



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

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 18, 2022

9:00 AM

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 9:00 AM

B. PLEDGE OF ALLEGIANCE TO THE FLAG

C. ROLL CALL

City Clerk Virginia Smith called the roll. CM Klufas was absent.

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.

John Erpelding-remind people that we are being recorded and with 3 weeks to go before the votes, I believe we are in early voting and remind the citizens of Palm Coast that Council raised their own salary by 151%.

Chris Nolan-why build a bridge and replace it after 6 months. Doesn't make sense. Swales redone. The middle is lower than the ends, it never dries up. Three years waiting to get it taken care of. Why can't we get a response right away? Drop a load of dirt and I will fix it myself.

Steve Carr-Florida Park Drive getting ready to be reopened and hope the traffic does not go to 9000 cars per day. Drinking water in Flint-how long did they complain, then they came out and said people were getting sick, how long did it take before they came out with a fix; then it came out people were getting sick from cigarette smoking, how long did it take to come out to fix it. I hope it does not take a long time to fix the problem.

Jim Moore-a few issues with wasteful spending. A few examples, Holland Park Splash Pad, the sidewalk on Belle Terre-you rebuild the wooden sidewalk by the schools and six months later you tear it down to rebuild a concrete one, where did the wood go? Now a sports complex and a \$101K study. Pickleball too. Going to put it out there at the end of the City. Council needs to wake up before we vote you out. The cost of everything is going up.

Penny Overbeck-Safety on Cimmaron. Our neighborhood has grown considerably, and it is very unsafe for people to ride or walk. Did research a car can travel 66 feet in 1.5 seconds. People do not pay attention, they are texting. I would hate to see anyone in our community killed. Appreciate that you all heard me this morning.

George Mayo-Florida Park Drive-I mentioned it before, other cities have tried and have been successful-3D speed bumps. It is shown to be very effective. Also, a couple of weeks ago, I was driving north on Bulldog Drive, the first gate you come to the gates are locked. There is always a backup. Please look into if the gate needs to be opened. If emergency vehicles need to get through, they will not be able to.

E. MINUTES

- 1. MINUTES OF THE CITY COUNCIL:
OCTOBER 4, 2022 BUSINESS MEETING
OCTOBER 11, 2022 WORKSHOP**

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

F. PROCLAMATIONS

- 2. PROCLAMATION - WORLD DISABILITY EMPLOYMENT AWARENESS MONTH**

CM Fanelli presented this Proclamation to the students and educators of the Trails Program of Flagler Schools.

- 3. PROCLAMATION - WORLD POLIO DAY IN PALM COAST**

VM Branquinho presented this Proclamation.

- 4. PROCLAMATION - NATIONAL PLANNING MONTH**

Mayor Alfin presented this Proclamation to the City's planning staff.

G. APPOINTMENTS

- 5. APPOINTMENTS TO THE PLANNING AND LAND DEVELOPMENT REGULATION BOARD**

Ms. Virginia Smith, City Clerk provided an overview to this item. Applicants Hung Hilton and Suzann Nichols were present and each were interviewed.

Public comments on the two vacant seats.

George Mayo-would like the applicants names and qualifications put on the overhead screens.

Motion was made by CM Fanelli and seconded by VM Branquinho to appoint Hung Hilton and Suzann Nicholson to the regular member seats. Motion passed unanimously.

As Mr. Hilton and Ms. Nicholson were alternate board members, the two alternate seats are open for appointment.

Motion was made by VM Branquinho and seconded by CM Danko to appoint Larry Gross as alternate 1. Motion passed unanimously. There was not a 4/5th vote for Ms. Dodson-Lucas and only 1 vote for Ms. Haywood. Therefore, the second vacant alternate seat was presented for Council's consideration.

There was a motion made by VM Branquinho and seconded by CM Fanelli to appoint Ms. Dodson-Lucas as the second alternate to the board.

The voting tabulations were announced for each appointment and the voting tabulations are attached to these minutes.

Public Comment was open prior to each vote being held. There were none.

H. ORDINANCES SECOND READ

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

O20220021

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

City Attorney Borkert read the title into the record.

Public Comment

George Mayo-please put at least a map up on screen so we can see the area this is in.

I. RESOLUTIONS

7. RESOLUTION 2022-XX APPROVING INDEMNITY AGREEMENT FOR THE NEWLY APPOINTED FIRE CHIEF AND CITY MANAGER

R20220133

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

City Attorney Borkert read the title into the record.

Ms. Alves gave a brief overview to this item.

Public Comment

There were none.

8. **RESOLUTION 2022-XX APPROVING A GRANT AGREEMENT WITH FIND, A WORK ORDER WITH CPH ENGINEERS, A CONTRACT WITH SABOUNGI CONSTRUCTION, INC., FOR CONSTRUCTION OF WATERFRONT PARK PHASE I, PART A, B & C AND APPROVAL OF A PROJECT CONTINGENCY**

R20220145

City Attorney Borkert read the title into the record.

Ms. Johnson and Mr. Eric Gebo presented on this item.

Mayor Alfin invited comments from Commissioner Stapleford from FIND. Mr. Stapleford thanked Council and provided a brief overview to FIND processes.

Mayor Alfin requested to the Commissioner to see if he could propose to make a proper cleaning station for fish.

Public Comment

John Erpelding-Did I read it proper that the Council agreed not to pursue any speed requirements in that area. The second question, thank you for putting it on the screen, why did you not do it for the other ones?

