



**City of Palm Coast
Minutes
CITY COUNCIL
BUSINESS**

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

**Mayor Milissa Holland
Vice Mayor Robert G. Cuff
Council Member Nick Klufas
Council Member Vincent Lyon
Council Member Heidi Shipley**

Tuesday, August 7, 2018

6:00 PM

CITY HALL

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.
- > If you wish to obtain more information regarding the 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 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.

CALL TO ORDER

Mayor Holland called the meeting to order at 6:00 PM. CM Shipley is excused.

PLEDGE OF ALLEGIANCE TO THE FLAG

ROLL CALL

Present and responding to roll call were the following:

| | |
|----------|-----------------|
| Council: | Robert Cuff |
| | Nick Klufas |
| | Milissa Holland |
| | Vincent Lyon |
| Absent | |
| Council: | Heidi Shipley |

City Clerk Virginia Smith called the roll.

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.

Steve Carr-Florida Park Drive traffic.

Carl Johnson-3 Powder Horn Drive code violations. Presented electronic pictures for Council's review. Did not submit copies for the record.

Robert MacDonald-Code enforcement in the R section. Concrete and dirt being dumped on Royal Palms Parkway. Requested a meeting.

Mike Cochelli-Budget issues.

Responses to Public Comments:

Powder Horn-Ans: Mr. Landon-We are taking every legal step possible.

Foreclosure is our best option. We are working with the bank and the attorneys to get it corrected; it just takes time.

Royal Palms-Ans: Mr. Landon-The concrete on Royal Palms is very likely related to the pipe project. If it is not related to the project, we will find out what it is and get it resolved.

MINUTES

Pass

Motion made to approve made by Council Member Klufas and seconded by Vice Mayor Cuff

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

- 1 CITY COUNCIL MINUTES**
 - July 17, 2018 Business Meeting**
 - July 17, 2018 Special Workshop - Budget**
 - July 31, 2018 Special Meeting - Budget**
 - July 31, 2018 Workshop**

PUBLIC HEARING

ORDINANCES SECOND READ

- 2** **ORDINANCE 2018-XX AMENDING CHAPTER 44, TRAFFIC AND VEHICLES AND CHAPTER 2, SECTIONS 226 AND 227 OF THE CITY OF PALM COAST'S CODE OF ORDINANCES RELATING TO REGULATIONS AND CIVIL CITATIONS FOR HANDICAPPED PARKING**

City Attorney Reischmann read the title into the record.

Mr. Landon gave a brief summary of the item.

Public Comment

There were no public comments.

Pass

Motion made to Adopted on second reading made by Council Member Klufas and seconded by Vice Mayor Cuff

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

ORDINANCES FIRST READ

- 3** **ORDINANCE 2018-XX AMENDING CHAPTER 42 STREETS, ROADS, BRIDGES AND OTHER PUBLIC PLACES RELATING TO UTILITY LINES IN PUBLIC RIGHTS-OF-WAY**

City Attorney Reischmann read the title into the record.

Mr. Landon gave a brief summary of the item.

Further discussion was held on the record regarding the cable cuts that take place in the City's rights-of-way.

Public Comment

Mr. Nielebeck-Who pays for this, the company that lays the wire or will it be passed on to the consumer?

Responses to Public Comment:

Ans: Mr. Landon-The company that is responsible for the wire. The insurance company is the one recommending this amendment. As far as who is paying the cost, we all do.

Attorney Reischmann reminded Council that this amendment also relates to the maintenance of the burial depth.

Pass

Motion made to Approved as amended on first reading made by Vice Mayor Cuff and seconded by Council Member Klufas

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

RESOLUTIONS

4 RESOLUTION 2018-XX APPROVING A SUBDIVISION PLAT OF THE WATERSIDE SUPER CENTER

Mr. Landon provided a brief overview to this item. Ms. Ida Meehan provided a PowerPoint presentation, which is attached to these minutes.

Public Comments:

There were no public comments.

