

CITYOFPALMCOAST  
COUNCIL WORKSHOP  
CITYHALL  
160 LAKE AVENUE PALMCOAST, FL 32164  
TUESDAY, JANUARY 28, 2020  
9:00 A.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.

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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

Mayor Holland called the meeting to order at 9:00 a.m.

B. PLEDGE OF ALLEGIANCE TO THE FLAG

C. ROLL CALL

City Clerk Virginia 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 on a 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.

Mrs. Vitale spoke of health concerns from reports coming out of China. We need a supply of masks.

Perry Mitrano spoke regarding his concerns about the quality of life potential changes in the L Section.

John McAroy moved here 3 years ago as Broward overpopulated -quality of life went down. John Brady asked why the apartment next to movie theater is no longer for seniors? Why did Council approve 3 story buildings without elevators-a health challenge?

Mr. Nielebeck thought the City now has a traffic engineer who is using outdated information to allow these developments to proceed.

#### Responses to Public Comments

Attorney Reischmann provided an overview to the Quasi-judicial process.

Mayor Holland provided an overview to the process and that the City has not received an application as of yet on this proposed development.

Council Member Cuff provided an overview of his opinion to the quasi-judicial items and process.

Vice Mayor Klufas concurred with Council Member Cuff

Mr. Morton stated for the record we have not received an application. We are waiting to respond once we have received an application.

Mayor Holland asked for Ms. Pugliese to share the photo with her.

## E. PRESENTATIONS

### 1. ORDINANCE 2020-XX ESTABLISHING A PROCESS FOR THE ISSUANCE OF TRESPASS WARNINGS ON PUBLIC PROPERTY

Attorney Reischmann provided an overview to this item. Topic discussed included the number of people who have been trespassed; two individuals are currently trespassed; the ordinance providing an appeal process; the authority of the Sheriff's Department and City Manager to trespass people; other jurisdictions in Florida using a similar ordinance; the process and the steps necessary before a trespass is given and Council being removed from the process. This item will be continued at the next business meeting.

### 2. ORDINANCE 2020-XX AMENDING ARTICLE ### OF THE PALM COAST CODE OF ORDINANCES BY PROVIDING FOR THE REGULATION OF VAPOR-GENERATING ELECTRONIC DEVICES AND LIQUID NICOTINE

Attorney Reischmann provided an overview to this item. Topics discussed included: dangers of the chemicals; the manufacturer of vaping; the restrictions being the same for smoking in public places; the legal age of smoking; the current availability of vaping material; middle school aged children vaping; enforceability of the ordinance; the state introducing legislation; paraphernalia; working with other municipalities; the Sheriff's input; the State's bill; the ordinance more specific to the community and the impact of

possibly saving lives from becoming addicted to tobacco in the community.

Vice Mayor Klufas had an emergency and had to leave the meeting. 10:12 a.m.

This item will be continued at the next Business meeting.

3. RESOLUTION 2020-XX APPROVING THE CAPITAL FINANCE PLAN FOR THE EXPANSION OF WASTEWATER TREATMENT PLANT #2

Mr. Carl Cote and Mr. Michael Grunewald presented a PowerPoint presentation, which is attached to these minutes. A questions and answer period followed. This item will be continued at the next Business Meeting.

F. WRITTEN ITEMS

G. PUBLIC PARTICIPATION

There were none.

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

Council Member Howell responded to Mr. Brady's question regarding the elevators issue- the developer stated at the public meeting that elevators are for 4th floor. Staff then did research and an elevator is not required for 2 floors.

Council Member Branquinho expressed his sympathies to the families of those involved in the helicopter crash.

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

No report.

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

Mr. Morton provided an overview to the workshop analysis to reduce workshops to one per month. Council held a discussion on the proposed analysis. Topics discussed transparency; City Manager communicating if it is necessary to meet more than once; the concentrates of the Sunshine Law; the need to deliberate over the items; budget process.

Mayor Holland was in favor of moving workshops to one meeting. Council Members Branquinho, Cuff and Howell were willing to move forward with the change.

Mr. Morton updated Council on the tracking of PC Connect and the good responses that are coming from it. We are responding within 2.3 hours and following up that the work is completed.

K. ADJOURNMENT

The meeting adjourned at  
11:05 A.m.

Respectfully submitted,  
Virginia A. Smith, CMC  
City Clerk