



**City of Palm Coast
Minutes
COUNCIL BUSINESS
MEETING
AMENDED AGENDA**

City Hall
160 Lake Avenue
Palm Coast, FL 32164
www.palmcoastgov.com

**Mayor David Alfin
Vice Mayor Eddie Branquinho
Council Member Ed Danko
Council Member John Fanelli III
Council Member Nick Klufas**

Tuesday, October 4, 2022

6:00 PM

COMMUNITY WING

City Staff

**Denise Bevan, City Manager
Neysa Borkert, 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 and Section 286.26, Florida Statutes, persons needing a reasonable accommodation to participate in any of these proceedings or meeting should contact the City Clerk at 386-986-3713, at least 48 hours prior to the meeting.
- City Council Meetings are streamed live on YouTube at <https://www.youtube.com/user/PalmCoastGovTV/live>.
- It is proper meeting etiquette to silence all electronic devices, including cell phones while meeting is in session.
- Any person who decides to appeal any decision of the City Council with respect to any matter considered at this meeting will need a record of the proceedings, and for such purpose, may need to hire a court reporter to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

A. CALL TO ORDER

Mayor Alfin called the meeting to order at 6:00 pm

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.

Courtney MacDonald-childhood cancer. September is childhood cancer awareness month. Two weeks ago there was an event that none of you attended for childhood cancer awareness.

Scott Schreuers from the U section. Cell towers what about people in the U and section. We need a cell tower asap. Turning lanes for the U section.

Joe Runac-keep the faith regarding the cell tower in the C section. All is fine in that area. It is an inappropriate area. I live on Courtney Place and am directly affected. This project needs a special exemption, do not issue any special exemption for this tower. Please listen to the residents. Please find another spot.

Steve Carr-appreciates the City looking in to ways to alleviate the traffic on Florida Park Dr. Recommends contacting a few of the traffic calming companies. Since the road is closed due to the maintenance, the residents are able to enjoy life. What is a child's health worth?

Gene Dowd-thanked all military past and currently serving, all Law Enforcement serving. Thank you to the City that said you were closing last Monday Tuesday. I was able to take care of my house. Did not appreciate a comment made by Jonathan Lord. Thanked all the firemen in the room. You do not get enough thanks for the work you do. I apologize for thinking about the 2 firetrucks.

Robert MacDonald-there is probably 50 or 60 people in this room. There is one person in this room who does not get enough thanks. He is retiring next week after 32 years. I would like everyone in this room to stand up and thank Mr. Gerry Forte for his 32 years of service.

Mayor Alfin changed order of the agenda to item 3 to present the Proclamation for Fire Safety Week.

Mr. and Mrs. Esposito-thanked the City and the Mayor in particular for coming out to the Woodlands. Appreciates the sandbags. Authentic about a video on the Woodlands Facebook page water being released from I95. I would like the Mayor and the Council in the forefront the management of water. The flooding occurred after the storm.

Gary Kunas-the storm was a mess. A lot of research in the Tampa area for the canals. Make the canals deeper and the surge will not be as bad. The water will go away faster.

Al Krier-Safety on Cimmaron. There was a study done in 2008. The study showed up this week, presented in 2009, 270 pages, done by Dickinson Consulting. Submitted 5 pages in here. There were six top priorities in this report. The first was sidewalks. The summary pages in this report show sidewalks as the #1 issue. We cannot let this drop again.

E. MINUTES

1. MINUTES OF THE CITY COUNCIL: SEPTEMBER 20, 2022 BUSINESS MEETING SEPTEMBER 21, 2022 SPECIAL BUDGET MEETING

Pass

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

Approved - 5 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member Nick Klufas, Council Member John Fanelli III

F. PRESENTATIONS AND PROCLAMATIONS

2. PRESENTATION - HURRICANE IAN UPDATE

Chief Berryhill and Ms. Johnston presented the update on Hurricane Ian.

Ms. Bevan thanked the leadership through the storm and is proud to be the City Manager of Palm Coast.

Council thanked all of the staff for all they did through the storm.

3. PROCLAMATION - FIRE PREVENTION WEEK

This item was heard under Public Participation as the Mayor moved the agenda to present the Fire Prevention Week proclamation to resident Robert MacDonald.

4. PROCLAMATION - DOMESTIC VIOLENCE AWARENESS MONTH

VM Branquinho presented this Proclamation to members of the Family Life Center. Ms. Candi Wilkes of the Family Life Center thanked Council for their support. Announced the Rise Up Conference next Friday, October 14, 2022 at Daytona State College. Wear purple on Thursdays for Domestic Violence Awareness month.

5. PRESENTATION - 2022 INTRACOASTAL WATERWAY CLEANUP RESULTS

Ms. Jordan Myers presented this item. Invited Commissioner Stapleford of FIND to join her in presenting. Commissioner Stapleford thanked staff for putting this event on for our community.

Mayor Alfin-It was wonderful to see families coming together to clean up our community.

CM Klufas extended a warm thank you to Commissioner Stapleford for his service.

Mayor Alfin added in a Proclamation honoring Mr. Gerry Forte for his 32 years of service.

G. ORDINANCES SECOND READ

6. ORDINANCE 2022- XX AMENDING THE BOUNDARIES OF THE SEMINOLE PALMS COMMUNITY DEVELOPMENT DISTRICT - APPLICATION # 5188

O20220019

Pass

Motion made to be adopted on second reading by Vice Mayor Branquinho and seconded by Council Member Danko

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

III

City Attorney Borkert read the title into the record.

Ms. Jordan Myers presented to City Council on this item.

Public Comment:

There were none.

