



**City of Palm Coast
Minutes
CITY COUNCIL**

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

**Mayor Milissa Holland
Vice Mayor Nick Klufas
Council Member Eddie
Branquinho
Council Member Robert G.
Cuff
Council Member Jack D.
Howell, II**

Tuesday, March 5, 2019

6:00 PM

CITY H ALL

City Staff

**Beau Falgout, Interim 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 streamed live on YouTube at <https://www.youtube.com/user/PalmCoastGovTV/live>.
- > All pagers and cell phones are to remain OFF while City Council is in session.

A. CALL TO ORDER

Mayor Holland called the meeting to order at 6:00 p.m.

B. PLEDGE OF ALLEGIANCE TO THE FLAG

C. ROLL CALL

Ms. Smith called the roll. All members were present.

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.

Ms. Stacio felt there need to be more code enforcement in residential areas. She suggested increasing the number of officers patrolling the areas.

Carl Johnson spoke of a home in his area with several code issues. The address is 3 Powder Horn Drive. The garage is burned, they have boarded up the doors and now there are tires on the side of the house. Mr. Johnson spoke before Council before and had hoped the City might be able to take some action on this property.

Richard Atkinson lives on Laramie spoke of water trespassing onto his property from the golf course.

Tom Olsner was wondering if there has been an update regarding the cost of the public works facility.

Bill Shelly asked Council to look into increasing the impact fees. He suggested looking at Daytona and Ormond Beach. He also spoke of the homeless epidemic.

Catherine Rozanski spoke of the homeless epidemic demic and agreed with the City's Code Enforcement.

BOCC Chairman, Donald O'Brien, provided an update to the county property outside of the library located in Palm Coast.

E. MINUTES

- 1. MINUTES
FEBRUARY 19, 2019 BUSINESS MEETING
FEBRUARY 19, 2019 SPECIAL MEETING
FEBRUARY 26, 2019 SPECIAL MEETING
FEBRUARY 26, 2019 WORKSHOP**

Pass

Motion made to approve by Vice Mayor Klufas and seconded by Council Member Howell, II

Approved - 5 - Council Member Robert Cuff, Vice Mayor Nick Klufas, Mayor Milissa Holland, Council Member Eddie Branquinho, Council Member Jack Howell, II

F. PROCLAMATIONS

2. PROCLAMATION RECOGNIZING MARCH AS MULTIPLE MYELOMA AWARENESS MONTH

Council Member Cuff read the proclamation into the record.

G. ORDINANCES SECOND READ

3. ORDINANCE 2019-XX ANNEXATION OF 92+/- ACRE AREA GENERALLY LOCATED 1.3 MILES NORTH OF STATE ROAD 100 ON THE WESTSIDE AND EASTSIDE OF COLBERT LANE

O20190002

Pass

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

Approved - 5 - Council Member Robert Cuff, Vice Mayor Nick Klufas, Mayor Milissa Holland, Council Member Eddie Branquinho, Council Member Jack Howell, II

Attorney Reischmann read the title of the ordinance into the record. Mr. Falgout gave a brief overview of the item.

Public Comments:

No comments were received.

H. ORDINANCES FIRST READ

4. ORDINANCE 2019-XX A FUTURE LAND USE MAP DESIGNATION FOR 89+/- ACRES FROM FLAGLER COUNTY DESIGNATIONS OF MIXED USE: HIGH INTENSITY & MIXED USE: LOW INTENSITY TO CITY OF PALM COAST DESIGNATION OF MIXED USE

Attorney Reischmann read the titles of the ordinances of Item 4 and Item 5 into the record. Attorney Reischmann reminded Council item 5 is a quasi-judicial item and called for any ex-parte communication regarding Item 5, amending the change in the zoning map. There was no ex-parte communication reported.

Jose Papa gave a presentation to Council. A question and answer period followed.

Public Comments:

Bill Shelly felt it was too many residents for that parcel. David Chaney asked how long the property will take to be developed.