Commissioner Stapleford answered the question regarding the speed requirements-the idea is to allow recreational vehicles.

Mayor Alfin confirmed that the ICW is out of City limits and requested the City Manager provide a response to Mr. Erpelding.

George Mayo-I don't understand either why there is no regulations for "No wake zone."

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

J. CONSENT

There were no public comments.

- 9. RESOLUTION 2022-XX APPROVING AN INTERLOCAL AGREEMENT FOR THE COLLECTION OF THE FLAGLER COUNTY LAW ENFORCEMENT IMPACT FEE**

R20220140

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

- 10. RESOLUTION 2022-XX APPROVING AN INTERLOCAL AGREEMENT FOR THE COLLECTION OF THE EMERGENCY MEDICAL SERVICES IMPACT FEE**

R20220142

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

- 11. RESOLUTION 2022-XX APPROVING AN INTERLOCAL AGREEMENT FOR THE COLLECTION OF THE FLAGLER COUNTY LIBRARY IMPACT FEE**

R20220141

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

- 12. RESOLUTION 2022-XX APPROVING A MASTER SERVICES AGREEMENT WITH SPORTS FACILITIES COMPANIES FOR THE SPORTS COMPLEX FEASIBILITY STUDY**

R20220143

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

- 13. RESOLUTION 2022-XX APPROVING THE CULTURAL ARTS GRANTS FOR THE FISCAL YEAR 2022-2023**

R20220144

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

- 14. RESOLUTION 2022-XX APPROVING PIGGYBACKING THE FEDERAL SUPPLY SERVICE CONTRACT WITH CORE ENGINEERED SOLUTIONS, INC., FOR THE FUEL TANK REPLACEMENT PROJECT**

R20220134

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

- 15. RESOLUTION 2022-XX APPROVING A WORK ORDER WITH MCKIM & CREED, INC., FOR ENGINEERING DESIGN AND CONSTRUCTION SERVICES FOR THE OLD KINGS ROAD FORCE MAIN PROJECT**

R20220137

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

16. **RESOLUTION 2022-XX APPROVING A WORK ORDER WITH AQUATIC MANAGEMENT PLUS, LLC, FOR WEED CONTROL OF THE FRESHWATER STORMWATER DRAINAGE SYSTEM**

R20220138

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

17. **RESOLUTION 2022-XX APPROVING MASTER SERVICE AGREEMENTS WITH FLAGLER SEPTIC SYSTEMS, ALL DAYTONA SEPTIC TANK SERVICE, INC., AND BROWNIES SEPTIC & PLUMBING, FOR WASTEWATER EMERGENCY TANK TRUCKING SERVICES**

R20220136

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

18. **RESOLUTION 2022-XX APPROVING A MASTER PRICE AGREEMENT WITH POLYDYNE, INC., FOR THE PURCHASE OF LIQUID POLYMER**

R20220135

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

19. **RESOLUTION 2022-XX APPROVING A PIGGYBACK CONTRACT UNDER THE SOURCEWELL FORMERLY NJPA CONTRACT #101221-SCA AND JET-VAC EQUIPMENT COMPANY LLC FOR A COMBINATION SEWER CLEANER FOR THE REPLACEMENT/PURCHASE PROGRAM AS APPROVED UNDER THE FY 2023 BUDGET**

R20220139

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Eddie Branquinho, Council Member Ed Danko, Council Member John Fanelli III

K. PUBLIC PARTICIPATION

Remainder of Public Comments is limited to three (3) minutes each.

John Erpelding-Work orders for weed control and stormwater drainage. I had a problem myself with the City pouring defoliator next door to me. The City claims they did not do it. There is a retaining pond in there that the chemicals that you are putting in the stormwater drains you are putting that in the retention ponds. Polio was eradicated - democratic government and letting in people at the borders are bringing back the diseases.

George Mayo-Polio awareness day. NY and the northern states are now checking for polio in the wastewater systems. Is Palm Coast doing this or can we do it, is it expensive.

Gene Dowd-thanked all the veterans that served and are serving. Thanked WastePro for picking up after the storm. They did a really fine job. Three weeks from today is Election Day but would like to thank the Council Members that may not be here. Thanked VM Branquinho for service to Council. Thanked CM Fanelli for his service too.

VM Branquinho thanked Mr. Dowd.

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

CM Danko-welcomed Chief Berryhill

CM Fanelli-welcomed Chief Berryhill. Mentioned kudos to Utility and Customer Service for their Citizen's Academy participation. Encouraged all to sign up for Citizen's Academy. Reminded the public tonight is Food Truck Tuesday.

VM Branquinho-Attended an event Nine and Dine at the golf course. Spoke of the ceremony for the Chief's change of command.

Mayor Alfin-Parks and Culture overview. Last night Flagler County approved the FC3. Flagler County was designated as the official Arts and Culture. They can now apply for state and federal dollars to fund projects here locally. Visit Flaglerculture.com for more information. This Saturday, October 22 at Central Park for the Arts Festival 11am and 5pm. Art, music, and fun.

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

Ms. Bevan thanked Council for their support and spoke of the change of command ceremony.

Ask Council if they had any questions on Emergency or Sole Source purchases. There were none.

20. REPORTING OF EMERGENCY AND SOLE SOURCE PURCHASES FOR SEPTEMBER 2022

O. ADJOURNMENT

The meeting was adjourned at 10:42 a.m.

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

21. AGENDA WORKSHEET AND CALENDAR