



City of Palm Coast Agenda City Council Business Meeting

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

Mayor David Alfin
Vice Mayor Ed Danko
Council Member Cathy Heighter
Council Member Nick Klufas
Council Member Theresa Pontieri

Tuesday, April 2, 2024

6:00 PM

City Hall - Community Wing

City Staff

Lauren Johnston, Acting City Manager

City Attorney

Kaley Cook, 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 Council 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

B. PLEDGE OF ALLEGIANCE TO THE FLAG AND A MOMENT OF SILENCE

C. ROLL CALL

D. PROCLAMATIONS AND PRESENTATIONS

- 1. PROCLAMATION - APRIL 2024 AS PARKINSON'S AWARENESS MONTH**
- 2. PROCLAMATION - APRIL 2024 AS WATER CONSERVATION MONTH**
- 3. PROCLAMATION - THE WEEK OF APRIL 14, 2024, AS NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK**

4. PROCLAMATION - APRIL 2024 AS DISTRACTED DRIVING AWARENESS MONTH

5. DISCUSSION - INTERIM CITY MANAGER

E. 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.

F. MINUTES

- 6. MINUTES OF THE CITY COUNCIL:**
MARCH 19, 2024, BUSINESS MEETING
MARCH 26, 2024, SPECIAL BUDGET WORKSHOP MEETING

G. ORDINANCES SECOND READ

- 7. ORDINANCE 2024-XX AMENDING THE UNIFIED LAND DEVELOPMENT CODE -
CHAPTER 3 ZONING USES, AND DIMENSIONAL STANDARDS, CHAPTER 12
SIGNS AND ADVERTISING, AND CHAPTER 14 GLOSSARY**

H. RESOLUTIONS

- 8. RESOLUTION 2024-XX APPROVING A CONTRACT WITH DOUGLAS LAW FIRM FOR LEGAL SERVICES**
- 9. RESOLUTION 2024-XX APPROVING OMNIA PARTNERS CONTRACT RFP #08-22 WITH FERGUSON ENTERPRISES FOR CITYWIDE PURCHASES OF PLUMBING SUPPLIES, HVAC PRODUCTS, AND BUILDING SUPPLIES**

I. PUBLIC PARTICIPATION

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

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

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

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

M. ADJOURNMENT

- 10. AGENDA WORKSHEET AND CALENDAR**

City of Palm Coast, Florida Agenda Item

Agenda Date: April 2, 2024

Department CITY ADMINISTRATION Division	Amount Account #
Subject: PROCLAMATION - APRIL 2024 AS PARKINSON'S AWARENESS MONTH	
Presenter: Mayor and City Council	
Attachments: 1. Proclamation	
Background: The City of Palm Coast would like to proclaim April 2024 as Parkinson's Awareness Month.	
Recommended Action: PROCLAIM APRIL 2024 AS PARKINSON'S AWARENESS MONTH	

City of Palm Coast, Florida Agenda Item

Agenda Date: April 2, 2024

Department	CITY ADMINISTRATION	Amount
Division		Account #
Subject: PROCLAMATION - APRIL 2024 AS WATER CONSERVATION MONTH		
Presenter: Mayor and City Council		
Attachments: 1. Proclamation		
Background: The St. Johns River Water Management District and the City of Palm Coast would like to proclaim the month of April as Water Conservation Month.		
Recommended Action: PROCLAIM APRIL 2024 AS WATER CONSERVATION MONTH		

City of Palm Coast, Florida Agenda Item

Agenda Date: April 2, 2024

Department CITY ADMINISTRATION Division	Amount Account #
Subject: PROCLAMATION - THE WEEK OF APRIL 14, 2024, AS NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK	
Presenter: Mayor and City Council	
Attachments: 1. Proclamation	
Background: The City of Palm Coast would like to proclaim the week of April 14, 2024, as National Public Safety Telecommunicators Week.	
Recommended Action: PROCLAIM THE WEEK OF APRIL 14, 2024, AS NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK	

