



City of Palm Coast

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

Meeting Minutes

City Council

Mayor Milissa Holland
Vice Mayor Steven Nobile
Council Member Robert G. Cuff
Council Member Nick Klufas
Council Member Heidi Shipley

Tuesday, May 2, 2017

6:30 PM

City Hall Community Wing

AMENDED AGENDA

City Staff

Jim Landon, City Manager

William Reischmann, City Attorney

Virginia A. Smith, City Clerk

>Public comment on issues on the agenda or public participation shall be limited to 3 minutes for each speaker.

>If any person decides to appeal a decision made by the City Council with respect to any matter considered at such meeting or hearing, he/she will need a record of the proceedings, including all testimony and evidence upon which the appeal is to be based. To that end, such person will want to ensure that a verbatim record of the proceedings is made.

>The City of Palm Coast is not responsible for any mechanical failure of recording equipment.

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

>If you wish to obtain more information regarding City Council's agenda, please contact the City Clerk's Office at 386-986-3713.

>In accordance with the Americans with Disabilities Act, persons needing assistance to participate in any of these proceedings should contact the City Clerk at 386-986-3713 at least 48 hours prior to the meeting.

>City Council Meetings are televised on Charter Spectrum 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 Holland called the meeting to order at 6:30 p.m.

B. Pledge of Allegiance to the Flag

C. Roll Call

City Clerk Virginia Smith called the roll.

Present: 5 - Mayor Holland, Vice Mayor Nobile, Council Member Cuff, Council Member Klufas, and Council Member Shipley

Approval of Minutes

- 1 [17-195](#) MINUTES OF THE CITY COUNCIL'S:
 A. April 18, 2017 City Council Business
 B. April 25, 2017 City Council Workshop
- A motion was made by Council Member Shipley, and seconded by Council Member Cuff, that the Minutes be approved as presented. The motion was adopted by the following vote:**
- Approved:** 5 - Mayor Holland, Vice Mayor Nobile, Council Member Cuff, Council Member Klufas, and Council Member Shipley

Proclamations and Presentations

- 2 [17-189](#) PROCLAMATION DESIGNATING MAY 6, 2017 AS ARBOR DAY
- Mr. Nick Klufas presented this Proclamation.*
- The Proclamation was Received and Filed.**
- 3 [17-197](#) PROCLAMATION FOR MAYOR'S HEALTHY COMMUNITY CHALLENGE
- Mayor Milissa Holland presented this Proclamation.*
- The Proclamation was Received and Filed.**
- 4 [17-188](#) PROCLAMATION RECOGNIZING MAY AS CIVILITY MONTH
- Attorney Reischmann presented this Proclamation.*
- The Proclamation was Received and Filed.**
- 5 [17-204](#) PROCLAMATION RECOGNIZING MAY 1 THROUGH MAY 6, 2017 AS
PUBLIC SERVICE RECOGNITION WEEK
- CM Shipley presented this Proclamation.*
- The Proclamation was Received and Filed.**
- 6 [17-161](#) PROCLAMATION RECOGNIZING MAY AS MOTORCYCLE SAFETY
AWARENESS MONTH
- VM Nobile presented this Proclamation.*
- The Proclamation was Received and Filed.**
- 7 [17-187](#) PROCLAMATION RECOGNIZING MAY AS DRUG COURT MONTH
- CM Cuff presented this Proclamation.*

The Proclamation was Received and Filed.

PRESENTATIONS

- 8 [17-198](#) PRESENTATION BY BUNNELL ELEMENTARY COMMUNITY PROBLEM SOLVERS ON PROJECT A.C.T.E.D. (ADOLESCENTS COPING THROUGH EFFECTS OF DIVORCE)

Students from the Bunnell Elementary presented Council with a presentation on A.C.T.E.D.

The Presentation was Received and Filed.

