

CITY OF PALM COAST  
COUNCIL BUSINESS MEETING  
160 LAKE AVENUE  
PALM COAST, FL 32164  
TUESDAY, AUGUST 17, 2021  
9 A.M.

Mayor David Alfin  
Vice 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.

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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 Alfin 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. Councilman Danko requested Council allow him to appear remotely due to extenuating circumstances of quarantining due to exposure of COVID 19. Councilman Danko was having difficulty connecting to the meeting via CMT and was absent.

Attorney Reischmann advised of the Attorney General Opinion allowing Council to appear remotely due to extenuating circumstances, such as this.

Council concurred that Councilman Danko was allowed to appear remotely and discuss and vote on items.

#### 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.

Members of the public may make comments during the public comment portion of the meeting. Please be advised that public comment will only be permitted during the public comment portions of the agenda at the times indicated by the Chair during the meeting.

Steve Carr presented Council with a handout regarding safety and traffic calming methods relating to Florida Park Drive.

Al Krier-Cimmaron Drive; presented Council with the fourth petition for increased safety measures on Cimmaron Drive. Thanked Council and staff for their support and hard work. Palm Coast is a great City.

Responses to Public Comments:

Vice Mayor Branquinho-clarified that there is more than one street with the issues experienced on Cimmaron Drive.

Mayor Alfin deferred comments to City Manager Bevan at the end of the meeting.

E. MINUTES

1. MINUTES OF THE CITY COUNCIL:

AUGUST 3, 2021 BUSINESS MEETING

AUGUST 10, 2021 WORKSHOP MEETING

Pass

Motion made to approve by Council Member Klufas and seconded by Vice Mayor Branquinho

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie

Branquinho, Council Member Victor Barbosa, Council Member

Nick Klufas

F. PRESENTATIONS AND PROCLAMATIONS

2. PRESENTATION – COVID-19 UPDATE

Mr. Bob Snyder from the Flagler Department of Health provided Council with an update to COVID-19.

3. PRESENTATION – PARKS & RECREATION TEEN AFTERCARE PARTNERSHIP WITH FLAGLER COUNTY SCHOOLS

Ms. Lauren Johnston, Chief of Staff, presented to Council on this item. Mr. Ryan Andrews, principal of Indian Trails Middle School was in attendance and support.

G. ORDINANCES SECOND READ

4. ORDINANCE 2021-XX APPROVING REZONING OF 10.85 +/- ACRES FROM HIGH INTENSITY COMMERCIAL (COM-3) TO MULTI-FAMILY RESIDENTIAL-2 (MFR-2) FOR PROPERTY KNOWN AS THE TRIBUTE - APPLICATION # 4738

Attorney Reischmann read the title into the record, and reminded Council this is a quasi-judicial item. Mayor Alfin called for any ex-parte communications. Vice Mayor Branquinho received a call from Toby Tobin, however, they did not discuss the matter.

Public Comments:

There were none.

A motion was made by Councilman Klufas to approve. Mayor Alfin passed the gavel to Vice Mayor Branquinho and seconded the motion. Discussion was held. Motion failed 2 to 2.

After discussion, Councilman Klufas made a motion to continue to a day and time certain, September 7, 2021, the next Council Meeting. Vice Mayor Branquinho seconded the motion. There were no comments. City Clerk Virginia Smith performed roll call and the motion passed 4-0.

Pass

Motion made to continue Motion to continue to time certain of September 7, 2021. by Council Member Klufas and seconded by Vice Mayor Branquinho

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

5. ORDINANCE 2021-XX VOLUNTARY ANNEXATION OF 141.5 ACRE AREA 3,000' NORTH OF STATE ROAD 100 ON THE EASTSIDE OF ROBERTS ROAD  
Attorney Reischmann read the tilte into the record.

Public Comments:

There were none.

Pass

Motion made to Adopted on second reading by Council Member Klufas and seconded by Vice Mayor Branquinho

Approved - 5 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Ed Danko, Council Member Nick Klufas

#### H. ORDINANCES FIRST READ

6. ORDINANCE 2021-XX AMENDING THE FUTURE LAND USE MAP DESIGNATION FOR 108+/- ACRES OF PROPERTY FROM MIXED USE TO RESIDENTIAL AND A SITE SPECIFIC POLICY TO LIMIT DEVELOPMENT ON THE 108+/-PARCEL TO 295 DWELLING UNITS

Attorney Reischmann read the title of the Ordinance into the record.

Mr. Tyner and Mr. Papa presented Items 6 and 7 to Council.

Brett Markovitz with CPH Engineering introduced Mr. Nico Chami of MAS Development Corp who is here with him. Mr. Markovitz presented Council with an overview to these items.

Public Comments:

There were none.

Pass

Motion made to Adopted on second reading by Vice Mayor Branquinho and seconded by Council Member Barbosa

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

7. ORDINANCE FLAGLER VILLAGE REZONING - APPLICATION # 4743

Attorney Reischmann read the title of the Ordinance into the record. This item was heard with item 6. Attorney Reischmann reminded Council this is a quasi-judicial item and called for any ex-parte communication. There were no ex-parte communication reported. Councilman Barbosa made a motion to approve. Vice Mayor Branquinho seconded the motion. The motion passed 4-0.

