



City of Palm Coast

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

Meeting Minutes

City Council

Mayor Jon Netts
Vice Mayor Heidi Shipley
Council Member Jason DeLorenzo
Council Member Bill McGuire
Council Member Steven Nobile

Tuesday, June 21, 2016

9:00 AM

City Hall Community Wing

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.

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>City Council Meetings are televised on Bighthouse Networks Channel 495 and on AT&T U-verse Channel 99.

>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 9:00 a.m.

B. Pledge of Allegiance to the Flag

C. Roll Call

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

Approval of Minutes

- 1 [16-238](#) MINUTES OF THE CITY COUNCIL'S:
 A. June 7, 2016 City Council Business
 B. June 14, 2016 City Council Workshop

A motion was made by Vice Mayor Shipley, and seconded by Council Member DeLorenzo, that the Minutes be Approved as presented. The motion was adopted by the following vote:

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

Proclamations and Presentations

PROCLAMATIONS

- 2 [16-232](#) PROCLAMATION RECOGNIZING AMATEUR RADIO WEEK, JUNE 19 TO 26, 2016

CM DeLorenzo presented this Proclamation.

The Proclamation was Received and Filed.

- 3 [16-236](#) PROCLAMATION RECOGNIZING JUNE 14, 2016 THROUGH JULY 4, 2016 AS "PATRIOTIC PALM COAST WEEKS"

CM McGuire presented this Proclamation.

The Proclamation was Received and Filed.

- 4 [16-240](#) PROCLAMATION RECOGNIZING JUNE 20 THROUGH JUNE 27, 2016 AS CAREGIVER RECOGNITION WEEK

VM Shipley presented this Proclamation.

The Proclamation was Received and Filed.

PRESENTATIONS

- 5 [16-222](#) PRESENTATION - UPDATE AND OVERVIEW OF REVENUE SOURCES AND PROPERTY TAXES

Mr. Quinn, Finance Director and Ms. Lina Williams, Budget Analyst provided a PowerPoint presentation, which is attached to these minutes.

CM McGuire-Why is the Communications Services Tax allocated to the General Fund? Why is it not a standalone enterprise fund? Ans: Mr. Quinn-The Communications Services Tax, according to the State rules, it is up to the Council to determine, through the budget process, where to apply it. Traditionally, it has been applied to the general fund to offset the need for additional property taxes.

CM McGuire-Can you give us an example of a PILOT? Mr. Quinn- Sure, PILOT is

Payment in lieu of taxes, it varies from entity to entity but it is an entity that does not pay taxes but uses services and will negotiate, often times with a government entity, in order to pay something towards those governmental services. For example, when some of the big churches in NYC that need police presence, that is a cost to the tax payers of NY to have that police presence, so they will negotiate, because they do not pay property taxes, they will negotiate a payment in lieu of costs for those kinds of services.

CM McGuire-Is that per resident or per household? Ans: Mr. Quinn-Per resident.

CM McGuire-Who performs the Fire Assessment study? Ans: Mr. Quinn-There are a number of consultants that handle fire studies from the private sector. Even our rate consultants, ones that we use on our utilities, they have a division that does fire assessment fees. A study would need to be done and Council would have to look to see what that would gain.

CM Nobile-What would that equate to per resident? Ans: Mr. Quinn-Approximately 6% on a portion of the total bill. I have older numbers but can provide you with updated numbers from FPL.

CM Nobile-When a house value decreases that becomes the level at which it can only increase at the 3% for taxes? Mr. Quinn-Interestingly enough there was actually a negative impact that we saw, it did not really work that way, it was not really written into the law that way. So what would happen first is that it would eat away at the difference between the market value and what you are taxed at, when that is all gone, it is all gone, but your taxable value doesn't necessarily go backwards.

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

6 [16-203](#) RESOLUTION 2016-XX APPROVING PURCHASES FOR THE SIGNAL OPTIMIZATION IMPLEMENTATION PROJECT

Mr. Landon gave a brief overview to this item. Mr. Sean Castello, Traffic Engineer provided a PowerPoint presentation, which is attached to the minutes.