ORDINANCES, RESOLUTIONS, AND PUBLIC HEARINGS

Order of Business for Public Hearings (Council may make inquiries at any stage):

Open Hearing

Staff Presentation

Applicant Presentation (if applicable)

Council Questions of Applicant (if applicable)

Public Comments/ Presentations

Rebuttal by Applicant (if applicable)

Close Hearing

Council Discussion

Council Action

First Read

- 9 [17-181](#) ORDINANCE 2017-XX FOR THE VOLUNTARY CONTRACTION (DEANNEXATION) OF THE CITY BOUNDARY BY DEANNEXING 116.23 ACRES MORE OR LESS OF REAL PROPERTY KNOWN AS AIRPORT EAST, GENERALLY LOCATED SOUTH OF STATE ROAD 100 AND WEST OF SEMINOLE WOODS PARKWAY

Mayor Holland-Before the City Attorney reads the title, I have a quick question. After our workshop and discussion therein, I had a conversation with our elected officials (counterparts) from the County. Some of the suggestions they spoke of were to create some sort of language to address our concerns as far as not constructing on that site. If construction does occur, the standards we put forth within our City to make it contiguous to our neighboring residents, residential communities. Is there anything that you would suggest as to a resolution to that? Ans: Attorney Reischmann-Sure. As you are aware, in your agenda packet, there is a contraction report. These concerns are addressed in that report in the paragraph under Future Land Use and Zoning. This is what we discussed in workshop last time. Specifically, having to do with what happens if there is vertical construction. In the future, if it is in the City right now, it will be developed in accordance with our development standards. Where if it is deannexed (contraction passed), then it would otherwise be in the County and developed accordingly. There is certainly a methodology and it is pretty straight forward. There are a lot of communities that do it. They enter into Interlocal Agreements providing certain areas within unincorporated areas, to be developed according to municipal development standards. Since this parcel has been in the City for some period of time, there are no future plans for development of this

parcel, I imagine this is something that is available and acceptable to Flagler County to ensure the concerns that are expressed in this contraction report. The report must be done by the City of Palm Coast in response to the petition from Flagler County for this contraction. This is something that can be drafted quickly and it would be done in between first and second reading. It can be done with a formality of an Interlocal Agreement, which would then have to be brought to the Council and Flagler County Commission. You could do it as such that the second reading of this contraction would then be called up after the approval of the Interlocal Agreement. That would be the most formal way to do it. It would be the most enforceable way to do it.

Mayor Holland requested clarification on the process of the contraction and Interlocal Agreement. Attorney Resichmann provided the overview to the process.

VM Nobile-We are not talking about the County following City ordinances? Ans: Mr. Reischmann-There are two things we are discussing, the first is the agenda item this evening (the contraction), given the concerns of what could potentially happen, probably won't but if it could, simply put we want to make sure it is developed according to City standards, which are more strict. They will have development standards and appearance standards that we want in our City. The Interlocal should require the County to adapt to City standards, if they are willing to do that, consistent with the representation they made to you, Mayor Holland.

CM Shipley-Is it correct that they can't build anything on this area due to FAA regulations. Ans: Mr. Landon-Correct. They have definitely stated they do not have any plans, but it is questionable as to what is going to happen in 10, 15, 20 years from now. To say that it won't definitely happen based on facts today, things change. This way if things change and there is development, it would still be unincorporated County but it would address the concerns of the City. If they do not build, it is a non-issue.

VM Nobile-How would this transfer if they were to sell this plot? Ans: Mr. Landon-I would suggest an Interlocal, it is highly unlikely they will sell it because as I understand it, they used FAA grant dollars to purchase it. But you could state that if private development occurs then it would have to be reannexed into the City if they sell it to a private company. That way the County property would still not be in the City but any private property would be in the City.

City Attorney Reischmann read the title into the record.

Mr. Landon gave a brief summary of the item.

CM Cuff made a motion to approve the contraction subject to the requirement that prior to the second reading there will be an Interlocal Agreement acceptable to the County that would provide for guarantees that the property remain vacant, and if it does not and it is private ownership it would revert back to the City or be subjected to City regulations for development if it is ever used for vertical development. VM Nobile seconded the motion.

Public Comments:

Sally Sherman-County staff and City staff were working together and will be bringing an Interlocal Agreement in accordance with Section 333, Florida Statutes for Airport Protection Zoning.