City of Palm Coast, Florida Agenda Item

Agenda Date: April 2, 2024

Department CITY ADMINISTRATION Division	Amount Account #
Subject: PROCLAMATION - APRIL 2024 AS DISTRACTED DRIVING AWARENESS MONTH	
Presenter: Mayor and City Council	
Attachments: 1. Proclamation	
Background: The City of Palm Coast would like to proclaim April 2024 as Distracted Driving Awareness Month.	
Recommended Action: PROCLAIM APRIL 2024 AS DISTRACTED DRIVING AWARENESS MONTH	

City of Palm Coast, Florida Agenda Item

Agenda Date: April 2, 2024

Department CITY ADMINISTRATION Division	Amount Account #
Subject: DISCUSSION – INTERIM CITY MANAGER	
Presenter: Lauren Johnston, Assistant City Manager	
Attachments: 1. Draft Interim City Manager Employment Agreement	
Background: At the March 19, 2024, City Council Business Meeting, Palm Coast Mayor David Alfin made a motion to terminate City Manager Denise Bevan without cause, to use the Florida League of Cities and other sources to employ an interim manager with proven experience, and afterwards, and to commence the process to find a highly qualified person to manage the City consistent with community goals, vision, and values. The motion was approved by a 3-2 vote. At the March 19, 2024, City Council Business Meeting, Council Member Pontieri made a motion to appoint Lauren Johnston as Acting City Manager while Council looks for a permanent hire. The motion passed unanimously. A draft agreement has been attached to this item for City Council's consideration. City staff is also seeking direction for next steps on hiring a permanent City Manager.	
Recommended Action: FOR COUNCIL DISCUSSION AND DIRECTION	

City of Palm Coast, Florida Agenda Item

Agenda Date: April 2, 2024

Department CITY ADMINISTRATION Division	Amount Account #
Subject: MINUTES OF THE CITY COUNCIL: MARCH 19, 2024, BUSINESS MEETING MARCH 26, 2024, SPECIAL BUDGET WORKSHOP MEETING	
Presenter: Kaley Cook, City Clerk	
Attachments: 1. Minutes (2)	
Background:	
Recommended Action: APPROVE MINUTES OF THE CITY COUNCIL: MARCH 19, 2024, BUSINESS MEETING MARCH 26, 2024, SPECIAL BUDGET WORKSHOP MEETING	

City of Palm Coast, Florida

Agenda Item

Agenda Date: April 2, 2024

Department	COMMUNITY DEVELOPMENT	Amount
Division	PLANNING	Account #
Subject: ORDINANCE 2024-XX AMENDING THE UNIFIED LAND DEVELOPMENT CODE - CHAPTER 3 ZONING USES, AND DIMENSIONAL STANDARDS, CHAPTER 12 SIGNS AND ADVERTISING, AND CHAPTER 14 GLOSSARY		
Presenter: Estelle Lens, AICP, Planner		
Attachments: 1. Ordinance 2. Draft brochure 3. Memo from City Attorney 4. Flagler County Association of Realtors (FCAR) Letter 5. FCAR Letter with Staff Responses 6. Temporary Sign Chart (with Prior Land Development Code Categories) 7. Citizen Correspondence 8. Business Impact Estimate		
Background: <u>UPDATED BACKGROUND FROM THE MARCH 19, 2024, CITY COUNCIL BUSINESS MEETING:</u> This item was heard by City Council at their March 19, 2024, Business Meeting. City Council suggested revising the definitions of temporary signs and permanent signs prior to the second reading of the Ordinance on April 2, 2024. Definitions as revised by the City Attorney and Staff and included in the Ordinance for this second reading: <u>Sign, Permanent:</u> Any sign which is constructed of durable materials, solidly installed, applied onto a building or structure or the ground by means of mounting brackets, bolts, welds, or other combination of attachment methods, thereby rendering the sign non-movable or difficult to reposition without the use of machinery, cutting devices, or mechanical devices, and which, from the nature and effect of its proposed composition, construction, or its proposed placement, would make it reasonable to determine that it was intended for continuous display for a prolonged period of time, and is intended to be and is so constructed as to be of lasting and enduring condition, remaining unchanged in character, condition (beyond normal wear and tear) and position and in a permanent manner affixed to the ground, wall or building. A permanent sign may be a freestanding/monument, wall, awning, or projecting sign. <u>Sign, temporary:</u> A sign, banner, or advertising display constructed of paper, cardboard, cloth, canvas, light fabric, vinyl, corrugated plastic, wallboard or other light nondurable materials, with or without frames, intended to be displayed for a finite period of time, which can be moved from place to place and is not permanently mounted to the ground or a		