CM McGuire-Do you have numbers you could measure against when you say travel time will be reduced 8-35%? Ans: Mr. Castello-Before we implement this program, we will have our staff go out and get the base times of how long it takes us to traverse our corridors and as we begin to implement this, we can track the times, retest the system and track the benefit.

CM McGuire-What if you only yield a 6% decrease in times, was it a good

investment? Ans: Mr. Castello-In the long term, yes it is, we have to remember we are a community that is growing, so we will have more demand on our roadways as the City of Palm Coast continues to grow.

CM McGuire-Long term means, 10-20 years? Ans: Mr. Castello-Long term, yes, from here moving forward, I believe it will be a benefit to us. We have already seen traffic on our roadways substantially increase (in the past few years).

CM Nobile-These numbers and our focus are in contradiction. Our focus is to cut down delay times. That means we are going to delay, we will have an increase in delayed, in all you're stopping at a light, all of that. My issue in the crowded areas is if you are stopping at each light, that traffic backs up and it exponentially increases the delay each car that stops. I know there are spots we cannot synchronize because there is too vast of a distance between the lights but there are many areas that congestion is a nightmare and it is because cars are stopping at every light or every other light and piling up. So, I want to be ensured we are not just looking at that. I like the smart light system, where when cars come up - the light changes because they are not heavy areas and there are long distances between, but there are areas where synchronization is essential to really move traffic and if we can, are we going to be looking at that or are we going to look at reducing delays? Ans: Mr. Castello- As Mr. Landon stated earlier, we are not going to be able to get all of the signals to be synchronized and that is because of the vast distances between the signals, and you are absolutely right about that but in areas that we can synchronize the signals we will. And we do that now. There are some areas that are a little bit harder than others to synchronize but for example, Palm Coast Parkway does operate on 3 coordination plans. It operates throughout the entire week, it has a.m., midday and p.m. timing plans that are set up for the specific portion of the roadway from Florida Park Drive to Pine Cone Drive. We have timing plans in place for those areas.

CM Nobile-It says it increases, as the traffic increases, we may also increase the lights, especially down Belle Terre Parkway, and then those lights can become synchronized. Ans: Mr. Castello-Well, it will be easier to synchronize these sections. It is hard for me to say synchronized because it is a term that we do not use that much, we use "coordinated signals."

VM Shipley-The closed circuit T.V. detectors, will they be able to tell us speeds on certain roads, are they designed like the ones we put on certain roads to see if there is speeding going on? Ans: Mr. Castello-No, there is equipment out there that we are hoping to work with the TPO to purchase those devices and those are called bluetooth readers. If we do get that, it would be help us determine if we are maintaining good speeds along our roadways.

Mayor Netts-The traffic control centers, obviously you cannot man them 24/7, is there a way for the control center to gather data at a given intersection that you can look at, at your leisure, and say ah-ha I see a pattern, this is something I can adjust for the future? Ans: Mr. Castello-Not at this time.

CM Nobile-Would the bluetooth devices give us data on all kinds of cars, where they come in and where they go out? Ans: Mr. Castello-Yes they can do that. I know a lot of municipalities have used that to primarily help throughout reduced travel time throughout the corridors.

CM McGuire-Will the creation of the small scale allow that to handle all the phases of the project? Ans: Mr. Castello-I do not believe we will but we would like to implement some type of expandable program and give capability to our emergency staff.

VM Shipley-The software, will there be a yearly amount for the leasing of the software? Ans: Mr. Castello-Yes, I believe it will be around \$2K.

Public Comments:

Jack Carall-What is an example of what a contingency item would be? Second, you are never going to get a perfect system because the driver is who is in control of how fast they drive.

Sims Jones-The main traffic issue is on Palm Coast Parkway. The amount of money we are going to spend is not equitable. Monitoring and tracking of people?

John Brady-Against this project.

George Mayo-Traffic signals for pedestrian crossings in this program-is there an audible countdown for the seeing impaired?