County Commissioner Donald O'Brien-speaks on behalf of himself-The process Mr. Reischmann laid out seems very reasonable.

County Commissioner Dave Sullivan-Supports what you just heard.

Jack Carall-If it is another Council, let them work on it; stick with the present. Approves the contraction.

A motion was made by Council Member Cuff, and seconded by Vice Mayor Nobile, that the Ordinance be approved as amended on First Reading. The motion was adopted by the following vote:

Approved: 5 - Mayor Holland, Vice Mayor Nobile, Council Member Cuff, Council Member Klufas, and Council Member Shipley

Resolutions

10 [17-32](#)

RESOLUTION 2017-XX APPROVING A CONTRACT WITH SABOUNGI CONSTRUCTION, INC., IN THE AMOUNT OF \$976,710.00, INCLUDING A 5% CONTINGENCY, FOR THE CONSTRUCTION OF RESTROOMS

This item was heard with Item 11. Mr. Landon provided a brief overview to these two items. Mr. Carl Cote provided a PowerPoint presentation, which is attached to these minutes.

CM Shipley-These lights are not something that we just created; this is a project that has been in the works for a while.

VM Nobile-Where are the funds for the restroom project coming from? Ans: Mr. Quinn-This project will come from the Recreation Impact Fees, which are restricted for use-recreational construction or capacity improvements.

VM Nobile-Who sets the impact fee (level of fee)? Ans: Mr. Quinn-The fee, the actual amount of the fee is based on a study, ultimately it is set by City Council (the amount of the fee), the rules that regulate how to use impact fees are set by State Statutes.

VM Nobile-The funds for the lighting of the fields? Ans: Mr. Quinn-The lighting funds come from our Capital Project funds, which is primarily funded through the Small County Surtax, which is a portion of the sales taxes here in Flagler County. The Small County Surtax is driven by the Flagler County Ordinance that created it and again its primary use is for infrastructure and construction type projects within the City.

CM Shipley-Do we know how much those fields bring in? Ans: Mr. Quinn-It is approximately over \$5mil; it generates economic opportunities. Mayor Holland-With the expansion of the fields, the tournaments have increased. You can really see a direct correlation.

VM Nobile-Guesstimate, as to what it would cost to develop a new field? Ans: Mr. Cote-Just between the sod and irrigation of a regular field, approximately over \$100K at a minimum.

VM Nobile-At the Indian Trails site? Ans: Mr. Landon-We do not have any room at Indian Trails. So, it would have to be elsewhere. We do have a site on US 1 but then you still have to build infrastructure, restrooms, etc.

Mr. Landon-To develop the US 1 complex, it would be \$3 to \$5mil to develop a new

complex. VM Nobile-Also, the restrooms for the Arts is not being built on private property, it is being built on City property.

Public Comments:

Mr. Jarowsky (inaudible)-Arts Foundation Lease, how much is the building and who is paying for that?

Charles Ebert-Why do we not have a separate bill for these projects (lights vs. restrooms)?

Robert MacDonald-Restrooms-How many restrooms are we building for \$976K?

Jack Carall-Art League, several years ago, stated if City gives them the property, they will build it; this is their responsibility.

Mike Cocciello-Lighting streets vs. sports fields. Which is more valuable? Lighting Palm Coast or the fields?

Ed Fuller-Public safety-lighting. Intersections, corridor lighting, streets to the corridors.

John Brady-Echoes past two speakers. Citizens' survey-lighting Palm Coast.

Responses to Public Comments:

Lease-Mr. Falgout-The lease agreement structured with a private/public partnership. They would construct the facilities, the lease is a no-fee agreement; the only thing we can use the property for is for cultural arts. Mayor Holland-The Arts League did raise a lot of money on their own to build the brand new stage that is housed on that site. They did raise substantial money to do so, they received a state grant, in excess of \$500K. They are continuing to raise money.

Mr. Ebert-Lights and restrooms-Mr. Landon explained the lights and the restrooms items as being separate items.