Pass

Motion made to Adopted on second reading by Council Member Barbosa and seconded by Vice Mayor Branquinho

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

8. ORDINANCE 2021-XX AMENDING CITY OF PALM COAST CODE OF ORDINANCES, CHAPTER 16, BUSINESSES AND BUSINESS REGULATIONS, BY DEFINING COLLECTION BIN AND ADDING A NEW ARTICLE AS TO THE REGULATION OF COLLECTION BINS WITHIN THE CITY LIMITS

Pass

Motion made to Approved on first reading by Council Member Barbosa and seconded by Council Member Klufas

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

Attorney Reischmann read the title into the record.

Attorney Reischmann stated that this is a Legislative matter and read the title of the proposed Ordinance.

Barbara Grossman and Jason DeLorenzo were available for Council questions. There were none.

Public Comments:

There were none.

Councilman Barbosa made a motion to approve the first reading of the Ordinance. Councilman Klufas seconded the motion. There was no further discussion. The motion passed 4-0.

9. ORDINANCE 2021-XX AMENDING THE CITY OF PALM COAST CODE OF ORDINANCES SEC. 41-11 FACILITIES AT SINGLE-FAMILY PROPERTIES TO CLARIFY THE SCREENING REQUIREMENT FOR GARBAGE CONTAINERS

Pass

Motion made to Approved on first reading by Council Member Barbosa and seconded by Council Member Klufas

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

Attorney Reischmann read the title into the record.

Public Comments:

There were none.

Councilman Barbosa made a motion to approve the first reading of the Ordinance. Councilman Klufas seconded the motion. The motion passed 4-0.

I. RESOLUTION

10. RESOLUTION 2021-XX APPROVING THE OLD KINGS ROAD SPECIAL ASSESSMENT ROLL TO BE TRANSMITTED TO THE FLAGLER COUNTY TAX COLLECTOR

Pass

Motion made to approve by Council Member Klufas and seconded by Vice Mayor Branquinho

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

Attorney Reischmann read the title of this Resolution into the record.

Public Comments:

There were none.

Jason DeLorenzo confirmed for Councilman Klufas that staff had addressed citizens' concerns from last week and the citizens were satisfied.

Councilman Klufas made a motion to approve this Resolution. Vice Mayor Branquinho seconded the motion and the motion passed 4-0.

11. RESOLUTION 2021-XX APPROVING THE FINAL NUISANCE ABATEMENT ASSESSMENT

Pass

Motion made to approve by Council Member Klufas and seconded by Vice Mayor Branquinho

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

Attorney Reischmann read the title of this Resolution.

Public Comments:

There were none.

Councilman Klufas made a motion to approve this Resolution. Vice Mayor Branquinho seconded the motion. The motion passed 4-0 with no discussion.

12. RESOLUTION 2021-XX APPROVING AMENDING THE PARKS AND RECREATION FEE STRUCTURE

Pass

Motion made to approve by Vice Mayor Branquinho and seconded by Council Member Klufas

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

Attorney Reischmann read the title into the record. Vice Mayor Branquinho thanked Lauren Johnston for the work she did on this.

Public Comments:

There were none.

Councilman Branquinho made a motion to approve this Resolution. Councilman Klufas seconded the motion. There were no comments and the motion passed 4-0.

### 13. RESOLUTION 2021-XX APPROVING 2022 LEGISLATIVE PRIORITIES

Pass

Motion made to approve by Vice Mayor Branquinho and seconded by Council Member Klufas

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

Attorney Reischmann read the title into the record.

Mr. DeLorenzo provided a brief overview to this item and the priorities to be transmitted to County. The three priorities are:

1. Pep tank areas as a priority to restore power to in the event of an emergency
2. Funding of Phase 2 and Phase 3 work plan for Old Kings Road
3. Transportation access to the west

Vice Mayor Branquinho made a motion to approve this Resolution. Councilman Klufas seconded the motion. There was no discussion nor public comments. The motion passed 4-0.

### J. OTHER BUSINESS

#### 14. CITY COUNCIL MAYORAL LIAISON APPOINTMENTS

Pass

Motion made to approve Motion to reappoint the Mayor, Mayor Alfin to River to Sea. by Vice Mayor Branquinho and seconded by Council Member Klufas

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

City Clerk Virginia Smith explained that with the resignation of Mayor Holland there is a need to appoint a mayoral liaison.

Vice Mayor Branquinho made a motion to appoint Mayor Alfin. Councilman Klufas seconded the motion.

Mayor Alfin stated he was happy to accept the appointment to help us gain a regional impact.

Public Comments:

There were none.

#### 15. APPOINT FIVE MEMBERS TO THE DISTRICTING COMMISSION

Jose Papa reported that City Charter Article IX(4)(a) requires a revisit of voting districts every 10 years in conjunction with the Census. Additionally, the Charter calls for the Council to



appoint a redistricting commission. In the past, each councilmember makes one appointment from their district and the Mayor makes one at large.

