

CITY OF PALM COAST
COUNCIL BUSINESS MEETING
HYBRID MEETING
160 LAKE AVENUE
PALM COAST, FL 32164
TUESDAY, JANUARY 19, 2021
9:00 A.M.

Mayor Milissa Holland
Vice Mayor Eddie Branquinho
Council Member Victor Barbosa
Council Member Ed Danko
Council Member Nick Klufas

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. If you are interested in participating via Zoom, please call 386-223-1690. Should you have any difficulty with the number, please call 386-986-2391 and a representative will assist you.

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.

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. And pursuant to the City Council's Meeting Policies and Procedures:

- (1) Each speaker shall at the podium, provide their name and may speak for up to 3 minutes.
- (2) The Public may provide comments to the City Council relative to matters not on the agenda at the times indicated in this Agenda. Following any comments from the public, there may be discussion by the City Council.

- (3) When addressing the City Council on specific, enumerated Agenda items, speakers shall:
- (a) direct all comments to the Mayor;
 - (b) make their comments concise and to the point;
 - (c) not speak more than once on the same subject;
 - (d) not, by speech or otherwise, delay or interrupt the proceedings or the peace of the City Council;
 - (e) obey the orders of the Mayor or the City Council; and
 - (f) not make any irrelevant, impertinent or slanderous comments while addressing the City Council; which pursuant to Council rules, shall be considered disorderly.
- (4) Any person who becomes disorderly or who fails to confine his or her comments to the identified subject or business, shall be cautioned by the Mayor and thereafter must conclude his or her remarks on the subject within the remaining designated time limit.

Any speaker failing to comply, as cautioned, shall be barred from making any additional comments during the meeting and may be removed, as necessary, for the remainder of the meeting

Ceila Pugliese asked that Council take more time in considering the residents' quality of life when making decision regarding certain projects. She hoped this to see a change in the near future.

E. MINUTES

1. MINUTES OF THE CITY COUNCIL
DECEMBER 15, 2020 BUSINESS MEETING
JANUARY 5, 2021 SPECIAL MEETING
JANUARY 12, 2021 WORKSHOP
Motion by Vice Mayor Branquinho, seconded by Council Member Klufas to approve the minutes as presented. The motion carried unanimously.

F. PROCLAMATIONS/PRESENTATIONS

2. PRESENTATION EMPLOYEE AWARDS/RECOGNITION
Mr. Morton introduced Ms. Renina Fuller, Human Resources Director. She reviewed employees' accomplishments and those that have received accolades from the public.
3. PROCLAMATION JANUARY AS STALKING AWARENESS MONTH
Vice Mayor Branquinho read the proclamation into the record. The representatives of the Family Life Center accepted the proclamation and thanked Council for bringing awareness to the cause.
4. PROCLAMATION HUMAN TRAFFICKING AWARENESS MONTH
Council Member Barbosa read the proclamation into the record. Representatives of the Family Life Center accepted the proclamation and spoke of an upcoming local event.
5. PROCLAMATION FOR THE MAYOR'S 90/90 FITNESS CHALLENGE
Council Member Klufas read the proclamation into the record. Lauren Johnston and Brittany McDermott from the Parks and Recreation Department shared a few goals for the program and upcoming classes that are available.

G. ORDINANCES (Second read)

6. ORDINANCE 2021-XX LAKEVIEW ESTATES MASTER PLANNED DEVELOPMENT, APPLICATION # 4150, INCLUDING THE RECOMMENDATIONS MADE BY THE PLANNING AND LAND DEVELOPMENT REGULATION BOARD

City Attorney Reischmann read the title into the record.

Attorney Reischmann reminded Council this is a quasi-judicial email. Mayor Holland called for any ex-parte communications.

Council disclosed receiving emails and letters, which were not responded to by any member of Council. They based their decision on what was presented before them.

Public Comment

The following members of the public came forward to give their concerns, opinions and suggestions: Susan Shiverdecker, Vicki, last name was not given, Leanne Pennington and Celia Pugliese.

Mr. Tyner responded to public comments. He clarified that the City does not enforce the Covenant and Restriction, the storage is for the residents only and therefore, not a commercial use; conservation easements are not discussed until the site plan is presented. This item is for the zoning of the development.

Council held an additional discussion on this item. Topics discussed were additional buffer on Tract 9; stormwater easement; items covered in the site plan review; limitations on density on the tract before the additional 50 feet.

Motion by Council Member Danko, seconded by Council Member Barbosa to approve the masterplan development with the Planning Board recommendation and add a buffer on Tract 9 of an additional 50 feet.

Discussion among Council included stormwater retention ponds within Tract 9; if the 50 feet more would interfere with the project.

Mr. Chiumento spoke for the developer and indicated it would interfere and would limit the functional development of that parcel.

The motion carried four to one with Vice Mayor Branquinho voting no.