Mandatory requirements of restrooms-Mr. Landon-3 buildings; always meet ADA requirements. Mr. Cote-I do not have it memorized but they have large restrooms. It includes all (irrigation, landscaping, buildings) as it is an entire project.

Safety/lights/students-Mayor Holland-Both Mike and Ed Fuller's comments about prioritizing and education programs, we recently partnered with students from Matanzas to readdress our lighting scenario. I know we have allocated \$100K to hire a consultant to do a feasibility study within this year's budget to progress strategically where those areas will be located. There does come a cost to the operation. Currently there is 2,100 streetlights in Palm Coast. Palm Coast has not ignored the fact that we have put in streetlights at a cost of \$700K a year to annually operate. Every time we do make a decision about streetlights, there is a cost that goes along with that. We are always mindful of those costs and we try to balance those costs. I do not think there is one single person on this Council that has not made this a priority and has not strongly suggested to our staff that within this year we want to see substantial improvements made on our streetlights and sidewalks. As part of safety, the first thing City Council did was to create a sidewalk program. The first initial stage, which they accomplished was safety to schools, so that is why you see a sidewalk to schools in our community today. It was addressed earlier on and then taken to other areas in our community. It has been a long-standing project.

FPL/found money/street lights-Money was not found. I do not think we ever find

money. We budget accordingly and we have a very strong capital improvement plan that we have 5 and 10 years out. It is public. It is more than accessible to the public to use these items. We have many discussions publicly about these issues. Question to Mr. Landon-Will FP&L be involved in the discussions about streetlighting? Mr. Landon-Yes, the streetlights are actually installed, owned, and maintained by FP&L.

CM Shipley-Lighting and surveys; need to make it clear that when Mayor Netts was here and we did the survey 2 years ago, we found that lighting was one of the big issues; he made it clear he wanted the streets lit up and he wanted to get the lighting done. We put that in the Strategic Action Plan and it started but never made it through to get it into the actual budget. The following Council again put it as a priority, it did make it through, we did a paper ballot and 4 out of the 5 of us agreed, it would be in the Strategic Action Plan as a priority of the City Council. From what I understand, we do have the money there and we started with the program to get the lighting going and it is in progress. Once the design is done, we can get the lighting on there. The money, which is an ongoing expense, can be taken from the more houses built this year, and that is the money (the funds) that we can use for the lighting.

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

Approved: 5 - Mayor Holland, Vice Mayor Nobile, Council Member Cuff, Council Member Klufas, and Council Member Shipley

Enactment No: R2017-51

11 [17-182](#)

RESOLUTION 2017-XX APPROVING A CONTRACT WITH M. GAY CONSTRUCTORS, INC., IN THE AMOUNT OF \$547,050.00, INCLUDING A 5% CONTINGENCY, FOR THE CONSTRUCTION OF SPORTS FIELD LIGHTING

This item was heard with Item 10.

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

Approved: 5 - Mayor Holland, Vice Mayor Nobile, Council Member Cuff, Council Member Klufas, and Council Member Shipley

Enactment No: R2017-52

12 [17-175](#)

RESOLUTION 2017-XX APPROVING A CONTRACT WITH DIAMOND TOWERS IV, LLC, FOR WIRELESS TELECOMMUNICATION CONSULTING TO IMPROVE THE WIRELESS COVERAGE THROUGHOUT THE CITY OF PALM COAST

Mr. Landon provided a brief overview to this item and the next item. Ms. Debbie Streichsbier, Leader of the FACT Team, provided Council with a PowerPoint presentation, which is attached to these minutes.

VM Nobile-Existing contracts and then renegotiating them, is there any threshold if they renegotiate and we get less money? Are they still going to get 25%? Ans: Mr. Landon-They would not have any authorization to do that.

VM Nobile-The split would be on anything new? Ans: Mr. Landon-Correct. All existing

contracts are 100% City.

CM Klufas-Provided an explanation of SB 596, which passed 300 to 3 with the legislators. Provided an overview to the impacts to our future. Spoke about the strategic placing of the mini cells on poles.