Pass

Motion made to approve made by Vice Mayor Cuff and seconded by Council Member Klufas

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

5 RESOLUTION 2018-XX TO APPROVE THE FINAL PLAT FOR HIDDEN LAKES PHASE I - SECTION 2B REPLAT

Mr. Landon provided a brief overview to this item. Ms. Ida Meehan provided a PowerPoint presentation, which is attached to these minutes.

Public Comment:

There were no public comments.

Pass

Motion made to approve made by Council Member Klufas and seconded by Vice Mayor Cuff

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

6 RESOLUTION 2018-XX APPROVING THE PURCHASE OF AN ADVANCED METERING INFRASTRUCTURE SYSTEM FROM SENSUS USA, INC.

Mr. Landon provided a brief overview to this item. Mr. Zaleski provided a PowerPoint presentation, which is attached to these minutes.

Council held an additional discussion on the cost and efficiency associated with this purchase.

Public Comments:

Mike Cochelli-Who asked for this technology? What is the cost reduction estimate?

Steve Carr-Would the application have the ability for the customer to see his water usage when on vacation?

George Mayo-Security-utilities which have been hacked. How is our system protected? Current employees-will they be laid off?

Responses to Public Comments

Lay offs and efficiencies-Ans: Mayor Holland-6:35

Vacation viewing-Ans: Mr. Landon-They cannot shut their own water off, but they can contact us.

Technology-Ans: Mayor Holland-This type of technology in the cloud is far safer than on a server.

Pass

Motion made to approve made by Council Member Klufas and seconded by Vice Mayor Cuff

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

7 RESOLUTION 2018-XX APPROVING A CONTRACT WITH HALIFAX PAVING, INC AND A WORK ORDER WITH SAI FOR THE CONSTRUCTION AND CONSTRUCTION ENGINEERING & INSPECTION SERVICES OF SEMINOLE WOODS/SR 100 TURN LANE PROJECT

Pass

Motion made to approve made by Vice Mayor Cuff and seconded by Council Member Klufas

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

Mr. Landon provided a brief overview to this item. Ms. Dvornikova provided a PowerPoint presentation, which is attached to these minutes.

Public Comments:

There were no public comments.

8 RESOLUTION 2018-XX APPROVING A WORK ORDER WITH CPH, INC. FOR DESIGN SERVICES FOR IMPROVEMENTS TO CITATION BOULEVARD

Mr. Landon provided a brief overview to this item. Ms. Dvornikova and Mr. Carl Cote provided a PowerPoint presentation, which is attached to these minutes.

Council held further discussion on this issue.

*Public Comments:
There were none.*

Pass

Motion made to approve made by Vice Mayor Cuff and seconded by Council Member Klufas

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

9 RESOLUTION 2018-XX APPROVING A WORK ORDER WITH ENGLAND-THIMS & MILLER INC., FOR DESIGN SERVICES RELATED TO THE WHITEVIEW PARKWAY IMPROVEMENT PROJECT

Mr. Landon provided a brief overview to this item. Ms. Dvornikova provided a PowerPoint presentation, which is attached to these minutes.

*Public Comments:
Jack Howell-Accident Investigation expert. Feels the study was flawed as it was missing pertinent information.*

John Brady-agrees with Mr. Howell's comments.

Mr. Nieleback-Project should be cancelled.

Pass

Motion made to approve made by Council Member Klufas and seconded by Vice Mayor Cuff

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

CONSENT

*John Brady-Items 14 and 15-Wawa project. This should be studied further.
Traffic turning left onto SR 100*

*Responses to Public Comments:
Wawa-Ans:Mr. Landon provided an overview to the project and traffic issues.*

10 RESOLUTION 2018-XX APPROVING A FDOT LAP SUPPLEMENTAL AGREEMENT FOR LAKEVIEW BOULEVARD MULTI-USE PATH PROJECT

R20180099

Pass

Motion made to Adopt on consent made by Council Member Klufas and seconded by Vice Mayor Cuff

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

11 RESOLUTION 2018-XX APPROVING AN EASEMENT WITH PALM COAST ELKS LODGE #2709, INC. FOR THE OLD KINGS ROAD NORTH WIDENING PROJECT

