

CITY OF PALM COAST
SPECIAL COUNCIL BUSINESS MEETING
HYBRID MEETING
PALM COAST, FL 32164
MONDAY, NOVEMBER 2, 2020
9:00 A.M.

Mayor Milissa Holland
Vice Mayor Nick Klufas
Council Member Eddie Branquinho
Council Member Robert G. Cuff
Council Member Jon Netts

AGENDA

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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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. RESOLUTION

1. RESOLUTION 2020-XX CONSIDER THE RECOMMENDED ORDER FROM THE HEARING OFFICER RELATING TO THE CITY'S MOTION TO DISMISS THE APPEAL OF THE INSURANCE BID

Ms. Segal George, Council's attorney and Ms. Smith, City Clerk provided a brief overview to this item.

Mr. Jacob Schumer, attorney for City staff, presented his argument on the Recommended Order (RO) for the Motion to Dismiss the Appeal on the Bid Protest for City insurance.

Council conducted a question and answer period with Mr. Schumer.

Mr. Dennis Bayer, attorney for PRIA, presented his argument on the RO. Mr. Bayer reserved two minutes for after hearing from FMIT's attorney. Council conducted a question and answer period with Mr. Bayer. Council Member Netts suggested to rebid.

Mr. Bayer no objection to rebid.

Vice Mayor Klufas expressed his concerns with bid process appeal verbiage.
Public Comments:

There were no comments.

Council Member Branquinho motioned to reject the hearing officer's recommended order and move forward with Option #2 in the agenda. Council Member Netts confirmed this will allow PRIA time to cure the bond. Yes. Motion was seconded by Vice Mayor Klufas.

Council held further discussion on the motion.

An amended Motion was made by Council Member Branquinho to reject the RO from the Hearing Officer to deny the Motion to Dismiss and, instead grant the motion and provide the alternative for PRIA to provide the appropriate bond and allow the appeal to continue if the bond is provided. Seconded by Vice Mayor Klufas.

The amended motion made after discussion by City Attorney relating the timing of the required bond and the scheduled hearing. The amended motion made by Council Member Branquinho to reject the RO from the Hearing Officer to deny the Motion to Dismiss and instead grant the motion and provide the alternative for PRIA to provide the appropriate bond by November 4 at 5pm and allow the appeal to continue if the bond is provided. Seconded by Vice Mayor Klufas. The motion carried four to one with Council Member Netts voting no.

E. ADJOURNMENT

The meeting was adjourned at 10:30 a.m.

Respectfully submitted,
Virginia A. Smith, MMC
City Clerk