VM Nobile-If they put a light on the pole, what does that do for us and who pays for it? Ans: Mr. Klufas-It lights our streets; if we work with them we can charge \$150 per year, per installation on our equipment, so we can use that money that we are charging them to attach.

Mr. Landon-Requested attorney to provide an additional clause to this contract, that amends it to state "in no way is this contract in conflict with this new law." Even if it is, we still have to abide by the new law.

Attorney Reischmann provided an overview of the legal issues raised with these two items.

VM Nobile-As AT&T comes in and drops a pole, do they have to allow someone else to put something on that pole? Ans: Mr. Reischmann-In our right-of-way, we cannot regulate that to either encourage it or prevent it.

VM Nobile-Having a problem with this whole infrastructure, AT&T comes in and runs these poles and infrastructure, are we locked in with AT&T? Ans: CM Klufas-No, whichever carrier wants to expand their infrastructure can.

VM Nobile-So they are going to put a pole next to it? Ans: Mr. Klufas-Yes, but this is also a different signal than what comes from a cell phone tower.

VM Nobile-To the Diamond representative-your focus in this contract, will it involve any mini-tower structures? Ans: Mr. Daniel Turnpaugh-We are going to be working for you. Primarily, the idea is to take an inventory of the existing infrastructure and available infrastructure here in Palm Coast, and maximize that and leverage the use of that infrastructure. Included in that definition of infrastructure would be fee on real estate of the City. Maximizing that and generate more antennas which in turn would generate more revenue for Palm Coast.

VM Nobile-I want to address what I think is the single problem-is the scenario of City property with a line of micro cells with no right-of-way but there is City property, is that possible? Ans: Mr. Landon-Every piece of property has to have access to it.

Public Comments:

Charles Ebert-Suggests tabling it.

Mr. (inaudible) -Supports technology.

Louis McCarthy-Don't table this. Go along with what the City Attorney said. Put in the stipulations suggested.

George Mayo-Semantics-poles/towers-is Diamond only interested in putting up towers? Will Diamond put up the micros?

David Ferguson-Everyone agrees we need better cell service; not sure if Diamond is the best solution; not sure if Diamond can bring AT&T/Verizon to the table; appears the new law will make it easier on the carriers. FiberNet-asset we need to expand.

Jack Carall-When a law is passed, and we say let's wait-we wait and wait and table

items; it is here-vote on it.

Responses to Public Comments:

Tallahassee-Ans: Mayor Holland-We are not sure what they will do in Tallahassee but I am pretty sure it passed and is waiting for the Governor's signature. Ans: Mr. Reischmann-Correct.

CM Shipley-Main thing is to get cell service out there; can you guarantee you can get it quicker than what AT&T will bring us? Ans: Mr. Daniel Turnpaugh-What I can guarantee is that we have experience negotiating these contracts. We have done these with AT&T more than 50 or 60 times. Can I guarantee it? Randy, you used to work there as a developer for 15 years. They have budgets too. That have to get it in their budget, develop a plan, get it approved and then go from there. Once the rubber meets the road and you are dealing with the deployment people and not the government affairs people, we can take it from there a lot more quickly.

CM Cuff-In reading through the proposed contract with Diamond, what is the interaction with the new legislation and this contract other than in the public rights-of-way? I assume that if the City were approached by a carrier or a provider that was usually the small towers and the micro cell equipment who said we really want to put a pole in the back end of your Community Center because that is where it needs to be to link up the rest of the poles in the right-of-way, that would be an installation we would have to give Diamond the right of first refusal on, even though it is not a cell tower that is not over 150' tall. Ans: Attorney Reischmann-Yes, that is my understanding-see Page 2, Section Phase 1E. We are in control when we work with Diamond and this plan. With the legislation, we will be precluded from dealings in the rights-of-way.

VM Nobile-They want to put in a 50' pole behind the Community Center, how will that work with our Ordinances? Ans: Mr. Reischmann-Currently, we have regulations on the books. Mr. Landon-Our Ordinances are very out of date and very difficult to work with. This legislation is minor compared to what we have to deal with, if you delay it. This goes into law July 1, and we may not see any proposals for who knows how long. This is not positive with cities. FLC is recommending to the Governor to veto it.