The City received the data from the Census last week. In order to be compliant, the Council must have appointments made by end of August. Today's purpose is to alert the Council of this requirement. The Council agreed to call a Special Meeting on Tuesday, August 24, 2021.

Attorney Reischmann recommended Council present recommendations to staff for vetting. Mr. Papa confirmed that the staff will be available to give guidance to the newly appointed commission. The Councilmembers will bring a couple of candidates from their prospective districts.

Public Comments:

There were none.

Mayor Alfin asked for a motion to hold a special meeting on August 24, 2021. Vice Mayor Branquinho made the motion, and Councilman Barbosa seconded the motion. The motion passed 4-0.

#### K. CONSENT

16. RESOLUTION 2021-XX APPROVING THE CONTINUATION OF THE HEALTH INSURANCE WITH FLORIDA BLUE AND TO INCLUDE STOP LOSS AND LIFE AND DISABILITY INSURANCE

Pass

Motion made to Adopt on consent by Vice Mayor Branquinho and seconded by Council Member Klufas

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

17. RESOLUTION 2021-XX APPROVING A WORK ORDER WITH TRANSMAP CORPORATION FOR AN UPDATE TO THE PAVEMENT CONDITION SURVEY

Pass

Motion made to Adopt on consent by Vice Mayor Branquinho and seconded by Council Member Klufas

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

18. RESOLUTION 2021-XX APPROVING PIGGYBACKING THE SEMINOLE COUNTY CONTRACT WITH FERGUSON ENTERPRISES, LLC., FOR CITYWIDE PURCHASES OF CONCRETE, CORRUGATED AND DRAINAGE PIPES ON AN AS NEEDED BASIS

Pass

Motion made to Adopt on consent by Vice Mayor Branquinho and seconded by Council Member Klufas

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

19. RESOLUTION 2021-XX APPROVING A WORK ORDER WITH JACOBS ENGINEERING GROUP FOR DESIGN AND CONSTRUCTION ENGINEERING SERVICES FOR THE PHASE 2 WASTEWATER TREATMENT PLANT #1 HEADWORKS BYPASS & AERATION IMPROVEMENTS

Pass

Motion made to Adopt on consent by Vice Mayor Branquinho and seconded by Council Member Klufas

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

20. RESOLUTION 2021-XX APPROVING MASTER PRICE AGREEMENT WITH UNIVAR SOLUTIONS USA, INC. FOR THE PURCHASE OF SODIUM HYDROXIDE

Pass

Motion made to Adopt on consent by Vice Mayor Branquinho and seconded by Council Member Klufas

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

21. RESOLUTION 2021-XX APPROVING MASTER PRICE AGREEMENT WITH SHRIEVE CHEMICAL COMPANY, LLC FOR THE PURCHASE OF 93% SULFURIC ACID

Pass

Motion made to Adopt on consent by Vice Mayor Branquinho and seconded by Council Member Klufas

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Victor Barbosa, Council Member Nick Klufas

22. RESOLUTION 2021-XX APPROVING MASTER PRICE AGREEMENT WITH ALLIED UNIVERSAL CORPORATION FOR THE PURCHASE OF SODIUM HYPOCHLORITE

Pass

Motion made to Adopt on consent by Vice Mayor Branquinho and seconded by Council Member Klufas

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho,  
Council Member Victor Barbosa, Council Member Nick Klufas

L. PUBLIC PARTICIPATION

There were none.

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

Councilman Klufas-congratulated Reilly Opelka on his wins.

Vice Mayor Branquinho-congratulated Mr. Opelka as well. He makes Palm Coast proud. Vice Mayor Branquinho requested a conversation with Attorney Reischmann regarding land use; we should look into future land use. Would like to start that process with Ms. Bevan next week.

Mayor Alfin spoke of the Planning Board functions.

Councilman Barbosa-at a workshop?

Vice Mayor Branquinho-believes this should be started first and see if it needs to be brought forth to Council.

Mayor Alfin recommends to have this at a future workshop.

Mayor Alfin-Town Center MedNexus and JU classes are beginning as we speak. This is the start of the Town Center initiatives.

Mayor Alfin extended best wishes for health and safety to Councilman Danko.

Vice Mayor Branquinho stated, please let's take this virus seriously.

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

Ms. Bevan reported the Emergency and Sole Source purchases.

Northeast Florida Regional Council staff has reached out to her office and we are discussing options to have the NEFRC Covid-19 recovery plan to bring to Council.

Events-Food Truck Tuesday is tonight.

September 14 is the Annual Waterway Clean-up; sign up closes on the 27th. Please sign up for these safe ,fun events.

Congratulations to the Finance Department for winning the FGOA Budget award for the 18th time.

Growing closer to peak hurricane season. Please grab a Disaster Prepared Guide. Check your evac zones. Be prepared, be safe, be well.

## 23. REPORTING OF EMERGENCY AND SOLE SOURCE PURCHASES FOR JULY 2021 PURCHASES

### P. ADJURNMENT

Mayor Alfin thanked the public for attending.

The meeting was adjourned at 10:53 a.m.

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