Responses to Public Comments:

Contingency fee-Mr. Landon-A contingency fee is any time you have a project like this, particularly the first phase, there are things that happen that you did not anticipate.

Cameras-monitoring and following people-Mayor Netts-There is no monitoring or tracking of people; can we share the recordings with other agencies? Ans: Mr. Castello-Not at this time. If we want to give permission to our Fire Department or the Sheriff's office . . . Mayor Netts-I believe what people are looking for is to see if there is a way to track people, invade their privacy and so on and so forth, if we made it available to our Fire Department they would simply know what the conditions are at our Fire Department.

Audio component on pedestrian count down. Ans: Mr. Castello-That is something we have to look into as there are ADA requirements. That is a different project, that would be more of an ADA project.

A motion was made by Council Member DeLorenzo, and seconded by Council Member Nobile, that the Resolution be Adopted. The motion was adopted by the following vote:

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

Enactment No: R2016-54

7 [16-216](#)

RESOLUTION APPROVING PROPOSED AMENDMENTS TO THE CDBG CITIZENS PARTICIPATION PLAN CONSISTENT WITH FEDERAL REGULATION REQUIREMENTS

Mr. Landon provided a brief overview to this item.

CM Nobile-How does the public get access to this document. Ans: Mr. Papa-The document is posted on our website and available here at City Hall and the Community Center.

A motion was made by Council Member McGuire, and seconded by Council Member DeLorenzo, that the Resolution be Adopted. The motion was adopted by the following vote:

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

Enactment No: R2016-55

8 [16-217](#) RESOLUTION 2016-XX APPROVING THE FEDERAL FISCAL YEAR (FFY) 2016 (FY 2016/17) CDBG ANNUAL ACTION PLAN

Mr. Landon provided a brief overview to this item.

VM Shipley-If the breakdown for the amount that CM DeLorenzo requested not shown, will this still be included? Ans: Mr. Landon-Yes, it will.

Public Comments:

Terry Belletto, Director of the Flagler County Free Clinic-provided a brief overview to the clinic.

Dr. Stephen Bickel, President of the Flagler County Free Clinic also provided an overview to the clinic and its' services.

Mayor Netts-Attended an event several years ago and I was shown the facilities, it would be beneficial for the public to be able to see what exactly you are providing. Perhaps the Chamber could assist with this.

A motion was made by Council Member McGuire, and seconded by Council Member DeLorenzo, that the Resolution be Adopted. The motion was adopted by the following vote:

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

Enactment No: R2016-56

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 Council Member McGuire, seconded by Council Member DeLorenzo, that the Consent Items be Considered as reported on the Consent Agenda. They were approved by the following vote:

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

9 [16-218](#) RESOLUTION 2016-XX APPROVING PIGGYBACKING THE CONTRACT BETWEEN STRICKLAND SOD FARM, INC., AND FLAGLER COUNTY FOR THE PURCHASE AND/OR INSTALLATION OF SOD

Enactment No: R2016-57

10 [16-226](#) RESOLUTION 2016-XX APPROVING THE PURCHASE OF IRRIGATION MATERIALS FOR THE BELLE TERRE MEDIAN IMPROVEMENT PROGRAM FROM FLORIDA IRRIGATION SUPPLY, INC.

A motion was made by Council Member McGuire, seconded by Council Member DeLorenzo, that the Consent Agenda be Adopted on Consent. The

motion was Approved unanimously.

Enactment No: R2016-58

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.

Larry Coletti-Traffic signal at Old Kings Road and Town Center Blvd. opposes green light and pedestrian crossing greens at same time. Mayor Netts-We will have Sean, Traffic Engineer look into this.

Anita Moeder-Public Service Tax-requested Council be cognizant of those who cannot afford an increase in taxes.

Larry Coletti-(Council concurred that it was ok for Mr. Coletti to speak again)-Cypress Golf Course and code enforcement.