building. Unless otherwise provided for in this Code, a sign with an intended use for a period of time related to an event shall be deemed a temporary sign. A banner and flag shall be deemed temporary signs. A sign erected for two weeks or less to advertise or identify transitory events unless specifically permitted for a longer period by this LDC.

Additionally, staff is currently working on an educational tool to assist in the identification of rights of way / property lines. A draft of the proposed brochure is attached.

UPDATED BACKGROUND FROM THE MARCH 12, 2024, CITY COUNCIL WORKSHOP MEETING:

This item was heard by City Council at their March 12, 2024, City Council Workshop Meeting. City Council requested an educational tool to assist with locating rights-of-way and property lines. Staff will present the tool to City Council at a future meeting.

ORIGINAL BACKGROUND FROM THE MARCH 12, 2024, CITY COUNCIL WORKSHOP MEETING:

Chapter 12 of the Land Development Code – SIGNS AND ADVERTISING - was adopted along with the balance of the Unified Land Development Code (LDC) in August 2008. It has been amended twice, once in 2009 and again in 2012. These amendments were made working with stakeholders to provide more flexibility for applicants in the development community. The sign code is being amended now to comply with changes in the law, address challenges and make the code less restrictive, more business friendly and more community friendly.

The City Attorney's Office has provided the following as a background for the required and proposed changes to the City's sign code:

The U.S. Supreme Court changed the face of sign regulation by local governments in the case of *Reed v. Gilbert*, a unanimous decision. In the opinion of most experts, the decision requires amendments to almost all local government codes, including the City of Palm Coast's code. The Supreme Court held that Gilbert's sign restrictions were content based unconstitutional regulations of speech that did not survive the highest level of scrutiny that the Court applies. The Town of Gilbert, Arizona sign code required permits for signs which allowed a number of exemptions such as:

- Political signs were permitted up to 32 square feet.
- Temporary directional signs were only permitted up to 6 square feet.
- Ideological signs were allowed up to only 20 square feet.

A local church was cited for violation of the rules for temporary directional signs and then challenged the sign code for violating their First Amendment rights. The Town argued (and the lower courts agreed) that the challenged regulations were content neutral, and that the sign distinctions were based on objective factors and not the expressive content of the sign. The distinctions did not favor nor censor a particular viewpoint or philosophy. And the justification for the regulation was unrelated to the content of the sign.

Justice Thomas, writing for the Supreme Court, disagreed. He found the distinctions plainly content based and therefore subject to strict scrutiny. The various type of sign distinctions "depended entirely on the communicative content of the sign". The Court articulated the "need to read" standard, meaning if a code enforcement officer has to read the sign to determine if a sign regulation applies to it, then the provision will be stricken as unconstitutional. This was true despite the fact that it was evident to the Court that the Town had benign motives in creating these sign categories. Put another way, the Court struck the

Gilbert code because a particular sign was treated differently based on the purpose of the sign, instead of on its size, shape, location, or other content neutral time, place and manner regulation.

The Town attempted to address the strict scrutiny standard by offering two governmental interests to support its distinctions: aesthetic appeal and traffic safety. The Court held that even if these distinctions were compelling governmental interests, the regulations were not narrowly tailored. Justice Kagan noted in her own opinion (concurring in the judgment only) that the Town's distinctions did "not pass strict scrutiny, or intermediate scrutiny, or even the laugh test." The Court required the Town of Gilbert to pay Reed's attorneys' fees to the tune of \$800,000.