R20180100

Pass

Motion made to Adopt on consent made by Council Member Klufas and seconded by Vice Mayor Cuff

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

12 RESOLUTION 2018-XX APPROVING A CONTRACT WITH S.E. CLINE CONSTRUCTION, INC. FOR THE CONSTRUCTION OF THE CONCENTRATE MAIN CONVERSION PROJECT

R20180101

Pass

Motion made to Adopt on consent made by Council Member Klufas and seconded by Vice Mayor Cuff

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

13 RESOLUTION 2018-XX GRANTING A TEMPORARY RIGHT-OF-WAY AGREEMENT TO FPL AS REQUIRED FOR THE SOUTHERN WELLFIELD EQUIP 3 WELLS & RAW WATER MAIN, PHASE 3 PROJECT

R20180102

Pass

Motion made to Adopt on consent made by Council Member Klufas and seconded by Vice Mayor Cuff

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

- 14 RESOLUTION 2018-XX APPROVING A REAL ESTATE EXCHANGE AGREEMENT WITH PALM WAGAS IV, LLC FOR RIGHT-OF-WAY ALONG BULLDOG DRIVE**

R20180103

Pass

Motion made to Adopt on consent made by Council Member Klufas and seconded by Vice Mayor Cuff

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

- 15 RESOLUTION 2018-XX APPROVING A BULLDOG DRIVE RIGHT-OF-WAY MAINTENANCE MAP AND A REVISED RIGHT-OF-WAY MAP FOR BULLDOG DRIVE**

R20180104

Pass

Motion made to Adopt on consent made by Council Member Klufas and seconded by Vice Mayor Cuff

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

- 16 RESOLUTION 2018-XX APPROVING A MODIFICATION TO AN AGREEMENT BETWEEN THE CITY OF PALM COAST AND FLORIDA DIVISION OF EMERGENCY MANAGEMENT FOR THE PURCHASE AND INSTALLATION OF A GENERATOR AT CITY HALL**

R20180105

Pass

Motion made to Adopt on consent made by Council Member Klufas and seconded by Vice Mayor Cuff

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

- 17 RESOLUTION 2018-XX APPROVING 2019 LEGISLATIVE PRIORITIES**

R20180106

Pass

Motion made to Adopt on consent made by Council Member Klufas and seconded by Vice Mayor Cuff

Approved - 4 - Vice Mayor Robert Cuff, Council Member Nick Klufas, Mayor Milissa Holland, Council Member Vincent Lyon

PUBLIC PARTICIPATION

Remainder of Public Comments is limited to three (3) minutes each.

Mr. Nieleback-Advise on the status of the Airport Common project impact fee.

George Mayo-Employees on meter reading-will they be laid off?

Responses to Public Comments:

Airport Commons-Ans: Mr. Landon-We have provided our comments and we are working with the Developer and the County,

Layoffs-Ans: Mr. Landon-explained the process of utility reads/turn-ons and turn-offs and meter installations.

DISCUSSION BY CITY COUNCIL OF MATTERS NOT ON THE AGENDA

Nothing at this time.

DISCUSSION BY CITY ATTORNEY OF MATTERS NOT ON THE AGENDA

Nothing at this time.

DISCUSSION BY CITY MANAGER OF MATTERS NOT ON THE AGENDA

Mr. Landon-Friday, August 10 is the start of school. Please be careful and watch for children.

Thursday-FDOT is holding a public information meeting on the proposed round-about at Matanzas Woods Pkwy on US1 to educate the public on the proposal. Will be held at the Community Center from 5pm to 7pm.

*Parks and Recreation activities-Senior Games begin in September.
Intercoastal Waterway Clean-up will be September 8.
Movies in the Park-Beauty and the Beast this Friday.*

ADJOURNMENT

The meeting was adjourned at 7:00 p.m.

*Respectfully submitted by: Virginia A. Smith, MMC
City Clerk*

ATTACHMENTS TO MINUTES