

CITY OF PALM COAST
COUNCIL WORKSHOP MEETING
160 LAKE AVENUE
PALM COAST, FL 32164
TUESDAY, JULY 13, 2021
9 A.M.

Acting Mayor Eddie Branquinho
Council Member Victor Barbosa
Council Member Ed Danko
Council Member Nick Klufas

MINUTES

City Staff

Denise Bevan, 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.

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

A. CALL TO ORDER

Mayor Branquinho 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.

Robert MacDonald-When will this building have ADA accessibility? A resident owes the City \$100K. What is the City's plan to recover these dollars?

Jan Markowitz-Cimmaron Drive; I ride a trike which takes up a little more space and need more room for riders like me. Concerns with speeders. Cimmaron Drive does not have bike lanes nor sidewalks.

Al Krier-2 petitions that we submitted to Council. The first petition was for phase 1, submitted on June 2. The second petition was submitted on June 22. Mr. Krier and other citizens will go through the over four communities that feed onto Cimmaron Drive to make it a much safer area. The support is overwhelming. Mr. Krier asked the Council to please continue to keep this request alive and thanked Council for their support.

Brian Butka-Slow Way closure-last Council meeting, the signs were to be installed. Mr. Butka applauds Council and asked what is the City's reasoning behind this process-to protect the stop sign, commercial trucks?

Mayor Branquinho responded to public comments:

Slow Way-just last week we decided to give it six months to work; with all due respect, we need to give it the full six months to see if it works. Please talk with your colleagues and bear with us to see if the signs solve the problem.

Cimmaron Drive-we will keep it alive regarding your comments. It is never too much to hear from the residents on problems.

Handicap accessibility-wants to see Mr. MacDonald smile. ADA and compliance are very serious and Mr. MacDonald should have answers today. Mr. Mancill addressed Mr. MacDonald providing an update that the push button doors in the Community Wing will be completed by the end of August.

\$100K owed to the City? Is anyone familiar with this issue? Ms. Bevan is unaware of this situation. Attorney Reischmann provided an overview to when a municipality is owed money and that today we will be discussing the code enforcement process. Does not know this particular issue.

E. PRESENTATIONS

1. PRESENTATION – FCSO PROPOSAL FOR LAW ENFORCEMENT ENHANCED SERVICES

Sheriff Staly and Dr. Joseph Saviak provided a presentation to Council on enhanced law enforcement services.

Council held a lengthy discussion regarding funding of the enhanced law enforcement services for Palm Coast. All Council was supportive of additional deputies, and Council will be discussing through the budget process.

2. PRESENTATION - OVERVIEW OF PROPOSED FY 2021 GENERAL FUND BUDGET AND DISCUSSION OF TRIM RATE OPTIONS

Ms. Bevan provided a brief overview to this item. Ms. Helena Alves and Ms. Gwen Ragsdale presented Council with the proposed general fund budget. Each department director provided Council with their department budgets.

Topic Discussed:

Parking in the swales. Two employees are dedicated to the parking issues. Sheriff's officers enforce swale violations from 1:00 a.m. to 6:00 a.m.

COLA increase. It appeared to be across the board 7% increase for all employees. Ms. Bevan clarified that each employee will receive a 3% COLA increase, and those who qualify will receive up to a 4% merit.

Commercial Vehicles.

Proposed Millage Rate.

3. PRESENTATION - STRATEGIC ACTION PLAN ROADMAP FOR FY 22

Ms. Bevan introduced this item. Ms. Johnston and department directors presented to Council on this item.

Council recessed for lunch at 12:05 p.m.; Council reconvened at 12:25 p.m.

CM Danko asked why dredging of canals is not a priority since it is one of our biggest amenities. Ms. Bevan advised that today's presentation was for items adopted by resolution to be part of the Strategic Action Plan. CM Barbosa suggested the Council consider a special tax for those that live on the canals so the rest of the citizens would not have pay for that. Mayor Branquinho suggested that the Council should have the new Mayor involved in this discussion.

4. PRESENTATION - CODE ENFORCEMENT PROCESS

Ms. Neysa Borker, Assistant City Attorney and Ms. Grossman, Code Enforcement Manager, provided Council with a presentation of the Code Enforcement process.

5. RESOLUTION 2021-XX APPROVING THE NUISANCE ABATEMENT INITIAL ASSESSMENT

Mr. DeLorenzo presented the results of the survey to City Council. The Council discussed putting this matter to a referendum. Attorney Reischmann advised that the City Council can amend the commercial vehicle ordinance without a referendum. The Council agreed to hold this matter until the next mayor is in office.

6. PRESENTATION - COMMERCIAL VEHICLE ORDINANCE SURVEY

Mr. DeLorenzo presented the results of the survey to City Council. The Council discussed putting this matter to a referendum. Attorney Reischmann advised that the City Council can amend the commercial vehicle ordinance without a referendum. The Council agreed to hold this matter until the next mayor is in office.

F. WRITTEN ITEMS

7. RESOLUTION 2021-XX APPROVING AN AMENDMENT TO THE FFY 2020 (FY20/21) CDBG ANNUAL ACTION PLAN

Mr. Jose Papa presented Council on items 7, 8, and 9 together.

8. RESOLUTION 2021-XX APPROVING THE ADOPTION OF THE CDBG FIRST TIME HOMEBUYERS ASSISTANCE PROGRAM PLAN

This item was presented together with items 7 and 9.

9. RESOLUTION 2021-XX APPROVAL OF THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FEDERAL FISCAL YEAR (FFY) 2021 (FY 2021/22) ANNUAL ACTION PLAN

This item was presented together with items 7 and 8.

G. PUBLIC PARTICIPATION

There were none.

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

CM Klufas-thanked all those who worked on keeping the Splash Pad open and fixing it. Also, do CDD's code override City Codes? Mr. Tyner advised that City codes take precedence over the CDD's code.

CM Barbosa-Ms. Bevan is doing a great job and reminded the Council that she graciously volunteered to help our City in time of need; in regards to the recent news-I do not know anything about this. CM Barbosa addressed the current events that have been reported, by stating that he has not been contacted by law enforcement; that this is his community, and he ran to represent the people, which is what he will continue to do.

Mayor Branquinho-I feel this is an appropriate time to request information from the City Attorney for processes. Attorney Reischmann provided an overview to the process regarding the allegations presented this past week on CM Barbosa.

Mayor Branquinho-Forgot last week to thank staff for the 4th of July events. He also requested Ms. Bevan ask the fire department or health department provide an update on the Delta variance.

Mayor Branquinho-to CM Danko I have not received an update from any law enforcement agency regarding the supposed charges against our former mayor.

I received a picture of myself and CM Klufas with a question as to our endorsements. Conversation ensued.

Attorney Reischmann reminded Council of their rules and procedures and oath of civility.

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

Nothing at this time.

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

Nothing at this time.

K. ADJOURNMENT

Respectfully Submitted by:

Virginia A. Smith, MMC/CP

City Clerk/Paralegal