Because the Court found the sign code to have content-based regulations, the regulations were required to pass the "strict scrutiny" standard, and they failed. Most codes do, because "strict scrutiny" is described as being just like a civil war stomach wound. The Court even stated that directional signs could only potentially be considered a lawful sign category if sufficiently valid reasons for allowing them could be articulated by the city. Sign codes are being constitutionally contested throughout the court based on the "characterization" of signs (i.e., church signs; gas station signs; political signs).

The Court attempted to reassure local governments that sign codes could withstand scrutiny if cities and counties limit regulation to regulation of size, building materials, lighting, moving parts, and portability, if done in an even-handed manner. The Court recently found that regulation based on location was a valid way to regulate signs, so that banning off-site signs is not a content-based regulation.

Based on the *Reed* analysis, time restrictions on temporary signs must be carefully evaluated. For example, temporary signs cannot be severely limited in number or duration, because that regulation would unlawfully impact political and real estate signs.

Reed shows the degree to which courts will now scrutinize a city's efforts to regulate signs and how those regulations impact free speech. Any code provisions in the City code that might show content bias must be amended to remove those distinctions. Cities are left, in the wake of *Reed*, with being forced to err on the side of allowing for less restrictive, rather than more restrictive, sign regulations, until the courts provide more guidance on these matters.

However, *Reed* did not explicitly overrule prior Supreme Court precedent allowing off site and on-site signs to be treated differently or permitting commercial signs to be regulated more strictly than non-commercial signs, as demonstrated in the case involving the City of Austin recently decided by the U.S. Supreme Court, which upheld Austin's distinction between "on-site" and "off-site" signs. Another bright note is that it appears that so far cities still have the ability to choose the content of "government" signs on their own property and in the rights of way. Plus, lower courts have limited *Reed*'s application to temporary signs only. In conclusion, it behooves the City to amend its sign code or the City will be vulnerable to a challenge. If contested on constitutional grounds and the City loses, the sign code becomes void.

Another case impacting sign codes is *Sweet Sage Café, LLC v. Town of North Redington Beach* a case from the Middle District of Florida, Tampa Division. In this case, the United States District Court ruled that the town's ordinance infringed on the right of free speech protected by the U.S. Constitution. Specifically, the Court ruled that the ordinance was facially unconstitutional because it regulated based on content of the speech and could not

survive the strict scrutiny test. As a result, the town's sign code was voided by the Court utilizing the precedent in the *Reed v. Town of Gilbert* case. The attorney for Sweet Sage Café subsequently filed suit in federal court asking for legal fees.

Considering these factors, Staff and the Assistant City Attorney met with the Flagler County Association of Responsible Developers (FCARD) nine times to hammer out these sign code amendments several years ago. Subsequently, in August and September of this year, City Staff met two times with other stakeholders to help modify these amendments. The stakeholders at the meetings this year included members from the Flagler County Association of Realtors (FCAR) and the Palm Coast-Flagler Regional Chamber of Commerce, local attorneys, and FCARD.

The substantive changes to the sign code are primarily as follows:

- Revising Purpose & Intent to reflect new findings on signage.
- Revising Exempt and Prohibited Signs, exempting temporary signs from permitting.
- Correcting glitches.
- Deleting content-based definitions and replacing with new location-based qualifiers.
- Government signs are no longer regulated by the City sign code, in keeping with case law.
- Revising Temporary Signs, to genericize the categories. Signs are regulated based upon the zoning district in which the sign is placed. Simplified categories of temporary signs by providing a table.
- Generally, signs that are currently permitted will remain permitted, and signs that are currently prohibited will remain prohibited.
- Revising Glossary for commercial and temporary signage.
- The text of the regulations are outlined in the attached draft Ordinance in cross-out and underline format.

The amendments do not modify the amount or type of site or wall signage for commercial uses. Also, the regulation regarding Commercial banners is not modified.