Pass

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

Approved - 5 - Council Member Robert Cuff, Vice Mayor Nick Klufas, Mayor Milissa Holland, Council Member Eddie Branquinho, Council Member Jack Howell, II

- 5. ORDINANCE 2019-XX A ZONING MAP AMENDMENT FROM PLANNED UNIT DEVELOPMENT (FLAGLER COUNTY DESIGNATION) TO MASTER PLANNED DEVELOPMENT (CITY OF PALM COAST DESIGNATION) FOR AN 89+/- ACRE PARCEL LOCATED 1.3 MILES NORTH OF STATE ROAD 100**

Attorney Reischmann read the titles of the ordinances of Item 4 and Item 5 into the record. Attorney Reischmann reminded Council this is a quasi-judicial item and called for any ex-parte communication. There was no ex-parte communication reported.

Public Comments:

Jack Carrall was concerned that not everything was in place and thought voting on the item was not appropriate. George Mayo spoke of the rookery and asked that they consider the environment if at all possible to be kept in order to keep the rookery in place. Mr. Mayo spoke of the necessity of having an elevator in a building three stories and above in order for help senior citizens.

Pass

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

Approved - 4 - Council Member Robert Cuff, Vice Mayor Nick Klufas, Mayor Milissa Holland, Council Member Eddie Branquinho

Denied - 1 - Council Member Jack Howell, II

- 6. ORDINANCE 2019-XX FUTURE LAND USE MAP AMENDMENT FOR A 6.1 +/- ACRE PARCEL LOCATED .5 MILES NORTH OF PALM COAST PARKWAY ON THE WESTSIDE OF US-1 FROM DEVELOPMENT OF REGIONAL IMPACT- MIXED USE (DRI-MU) TO INSTITUTIONAL**

Attorney Reischmann read the titles of the ordinances for Items 6, 7, 8 into the record. Attorney Reischmann reminded Council items 7 and 8 are quasi-judicial items and called for any ex-parte communication regarding Items 7 and 8, zoning map amendments. There was none. A question and answer period followed.

Public comments: No comments were received.

Pass

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

Approved - 5 - Council Member Robert Cuff, Vice Mayor Nick Klufas, Mayor Milissa Holland, Council Member Eddie Branquinho, Council Member Jack Howell, II

- 7. ORDINANCE 2019-XX ZONING MAP AMENDMENT FROM MASTER PLANNED DEVELOPMENT (MPD) TO PUBLIC/SEMIPUBLIC (PSP) FOR A 6+/- ACRE PARCEL LOCATED .50 MILES NORTH OF PALM COAST PARKWAY ON THE WESTSIDE OF US-1**

Attorney Reischmann read the titles of the ordinances for Items 6, 7, 8 into the record. Attorney Reischmann reminded Council this is a quasi-judicial item and called for any ex-parte communication (regarding Item 7, zoning map amendment). There was none. A question and answer period followed.

Public comments: No comments were received.

Pass

Motion made to approve by Council Member Cuff and seconded by Council Member Branquinho

Approved - 5 - Council Member Robert Cuff, Vice Mayor Nick Klufas, Mayor Milissa Holland, Council Member Eddie Branquinho, Council Member Jack Howell, II

- 8. ORDINANCE 2019-XX ZONING MAP AMENDMENT FROM PUBLIC/SEMIPUBLIC (PSP) TO GENERAL COMMERCIAL (COM-2) FOR A 5+/- ACRE PARCEL LOCATED NORTH OF WELLFIELD GRADE AND WEST OF US-1**

Attorney Reischmann read the titles of the ordinances for Items 6, 7, 8 into the record. Attorney Reischmann reminded Council this is a quasi-judicial item and called for any ex-parte communication (regarding Item 8, zoning map amendment). There was none. A question and answer period followed.

Public comments: No comments were received.

Pass

Motion made to approve by Council Member Howell, II and seconded by Council Member Branquinho

Approved - 5 - Council Member Robert Cuff, Vice Mayor Nick Klufas, Mayor Milissa Holland, Council Member Eddie Branquinho, Council Member Jack Howell, II

I. RESOLUTIONS

9. **RESOLUTION 2019-XX AMENDMENT TO THE PALM COAST PARK DEVELOPMENT OF REGIONAL IMPACT DEVELOPMENT ORDER TO DELETE AN APPROXIMATE SIX (6) ACRE PARCEL FROM THE BOUNDARIES OF THE DRI**

R20190020

Item 9 was part of the presentation regarding the Items 6, 7 and 8.