CM Cuff-Legislation in progress-Diamond will assist us in redeveloping our Ordinances. Are we anticipating, that they will have the expertise to assist us in preparing new ordinances under the new law for rights-of-way? Ans: Mr. Landon-Yes, this is not new, other states are going through this as well. Diamond has the expertise. We are trying to put together a team to handle this.

CM Klufas made a motion to continue items 12 and 13 and reach out to Government Affairs for 60 days to July 1. Seconded by CM Shipley. Next workshop discuss options. Motion failed 2 to 3. CM Klufas and CM Shipley were Yays; CM Cuff, CM Nobile and Mayor Holland were Nays.

Motion made by CM Nobile to approve agenda items 12 and 13, which was seconded by CM Cuff. Motion passed 3 to 2.

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

Approved: 3 - Mayor Holland, Vice Mayor Nobile, and Council Member Cuff

Denied: 2 - Council Member Klufas, and Council Member Shipley

Enactment No: R2017-55

- 13 [17-173](#) RESOLUTION 2017-XX RECOGNIZING AND CONFIRMING THE CITY HAS LEGISLATION IN PROGRESS REGARDING WIRELESS COMMUNICATION FACILITIES AND TELECOMMUNICATION TOWERS AND ANTENNAS IN THE PUBLIC RIGHTS-OF- WAY

This item was heard with Item 12.

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

Approved: 3 - Mayor Holland, Vice Mayor Nobile, and Council Member Cuff

Denied: 2 - Council Member Klufas, and Council Member Shipley

Enactment No: R2017-56

Other Business

- 14 [17-106](#) APPOINT TWO MEMBERS TO THE VOLUNTEER FIREFIGHTERS' PENSION FUND BOARD AND AFFIRM MEMBER APPOINTED BY THE VOLUNTEER FIREFIGHTERS

Voting sheets are attached to these minutes.

VM Nobile made a motion to approve Charles Esposito and Daniel Brazzano, which was seconded by CM Cuff. Motion passed unanimously.

VM Nobile made a motion to reaffirm the appointment of Mr. Stevens by the Volunteer Firefighters, which was seconded by CM Cuff. Motion passed unanimously.

The Appointment was approved.

Approved: 5 - Mayor Holland, Vice Mayor Nobile, Council Member Cuff, Council Member Klufas, and Council Member Shipley

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.

There were no public comments.

A motion was made by Vice Mayor Nobile, seconded by Council Member Cuff, that the Consent Items be Considered as reported on the Consent Agenda. They were approved by the following vote:

Approved: 5 - Mayor Holland, Vice Mayor Nobile, Council Member Cuff, Council Member Klufas, and Council Member Shipley

- 15 [17-151](#) RESOLUTION 2017-XX APPROVING PIGGYBACKING THE AGREEMENT BETWEEN COBB COUNTY, GA, U.S. COMMUNITIES, AND GARLAND / DBS, INC., FOR PURCHASE AND INSTALLATION OF ROOFING MATERIALS FOR THE FILTER BUILDING AT WATER TREATMENT

PLANT 1

Enactment No: R2017-53

16 [17-166](#)

RESOLUTION 2017-XX GRANTING UTILITY EASEMENTS TO FLORIDA POWER AND LIGHT AS REQUIRED FOR THE SOUTHERN WELLFIELD EQUIP 5 WELLS & RAW WATER MAIN, PHASE 2 PROJECT

A motion was made by Vice Mayor Nobile, seconded by Council Member Cuff, that the Consent Agenda be Adopted on Consent. The motion was Approved unanimously.

Enactment No: R2017-54

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.

George Mayo-Diamond Towers and fire update; Belle Terre and Market Place traffic issue.

Jack Carall-Fire status.

Ernie Gallo-Plaque at Heroes Park. Approved by the BEAC and denied by the Parks Team.

Ted Jurowski-Heroes Park plaque issue.

Robert MacDonald-Change in how resolutions are spoken about? Items together? Shade sails-why high bidder?