Summary of Stakeholder and Board Meetings to date:

- August 22, 2023 – First Stakeholder meeting
 - The Flagler County Association of Realtors (FCAR) presented their recommendations for Open House Signs.
 - A Flagler County Association of Responsible Developers (FCARD) member brought up the issue of signage in a commercial subdivision. Section 12.05.02.B.2.a. has subsequently been amended to allow an additional sign for certain parcels based upon their location in the subdivision.
- September 26, 2023 – Second Stakeholder meeting
 - The FCAR recommendations were discussed. The City is complying with, or exceeding, all their requests except allowing signs in the right of way (ROW)
- October 18, 2023 – Planning and Land Development Regulation Board (PLDRB) Workshop
 - Only one suggestion was made which was for the Temporary Sign Chart - Section 12.06. Table B. in the category for Signs for Parcels with active site/building permits. The request, which is now being proposed, is for a maximum size of 6 SF (vs. 4 SF) to match the other categories.

- November 14, 2023 – City Council Workshop
 - The discussion at this public hearing centered on whether to allow signage in the City right of way (ROW). Council asked the City Attorney to research legal cases involving signage in the ROW. The City Attorney subsequently prepared a memo which is enclosed.
- January 25, 2024 – Beautification and Environmental Advisory Committee (BEAC) meeting
 - The BEAC was “in agreeance (with prohibiting signs in the ROW) as that would pose too many safety concerns and also a lot of logistical issues that would be a nightmare.”
 - The BEAC recommended by a 3-0 vote to approve the ordinance amending the sign code as presented, which prohibits any sign located within a right-of-way as regulated in Land Development Code Chapter 12.
- February 21, 2024 – Planning and Land Development Regulation Board (PLDRB) Business Meeting
 - The PLDRB recommended by a vote of 7 - 0 to have City Council adopt the proposed ordinance amending the sign code as presented, which prohibits any sign located within a right-of-way as regulated in Land Development Code Chapter 12.

Recommended Action:

**THE PLANNING AND LAND DEVELOPMENT REGULATION BOARD (PLDRB)
RECOMMENDED BY A VOTE OF 7 - 0 TO HAVE CITY COUNCIL ADOPT THE
PROPOSED ORDINANCE AMENDING THE UNIFIED LAND DEVELOPMENT CODE -
CHAPTER 3 ZONING USES, AND DIMENSIONAL STANDARDS, CHAPTER 12 SIGNS
AND ADVERTISING, AND CHAPTER 14 GLOSSARY**

City of Palm Coast, Florida

Agenda Item

Agenda Date: April 2, 2024

Department CITY ADMINISTRATION Division	Amount Account #
Subject: RESOLUTION 2024-XX APPROVING A CONTRACT WITH DOUGLAS LAW FIRM FOR LEGAL SERVICES	
Presenter: Lauren Johnston, Acting City Manager	
Attachments: 1. Resolution 2. Contract 3. Transition	
Background: <u>UPDATED BACKGROUND FROM THE MARCH 5, 2024, BUSINESS MEETING:</u> At the March 5, 2024, Business Meeting, City Council provided direction to staff to negotiate a contract with Douglas Law Firm for legal services. The contract is attached to this item for City Council's consideration. <u>UPDATED BACKGROUND FROM THE FEBRUARY 20, 2024, WORKSHOP MEETING:</u> City Council heard the four presentations and conducted a question-and-answer session with each firm. Ms. Johnston enumerated the next several steps in the process, beginning with an evaluation of the proposals to rank and select a firm. City Council provided consensus and direction to move forward with the next step at the earliest Business Meeting. A ranking sheet for use during the evaluation process is attached to this agenda item. <u>UPDATED BACKGROUND FROM THE DECEMBER 12, 2023, WORKSHOP MEETING:</u> City Council provided consensus and direction to move forward with the request for proposals at the December 12, 2023, Workshop Meeting. The City received four proposals: Douglas Law Firm, Fishback Dominick Attorneys and Counselors at Law, GrayRobinson, and Vose Law Firm. Per City Council's request at the February 6, 2024, Business Meeting, the proposal submitters will be in attendance to provide a presentation and hold a question-and-answer session with City Council. <u>UPDATED BACKGROUND FROM THE NOVEMBER 28, 2023, SPECIAL WORKSHOP MEETING:</u> City Council held a Special Workshop on November 28, 2023, to discuss the legal service options for the City of Palm Coast. Per City Council's direction, Ms. Johnston will provide a draft Request for Proposals for Council's consideration. <u>ORIGINAL BACKGROUND FROM THE NOVEMBER 28, 2023, SPECIAL WORKSHOP MEETING:</u> The primary purpose of this special meeting is to discuss legal service options for the City of Palm Coast. The necessity for this discussion arises from the recent decision of the current City Attorney accepted a position elsewhere. To maintain continuity of	

coverage to the appropriate level of service for the City of Palm Coast, Ms. Johnston will provide an update on the City's current attorney services provider, Garganese, Weiss, D'Agresta, & Salzman, P.A., and additional options related to attorney services.

