

City of Palm Coast
COUNCIL MEETING
City Hall
160 Lake Avenue
Palm Coast, FL 32164
Tuesday, August 6, 2019
6:00 p.m.

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

MINUTES

City Staff

Matthew Morton, 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
- All pagers and cell phones are to remain OFF while City Council is in session.

A. CALL TO ORDER

Vice Mayor Klufas called the meeting to order at 6:00 pm

B. PLEDGE OF ALLEGIANCE TO THE FLAG

C. ROLL CALL

City Clerk Virginia Smith called the roll. Mayor Holland was absent.

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.

Richard Atchinson asked, what is the proposed use for the City owned property in the L Section? He hoped the City would consider putting in a recreational activity for the children in the area.

Ceila Pugliese expressed her concerns with speeding on the canals; failing sea walls, buoys in the canals should post speed limits and PC Connect not working.

Chris Sleeper asked if there could be a sensor crosswalk on and bicyclists on Fellowship.

Jack Carall spoke of a commercial construction truck violations parking on curves; business tax receipts-how much do we charge for businesses operating out of their house?

William Warren of PC Little League thanked Council and staff for all they are doing for PC Little League.

Dennis Talbot issues with neighboring construction and stormwater flooding his back yard.

E. MINUTES

1. MINUTES OF THE CITY COUNCIL:

JULY 16, 2019 BUSINESS MEETING

JULY 30, 2019 WORKSHOP

Motion by Council Member Branquinho, seconded by Council Member Cuff to approve the minutes as presented. The motion carried unanimously.

F. PROCLAMATIONS

2. PROCLAMATION -NATIONAL SENIOR CITIZENS DAY
Council Member Branquinho presented the Proclamation.
3. PROCLAMATION-WILDFIRE AWARENESS-CELEBRATING SMOKY BEAR'S
75TH BIRTHDAY
Council Member Cuff presented the Proclamation.
4. PROCLAMATION-AUGUST 7, 2019 AS PURPLE HEART DAY
Council Member Howell presented this Proclamation.

G. ORDINANCES SECOND READ

5. ORDINANCE 2019-XX AMENDMENT TO THE TUSCAN RESERVE MPD
DEVELOPMENT AGREEMENT TO ADD 8 ADDITIONAL UNITS, AMEND
THE DEVELOPMENT STANDARDS, AND CLARIFY LANGUAGE FOR SIGNS
City Attorney Reischmann read the title into the record. Mr. Reischmann reminded Council
this is a quasi-judicial item and called for any ex-parte communications. There were none.

Public Comment

Jack Carall-What are they taking away to add eight new units and why?

Motion by Council Member Cuff, seconded by Council Member Howell to approve
the ordinance on second read. The motion carried unanimously.

6. ORDINANCE 2019-XX FUTURE LAND USE MAP AMENDMENT FOR 2.8+/-
ACRES OF LAND LOCATED 250' NORTHWEST OF OLD KINGS ROAD
EXTENSION AND MATANZAS WOODS PARKWAY INTERSECTION FROM
CONSERVATION TO GREENBELT-ADVENT HEALTH
City Attorney Reischmann read the title into the record. He asked for any ex-parte
communication. There were none.

Public Comment

There were none.

Motion by Council Member Cuff, seconded by Council Member Branquinho to
approve the ordinance on second read. The motion carried unanimously.

H. ORDINANCES FIRST READ.

7. ORDINANCE 2019-XX SUNSETTING THE LEISURE SERVICES ADVISORY COMMITTEE (LSAC) AND REPEALING CHAPTER 2, DIVISION 3, LEISURE SERVICES ADVISORY COMMITTEE, OF THE CODE OF ORDINANCES OF THE CITY OF PALM COAST

City Attorney Reischmann read the title into the record. Ms. Johnston provided a brief overview to this item.

Public Comment
There were none.

Motion by Council Member Cuff, seconded by Council Member Howell to approve the ordinance on first read. The motion carried unanimously.

