get reimbursement from FPL for damages.

CM Nobile - What determines whether we do asphalt or concrete? Mr. Landon - A lot of it has to do with whether we can get equipment in, right conditions, concrete might hold up better than asphalt; ditch or swale area - more likely to be asphalt; asphalt is a little cheaper, doesn't last quite as long.

Mayor Netts - Traffic lights. Mr. Landon - The project is on schedule; it is moving along.

Mayor Netts - Code Enforcement - there is no question, after Hurricane Matthew we have reallocated our resources. Mr. Landon - A lot of it is still focused on the trees but they are also doing normal operations at this point. If Mr. MacDonald has some specific areas, he is welcome to turn those into Code and we will address them.

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

VM Shipley - There are people out there that are saying that City Council is recommending certain contractors for roofing, etc. Mayor Netts has had the same experience. The City does not recommend any contractors, it only says use a licensed contractor.

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

No comments.

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

Halloween Hall of Terror at Fire Station 21 is Sat.-Mon. night, October 29-31.

Thurs. November 3rd is the reception honoring Mayor Netts, 4:00-6:30 p.m. in the City Hall Community Wing.

Storm update - It has been over two weeks, for the most part we are back to normal operations, except for the golf course. The front 9 and restaurant are all open and back 9 should be opened in the next day or two. Debris removal, this weekend we have passed our midway point. We are halfway through the entire community

removal between our contractor (CrowderGulf) and our City crews. There will be two, likely three, passes before we get back to the normal Wednesday pickups. The contractor we have is one that we went through the FEMA bidding process so that we could be reimbursed a majority of our costs. Our City crews can also be reimbursed for our time and efforts for the cleanup. All equipment we can use is out on the street for pickups. The other issue that has come up is the question of private streets in the gated community areas. FEMA says they will consider if we do certain steps and apply for reimbursement. We have taken a different approach and had Waste Pro go through neighborhoods picking up bags because FEMA will not cover/reimburse for the pickup of bags. What we have worked out with the gated communities that have asked for our assistance is we will waive the size condition that we have with Waste Pro and they will pickup on Wednesdays in the gated communities, etc.

CM Nobile - So the benefit will be there is no additional cost and the homeowner doesn't have to downsize the debris, and it will just take a little longer? Mr. Landon - Yes. We are trying to get our money's worth out of Waste Pro and not have additional costs. Then you have commercial accounts, we have had some requests for residential land retail commercial. Commercial accounts are not our trash customers, they contract with others. They are definitely not reimbursable by FEMA. Contractor haulers know they are supposed to be hauling off the debris; they are not supposed to be dumping or leaving the debris on the properties. They will be fined if we catch them.

CM DeLorenzo - How are we going to handle that? Palm Coast Pkwy. has piles lined up. Mr. Landon - If we know who put it out there, we may go after them with Code Enforcement. If we don't know who put it out there and everyone says they didn't do it, we are not sure yet what we are going to do. Our main focus is on the neighborhoods right now; it will be another month or so. We have asked for additional resources. We asked if Waste Pro would work with CrowderGulf, etc.

CM Cuff - As far as timing goes, he has noticed where in a couple of area City bobcats are scurrying around making little piles and big piles, does that mean CrowderGulf is going to be coming through sooner rather than later in that area, etc.? Mr. Landon - It may be CrowderGulf, it may be our crews; it is coordinated. CM Nobile - That is what happened in our area, bobcats gathered and moved on and the next day the big trucks came and took it away.

Public Comments (reopened with Council concurrence):

Mayor-elect Milissa Holland - As far as Grand Haven goes, is there a way to coordinate most of the no pickup areas for tomorrow? Mr. Landon - He has been in contact with the president of the CDD (Grand Haven Community Development District), working with Mr. Davidson, and Waste Pro. Waste Pro sent out a representative to meet up with their operation people today. Grand Haven did a lot of the work themselves; they did a first pass. They are interested in Waste Pro kind of following that same system so that the people picked up first will be the first ones Waste Pro picks up, etc. Mayor-elect Holland - Because the southeast is much worse than the north side. Mr. Landon - That is what he understands; Waste Pro is going to coordinate it. Mayor-elect Holland asked about an ordinance adopting policies moving forward regarding emergency management for these communities. Is there any thought about how we are going to look at these types of issues? This has affected many of our communities within Palm Coast, particularly Tideland, Canopy Walk, Grand Haven; she just doesn't know what the proper protocol would be. Mr. Landon - Yes, we can do that, but FEMA changes all the time. He believes our approach right now is best; FEMA reimbursement and no cost to the taxpayers, but this is an issue that is on our post-event checklist of things that we need to do in

advance to make this process go easier and if FEMA will reimburse to expedite it, we will do that. They may say yes, or they may say no, but this whole issue about gated communities is front and center for a lot of communities, etc.

J. ADJOURNMENT

The meeting was adjourned at 10:29 a.m.

*Respectfully submitted,
Barbara Redline*

[16-435](#)

MEETINGS CALENDAR AND AGENDA

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

[16-439](#)

ATTACHMENTS TO MINUTES

Attachments: [1-Solid Waste Power Point 10-25-16](#)
 [2-BS-2 Presentation A](#)
 [3-734064 Presentation A](#)
 [4-Pine Lakes Gravity wall A](#)