Jack Carall-Fire House on Belle Terre, lot across the street is becoming a for sale lot. Cypress Golf Course-the City does not need to have this course around our neck either.

George Mayo-County Commission meeting asked if the Commission has a Facebook as Millenials look only at social media.

Responses to Public Comments:

Old Kings Road pedestrian-green lights-Mr. Landon-I would love to have a conversation with this gentleman as I traverse that intersection all the time. For the Old Kings Road new signal we will be putting up new signage for safety, as that is a heavy intersection.

Code enforcement and acquiring of Cypress Golf Course-Mayor Netts-The City does not intend to acquire the Cypress Golf Course and we will keep up on code enforcement.

Social media-Mr. Landon-Yes, we have had social media for several years, and yes it is monitored by Cindi and others.

Waste Pro issues-Mr. Landon-We have had a number of problems. We met with Waste Pro and it was a very positive meeting. I received word this morning that their main problem is labor, they are losing their labor force to construction work, to other work, etc., so they are having a tough time keeping people and they are getting

behind in their routes. They have advertised locally here to hire as many as they can. They have assured us that they recognize they are behind and need to get after it. As far as the tipping issue, we have a flat amount that we give, if they have additional costs because their tipping fees are higher, or their labor costs are higher, that is not passed onto the City or our residents. It is a flat amount per household that we pay them and all costs up or down are on them. We will continue to stay on it. Email received this morning, there was a hot load this morning and one of the trucks caught on fire, so we had to send out a fire truck to put it out and so that won't be good for that route today. It will cause problems.

CM Nobile-Yard debris. Ans: Mr. Landon-We have told them if it is close, pick it up. Contractors should not be putting anything out but they do. We know they actually tell the homeowner, yeah Waste Pro will pick this up and then the resident wants to know why Waste Pro did not pick it up.

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

CM McGuire-At this time it looks like I will not be able to complete my term. As soon as I know when my end date is, I will let Council and the City Manager know.

VM Shipley-Alligators. Spoke with the City Manager and we came up with a potential solution. Mr. Landon-The tragedy at Disney, what can you say, it is a huge tragedy. The critters' experts tell me that we have tens of thousand of gators that live among us. It is Florida. The rule of thumb in Florida is that if there is a body of water, there is a gator in it. They migrate, they are all over, trying to get that word out. It is not just alligators, we have snakes, we have black bears, we have panthers, there are a variety of other critters that can do a lot of damage. It is important to educate.

Mayor Netts-Civil citation issue relating to Marijuana. There is a meeting at 1:00 pm today at the County that Mayor Netts will attend.

Holland Park update-Mr. Landon provided an update on Holland Park.

CM McGuire-What do they say is their problem-manpower, equipment, weather, etc.? Ans: Mr. Landon-Yes, they have more excuses upon more excuses.

Mayor Netts still wants updates as to what the progress is on this project.

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

Attorney Reischmann wanted to remind the public that what you post on social media are public records for the City.

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

Events-Food Truck Tuesday is tonight here at Central Park. Starts at 5:00 pm.

Tournament season-We had the LaCrosse Tournament this weekend, 134 teams at Indian Trails Sports Complex and Wadsworth Park. Restaurants are full and stores are running out of things like bananas. Weather did not fully cooperate. We had some parking issues on Sunday, but I think our crews did a great job. It highlights the need for restrooms at the middle school. The City and the County are recognizing the needs and working on parking and restrooms.

Best practice approach-Mr. Landon gave a brief overview to the Fraud Waste Abuse hotline-Mr. Quinn presented the SPEAK UP Palm Coast Fraud hotline. The flyer

presented is attached to these minutes.

Mayor Netts-What is the tnw in the email address? Ans: Mr. Quinn-It is the 3rd party.

H. Adjournment

The meeting was adjourned at 11:36 am

*Respectfully submitted,
Virginia Smith, City Clerk*

Calendar and Worksheet

[16-239](#) MEETINGS CALENDAR AND AGENDA WORKSHEET

[16-247](#) ATTACHMENTS TO MINUTES