Pass

Motion made to approve by Council Member Howell, II and seconded by Vice Mayor Klufas

Approved - 5 - Council Member Robert Cuff, Vice Mayor Nick Klufas, Mayor Milissa Holland, Council Member Eddie Branquinho, Council Member Jack Howell, II

10. **RESOLUTION 2019-XX APPROVING SUPPLEMENTAL AMENDMENT #1 TO THE FDOT AGREEMENT, RELATING TO ADDITIONAL FUNDS FOR ROW ACQUISITION FOR OLD KINGS ROAD EXTENSION PHASE II PROJECT**

R20190021

Mr. Falgout gave a brief overview of the item.

Public Comments: No comments were received.

Pass

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

Approved - 5 - Council Member Robert Cuff, Vice Mayor Nick Klufas, Mayor Milissa Holland, Council Member Eddie Branquinho, Council Member Jack Howell, II

J. CONSENT

11. **RESOLUTION 2019-XX APPROVING MASTER SERVICES AGREEMENT WITH PRO LIME CORPORATION**

R20190022

Pass

Motion made to adopt on consent by Council Member Howell, II and seconded by Council Member Branquinho

Approved - 5 - Council Member Robert Cuff, Vice Mayor Nick Klufas, Mayor Milissa Holland, Council Member Eddie Branquinho, Council Member Jack Howell, II

12. RESOLUTION 2019-XX APPROVING A WORK ORDER WITH DRMP FOR ADDITIONAL DESIGN SERVICES FOR THE BELLE TERRE SAFETY IMPROVEMENT PROJECT

R20190023

Pass

Motion made to adopt on consent by Council Member Howell, II and seconded by Council Member Branquinho

Approved - 5 - Council Member Robert Cuff, Vice Mayor Nick Klufas, Mayor Milissa Holland, Council Member Eddie Branquinho, Council Member Jack Howell, II

K. OTHER BUSINESS

13. APPOINTMENT TO FILL A VACANCY ON THE BEAUTIFICATION AND ENVIRONMENTAL ADVISORY COMMITTEE (BEAC)

Virginia Smith reviewed the City Clerk's office procedures when seeking applicants for boards and committees.

Pass

Motion made to approve by Council Member Howell, II and seconded by Vice Mayor Klufas

Approved - 5 - Council Member Robert Cuff, Vice Mayor Nick Klufas, Mayor Milissa Holland, Council Member Eddie Branquinho, Council Member Jack Howell, II

14. PRESENTATION OF CERTIFICATES TO THE GRADUATING STUDENTS OF THE CITY OF PALM COAST'S 45TH CITIZENS ACADEMY CLASS

Cindi Lane presented Certificates of Completion to the Citizens' Academy class.

L. PUBLIC PARTICIPATION

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

James Zimmerman spoke of the differences between the County Citizens' Academy and the City's Citizens' Academy.

George Mayo asked if the code could be amended to include three story developments include elevators for the seniors.

Mr. Nielebeck asked that the website be updated and asked for an update on Florida Park Drive. He also hoped the speed limit will be changed on Colbert Road before the new developments are completed.

Pat Devoy thanked Cindi Lane for all of her efforts during the Citizens' Academy.

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

VM Klufas asked that the City consider purchasing portable speakers for speaking engagements.

CM Cuff thanked Ms. Devoy for her comments of thanks to City staff. He also reported he received comments that the sound on the streaming has not been the best.

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

No report.

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

Mr. Falgout indicated that in the future photos with Council will be taken before the meetings. He gave an update on the recruitment of a Traffic Engineer.

P. ADJOURNMENT

VM Klufas motioned to adjourn.

The meeting adjourned at 8:18 p.m.

Respectfully submitted,

*Virginia Smith, MMC, CP
City Clerk*