8. ORDINANCE 2019-XX AMENDMENT TO THE GRAND LANDINGS MASTER PLANNED DEVELOPMENT AGREEMENT

City Attorney Reischmann read the title into the record. Mr. Reischmann reminded Council this is a quasi-judicial item and called for any ex-parte communications. There were none.

Mr. Michael Chiumento spoke on behalf of the applicant.

Public Comment

Ceila Pugliese asked if the City will be providing utilities-water and sewer?

Jack Carall asked for the size of the lots.

Robert Meyer spoke in opposition of the change.

Larry Lehtonen, Treasurer of the HOA but speaking as a homeowner agrees with some of the proposal but opposes other parts of the current proposal.

Caroline Sierra requested Council consider the current homeowners and the amenities for the development should be increased.

Joyce Jones, President of the HOA, speaking as a property owner and believes the HOA should be part of this process and a party to the agreement with the City; additional homes and reducing the lot size does nothing for her property value; believes there is no definite plan for the commercial property. The City and HOA should have a definitive plan.

Motion by Council Member Howell, seconded by Council Member Branquinho to approve the ordinance on first read. The motion carried unanimously.

Motion by Council Member Cuff, seconded by Council Member Howell to approve the ordinance on first read. The motion carried unanimously.

I. RESOLUTIONS

9. RESOLUTION 2019-XX APPROVING THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FEDERAL FISCAL YEAR (FFY) 2019 (FY 2019/20) ANNUAL ACTION PLAN

Mr. Jose Papa provided a brief overview to this item.

Celia Pugliese felt that Florida Park should be consider to be used for the CDBG as it meets the requirement for blight.

Mr. Falgout explained the criteria HUD considers when determining blight in a community.

J. OTHER BUSINESS

10. APPOINT A COUNCIL MEMBER AS THE VOTING DELEGATE TO THE 93RD ANNUAL FLORIDA LEAGUE OF CITIES (FLC) CONFERENCE

Motion by Council Member Branquinho seconded by Council Member Cuff to appoint Council Member Howell as the City's voting delegate at the Florida League of Cities Council.

K. CONSENT

11. RESOLUTION 2019-XX APPROVING A WORK ORDER WITH CPH, INC. FOR PRELIMINARY DESIGN AND PLANNING ACTIVITIES FOR EXPANSION OF WASTEWATER TREATMENT PLANT 2

12. RESOLUTION 2019-XX PURCHASE AND SALE CONTRACTS WITH MORRIS M. GROSS FOR SURPLUS LANDS AT 79 ROLLING SANDS DRIVE AND 20 WOODSTONE LANE

13. RESOLUTION 2019-XX APPROVING THE PURCHASE AND SALE CONTRACT WITH 13 COMMERCE BLVD HOLDINGS, LLC FOR WASTEWATER IMPROVEMENTS

14. RESOLUTION 2019-XX APPROVING A CONTRACT WITH HAZEN CONSTRUCTION, LLC, FOR THE CONSTRUCTION OF EQUIP WELL SW-43R AND RAW WATER MAIN PROJECT

15. RESOLUTION 2019-XX APPROVING MASTER SERVICE AGREEMENTS
WITH MULTIPLE FIRMS FOR CITY-WIDE ELECTRICAL INSTALLATION
AND REPAIR SERVICES

There were no comments.

Motion by Council Member Howell, seconded by Council Member Howell to
approve the Consent Agenda. The motion carried unanimously.

L. PUBLIC PARTICIPATION

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

Louis McCarthy thanked staff for the quick response on the WIR. He enjoys reading it.

George Mayo asked if the City has "Stop the bleed" kits. There was a donation made to the
County and there was mention that there were some kits given to the City. He hoped they
would be located in the Chambers and the City Manager's office.

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

Council Member Howell is still working on bringing jobs here through his affiliation with
the National Business Aviation Association. He requested to be allowed to send a letter on
behalf of the City from him. Council had no objection.

Vice Mayor Klufas thanked Council Member Howell for agreeing to be the delegate at the
FLC Annual Conference this month.

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

Nothing at this time.

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

Mr. Falgout advised the City does have safety and security measures and plans in place for
emergencies.

P. ADJOURNMENT

The meeting was adjourned at 7:40 P.M.

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