Recommended Action:

ADOPT RESOLUTION 2024-XX APPROVING A CONTRACT WITH DOUGLAS LAW FIRM FOR LEGAL SERVICES

City of Palm Coast, Florida

Agenda Item

Agenda Date: April 2, 2024

Department	PUBLIC WORKS	Amount	Over \$50K
Division	FACILITIES MAINTENANCE, FACILITIES FIRE	Account #	65035012-052000, 65035012-052000- 99042
Subject: RESOLUTION 2024-XX APPROVING OMNIA PARTNERS CONTRACT RFP #08-22 WITH FERGUSON ENTERPRISES FOR CITYWIDE PURCHASES OF PLUMBING SUPPLIES, HVAC PRODUCTS, AND BUILDING SUPPLIES			
Presenter: Matthew Mancill, Director of Public Works			
Attachments: 1. Resolution 2. Contract Executive Overview			
Background: Council Priority: B. Safe & Reliable Services The City of Palm Coast's Public Works Department is seeking approval for piggybacking Omnia Partners Contract RFP #08-22 with Ferguson Enterprises for Citywide Purchases of plumbing supplies, HVAC products, and building supplies. Piggybacking the contract will empower the City of Palm Coast to effectively maintain and repair its facilities by acquiring essential products required for these purposes. This includes plumbing supplies, HVAC products, and various building materials. Key building systems such as plumbing, HVAC, electrical, and infrastructure are vital for the safety and reliability of City facilities. Enabling City staff to procure necessary items for the maintenance and repair of these systems ensures the continued functionality and safety of City facilities. Piggybacking also provides the advantage of securing better pricing in comparison to independently soliciting bids. By leveraging this existing contract, the City of Palm Coast can benefit from competitive pricing and streamlined procurement processes. Contract Details: The piggybacked contract will be effective from the approved date through April 30, 2025, with two additional 1-year renewals, concluding on April 30, 2027. The piggyback contract with Ferguson Enterprises is based on a per unit price basis. Purchases will be made on an as-needed basis using budgeted funds appropriated by the City Council. Funding: The Fiscal Year 2024 budget includes available funding in the City's Facilities Maintenance and Facilities Fire budgets to cover the costs of these supplies. Please refer to the Source of Funds Worksheet for a detailed breakdown of the allocated funds.			

Recommendation: We recommend approving the piggyback contract with Omnia Partners Contract RFP #08-22 to facilitate the procurement of plumbing supplies, HVAC products, and building supplies for the City of Palm Coast. This will not only ensure the efficient maintenance of City facilities but also provide cost-effective solutions through the utilization of an established contract.

Source of Funds Worksheet FY 2024

Facilities Maintenance-Operating Supplies Fund 65035012-052000	\$140,620.00
Total Expended/Encumbered to Date	\$88,367.86
Pending Work Orders/Contracts	\$0.00
Current (WO/Contract)	\$33,984.00
Balance	\$18,268.14

Facilities Fire-Operating Supplies Fund 65035012-052000-99042	\$17,000.00
Total Expended/Encumbered to Date	\$14,924.06
Pending Work Orders/Contracts	\$0.00
Current (WO/Contract)	\$2,000.00
Balance	\$75.94

Recommended Action:

RESOLUTION 2024-XX APPROVING OMNIA PARTNERS CONTRACT RFP #08-22 WITH FERGUSON ENTERPRISES FOR CITYWIDE PURCHASES OF PLUMBING SUPPLIES, HVAC PRODUCTS, AND BUILDING SUPPLIES