H. ORDINANCES (First read)

7. ORDINANCE 2021-XX WEST PINES MPD AMENDMENT - APPLICATION # 4499

Attorney Reischmann read the title of the ordinance into the record. He asked for any exparte communications. There were none. Mr. Morton gave an overview of the item.

Public Comment

The following members of the public came forward to give their concerns, opinions and suggestions: Jim Sinell, Dr. Frank Zadnick and Robert Boone.

Motion by Vice Mayor Branquinho, seconded by Council Member Danko to approve the West Pines MPD Amendment, Application 4499. The motion carried unanimously.

I. RESOLUTIONS

8. RESOLUTION 2021-XX APPROVING AN OPTION AND GROUND LEASE AGREEMENT WITH DIAMOND TOWERS V LLC FOR CONSTRUCTION OF A TELECOMMUNICATIONS TOWER AT PALM HARBOR GOLF CLUB FL162

Mayor Holland read the title of the item into the record. She reviewed the history of the item. Mayor Holland passed the gavel to Vice Mayor Branquinho.

Motion by Mayor Holland, seconded by Council Member Barbosa, to reject this location and remove this location from the Master Plan List and reject the agenda item today, the Master Lease Agreement with Diamond Towers.

The motion carried unanimously, after a roll call vote.

9. RESOLUTION 2021-XX APPROVING PIGGYBACKING PINELLAS COUNTY'S DISCLOSURE COUNSEL SERVICES AGREEMENT WITH NABORS, GIBLIN & NICKERSON, PA, FOR DISCLOSURE COUNSEL SERVICES

Mr. Morton presented an overview to this item.

Public comment was opened. No comments were received. Public Comment was closed.

Motion by Vice Mayor Branquinho, seconded by Council Member Klufas to approve Resolution 2021-01 as presented. The motion carried unanimously.

10. RESOLUTION 2021-XX APPROVAL OF RESTORATION OF FISCAL YEAR 2021 EMPLOYEE COST OF LIVING ADJUSTMENT (COLA) PROGRAM, FISCAL YEAR 2020 CITY MANAGER EVALUATION PAY INCREASE AND FUNDING FOR TWO ADDITIONAL LAW ENFORCEMENT DEPUTIES

Mr. Morton and Ms. Alves gave an overview to this item.

Public Comments;

Perry Mitrano thanked Mr. Morton for his guidance and direction to his staff.

J. CONSENT

There were no public comments.

11. RESOLUTION 2021-XX APPROVING A MASTER SERVICE AGREEMENT WITH THE SOUTHERN GROUP OF FLORIDA, INC., FOR STATE LOBBYIST SERVICES

12. RESOLUTION 2021-XX APPROVING A MASTER SERVICES AGREEMENT WITH G.E.M. STONE CONTRACTORS, INC. FOR CONCRETE DRIVEWAY REPLACEMENT AND CONCRETE FLAT WORK SERVICES

13. RESOLUTION 2021-XX APPROVING A MASTER PRICE AGREEMENT WITH CONTRACTOR SPECIALTIES & SUPPLY CO. INC., FOR THE PURCHASE OF 526 MANHOLE DISHES FOR THE WASTEWATER COLLECTION SYSTEM

14. RESOLUTION 2021-XX APPROVING PIGGYBACKING THE BROWARD COLLEGE CONTRACT WITH SHENANDOAH GENERAL CONSTRUCTION, LLC. FOR STORM DRAIN CLEANING, REPAIRS AND MAINTENANCE
15. RESOLUTION 2021-XX APPROVING A PRICE AGREEMENT WITH ARGOS READY MIX, LLC, FOR 4,000 PSI CONCRETE FOR CITYWIDE USE
16. RESOLUTION 2021-XX APPROVING THE RESERVATION AND SALES AGREEMENT BETWEEN LAKE SWAMP, LLC AND THE CITY OF PALM COAST FOR WETLAND MITIGATION CREDITS FOR THE SOUTHERN WELLFIELD, EQUIP 3 WELLS AND RAW WATER MAIN PHASE 3 PROJECT
17. RESOLUTION 2021-XX APPROVING A MASTER SERVICES AGREEMENT WITH PBM CONSTRUCTORS, INC. FOR THE FF-11A AND FF-21 PUMP STATION UPGRADES

K. PUBLIC PARTICIPATION

(Remainder of Public Comments is limited to three (3) minutes each.)
There were none.

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

Vice Mayor Branquinho thanked every staff member for doing a great job and wished all a Happy New Year.

Council Member Barbosa was happy to see the Council and the citizenry working well together.

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

Nothing at this time.

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

Mr. Morton responded to Ms. Pugliese and assured all that we are listening to the residents. We have made it a habit to meet with the residents as we did with all these projects today. To those that still have questions, please call us. We will let you know what happened with the Matanzas Wood project.

Sole source and emergency projects-provided a brief description

O. ADJOURNMENT

Motion by Council Member Branquinho, seconded by Council Member Klufas to adjourn the meeting. The meeting adjourned at 10:15 a.m.

Respectfully submitted by:

Virginia A. Smith, MMC
City Clerk