7. ORDINANCE 2022-XX AMENDING SECTION 2-36, MEETINGS, OF THE CODE OF ORDINANCES OF THE CITY OF PALM COAST

O20220020

Pass

Motion made to be adopted on second reading by Council Member Danko and seconded by Vice Mayor Branquinho

Approved - 5 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member Nick Klufas, Council Member John Fanelli III

City Attorney Borkert read the title into the record.

Public Comment

There were none.

H. ORDINANCES FIRST READ

8. ORDINANCE 2022-XX OAK TRAILS ALF REZONING – APPLICATION #5153

City Attorney Borkert read the title into the record.

Ms. Jordan Myers presented to Council on this item. Applicant was present.

Ms. Borkert reminded Council this is a quasi-judicial item and called for any ex-parte communications. CM Fanelli disclosed a conversation with a property owner but it will not affect his decision on this item. There were no other ex-parte communications.

The applicant presented to City Council on this item.

Public Comment:

There were none.

Pass

Motion made to be approved on first reading by Vice Mayor Branquinho and seconded by Council Member Klufas

Approved - 5 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member Nick Klufas, Council Member John Fanelli III

I. RESOLUTIONS

9. RESOLUTION 2022-XX APPROVING AN INTERLOCAL AGREEMENT FOR PUBLIC SCHOOL FACILITY PLANNING

R20220132

Pass

Motion made to approve by Council Member Danko and seconded by Council Member Klufas

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member Nick Klufas

City Attorney Borkert read the title into the record.

Jason DeLorenzo, Chief of Staff was available to answer any questions.

CM Fanelli recused himself from voting due to the conflict of working at the School District.

Mayor Alfin thanked Attorney Neysa Borkert and Jason DeLorenzo for their hard work over a very long period of time negotiating the ILA with all parties.

Public Comment

There were none.

10. RESOLUTION 2022-XX OCEAN VILLAGE MASTER SITE PLAN-APPLICATION #5143

R20220128

City Attorney Borkert read the title into the record.

Ms. Jordan Myers presented to Council on this item.

Craig Morris, GJ Enterprise LLC and Casey Dendor of ETM presented to Council on this item.

CM Danko-do you know the rent at this time? Ans: Minimum rent would be competitive.

Mayor Alfin-416 units does not bring us closer to the threshold for the Comp. Plan requirement for the diversity of building.

Public Comment
There were none.

Pass

Motion made to approve by Council Member Danko and seconded by Council Member Fanelli III

Approved - 4 - Mayor David Alfin, Council Member Ed Danko, Council Member Nick Klufas, Council Member John Fanelli III

Denied - 1 - Vice Mayor Eddie Branquinho

- 11. RESOLUTION 2022-XX APPROVING A CONTRACT WITH CUSTOM BUILT MARINE CONSTRUCTION, INC., AND A WORK ORDER WITH CPH, INC., FOR THE L-4 WEIR REPLACEMENT PROJECT**

R20220125

Pass

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

Approved - 5 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member Nick Klufas, Council Member John Fanelli III

City Attorney Borkert read the title into the record.

Mr. Carmello Morales and Mr. Don Schragger provided a presentation on this item.

CM Fanelli confirmed by doing a value engineering has saved the City about \$500K. Mr. Morales confirmed yes, just about \$500K.

Public Comment
There were none.

J. CONSENT

There were no public comments.

- 12. RESOLUTION 2022-XX APPROVING THE CONTRACT FOR ANIMAL SHELTER SERVICES WITH THE FLAGLER HUMANE SOCIETY, INC.**

R20220131

Pass

Motion made to to be adopted on consent by Vice Mayor Branquinho and seconded by Council Member Danko

Approved - 5 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member Nick Klufas, Council Member John Fanelli III

- 13. RESOLUTION 2022-XX APPROVING THE FIFTH AMENDMENT TO THE FLAGLER COUNTY SHERIFF'S OFFICE INTERLOCAL AGREEMENT RELATING TO LAW ENFORCEMENT SERVICES**

R20220129

Pass

Motion made to to be adopted on consent by Vice Mayor Branquinho and seconded by Council Member Danko

Approved - 5 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member Nick Klufas, Council Member John Fanelli III

- 14. RESOLUTION 2022-XX APPROVING A PURCHASE AND SALE LAND (DONATION) AGREEMENT WITH TRAVIS BACON, OWNER**

R20220130

Pass

Motion made to to be adopted on consent by Vice Mayor Branquinho and seconded by Council Member Danko

Approved - 5 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member Nick Klufas, Council Member John Fanelli III

- 15. RESOLUTION 2022-XX APPROVING MASTER SERVICE AGREEMENTS WITH B&B UNDERGROUND AND DRILLING, INC., AND COASTAL CABLE CONSTRUCTION FOR DIRECTIONAL BORING SERVICES**

R20220127

Pass

Motion made to to be adopted on consent by Vice Mayor Branquinho and seconded by Council Member Danko

Approved - 5 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member Nick Klufas, Council Member John Fanelli III

16. RESOLUTION 2022-XX APPROVING THE PROCUREMENT AND INSTALLATION OF THE REPLACEMENT OF THE TELEMETRY FOR WATER TREATMENT PLANT#3 FROM HYDRA SERVICE, INC

R20220126

Pass

Motion made to to be adopted on consent by Vice Mayor Branquinho and seconded by Council Member Danko

Approved - 5 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member Nick Klufas, Council Member John Fanelli III

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

CM Klufas thanked all of City staff for their work during the storm.

VM Branquinho-thanked all for their superb work.

CM Fanelli -associated himself with those comments as well.

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

Nothing at this time.

O. ADJOURNMENT

The meeting was adjourned at 7:54 p.m.

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

17. AGENDA WORKSHEET AND CALENDAR