Louis McCarthy-Compliments to the employees who worked on Belle Terre South medians.

Charles Ebert-Apologized to CM Nobile for bringing up his experience. Reclaim water and irrigation requirements-point inward so not to spray the road; deodorizing unit at lift station.

Cathy Heigher-Waterfront Park Memorial Bench-items are being taken from her son's memorial as maintenance clean-up. Notice would have been nice.

Lisa Engel-Has a bench at the Children's Memorial Garden. Please don't throw the

stuff in a box and make us sort it out. Respect us and notify. Thanked Council for the park as well.

John Brady-Believes something can be done about what happen at the Children's Memorial Garden. Courtesy should have been given.

Responses to Public Comments:

Towers/poles-Ans: Mr. Landon-The presentation only showed those that are on City property. There are others that are out there like on SR 100 and airport property. The height of the towers we are talking about are approximately 150' and the poles are approximately 50'.

Market Place and Belle Terre-left turn to go south on Belle Terre Parkway. Ans: Mr. Landon-We have identified a number of improvements at several locations. We will be bringing that item to you shortly. It is in process.

Fire update-Ans: Mr. Landon-It is very dry. The fire situation is very serious in Palm Coast, Flagler County, the whole State of Florida. The County issued a burn ban yesterday morning, which includes Palm Coast. The City always has a burn ban in effect (24/7 year round). We are trying to stress to people any open fire is bad news. The County burn ban includes charcoal grills. Please be careful out there.

Plaque at Heroes Park-Ans: Mr. Landon-The recommendation from the Advisory Committee, which is one step, has not been denied but in doing our due diligence because it is a national event and because it is a national event with military action, we have been advised that we have to go through the national verification process. We have not recognized events at Heroes Park. We have recognized individuals. It is a policy decision.

Resolutions-Mayor Holland-Items 10, 11, 12, and 13-It is at the discretion of the Council, always has been and it is part of our policy. The recommendation of the highest bidder was a recommendation of staff. They did their due diligence as far as the quality of the material and they felt it had a longer life span as well as if there were a storm or an incident how easy it is to take down the sails.

Builders/irrigation sprinklers/code-Ans: Mr. Landon-Our standards do not allow sprinkler heads in our rights-of-way.

Time schedule for the lift station-Ans: Mr. Flanagan-End of July.

Children's Memorial Garden-Mr. Landon-This is a tough one for me. No disrespect to anyone. I like what I was hearing from these individuals and apologize if they felt they were being disrespected. The fact of it is, I have been in cities where there are cemeteries and people leave momentos recognizing their loved ones. Eventually you have to pick up those items, you cannot just accumulate them. Our policy is once a quarter; we will have that discussion and make sure that is not the case. I liked their suggestion in volunteering in helping us manage this, and I will have Alex reach out and ask for their assistance.

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

VM Nobile-Shades/lights-Receiving emails and telling me what the law is and most of the time they are wrong. Suggested to the residents in order to understand how financing works in the City, to please sign up for Citizens' Academy to better understand. It is a great investment.

CM Klufas-Did we recover the \$16K in fees from ATS yet? Ans: Mr. Landon-We will get you an answer.

Mayor Holland-Procedural question-who determines what approach we take before we start working with private companies. Ans: Mr. Landon-Consulting, we have RFP's and RFQ's. In proposals we always ask for quotes; that is part of the procurement process; we will be bringing you some changes for our purchasing policies.

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

To CM Klufas's last question-\$16K -my memory is that ATS would recoup the fees from the violations.

CM Klufas believed the process was different. Attorney Reischmann will get back to Council.

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

Congratulations to our Water Buoys-11th time champion.

12th consecutive year -Tree City USA.

Arbor Day-Saturday, here at City Hall 8am - 5k Walk/Run.

H. Adjournment

The meeting was adjourned at 10:14 p.m.

*Respectfully submitted,
Virginia Smith, City Clerk*

Calendar and Worksheet

[17-196](#)

MEETINGS CALENDAR AND AGENDA WORKSHEET