



City of Palm Coast Minutes 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 16, 2024

9:00 AM

City Hall - Community Wing

City Staff

Lauren Johnston, Acting City Manager

Marcus Duffy, 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 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 a.m.

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

C. ROLL CALL

City Clerk Kaley Cook called the roll. Council Member Klufas was absent.

D. PROCLAMATIONS

**1. PROCLAMATION - APRIL 13, 2024, AS RISE ABOVE THE VIOLENCE DAY IN
REMEMBRANCE OF CURTIS GRAY**

Mayor Alfin presented the Proclamation to Ms. Gray.

A video was shared about Curtis Gray.

Ms. Gray shared comments on the topic.

City Council then moved to item 4.

2. PROCLAMATION - APRIL 2024 AS SEXUAL ASSAULT AWARENESS MONTH

This item was heard after item 4.

Council Member Pontieri presented the Proclamation to members of the Family Life Center.

Erin Shannon, Sexual Assault Services Coordinator, thanked City Council for the Proclamation and for advocates.

Tonya, Sexual Assault Services Advocate, shared statistics.

3. PROCLAMATION - APRIL 2024 AS COMMUNITY VOLUNTEER MONTH

Council Member Pontieri presented the Proclamation to members of Flagler Volunteer Services.

Suzy Gamblain, Executive Director of Flagler Volunteer Services, shared thanks and comments on the topic.

4. PROCLAMATION - APRIL 2024 AS LANDSCAPE ARCHITECTURE MONTH

This item was heard after item 1.

Mayor Alfin presented the Proclamation to Flagler County Commissioner Andy Dance, Bill Butler, and Richard Pictagi, Landscape Architect.

Commissioner Dance thanked Mr. Pictagi and Mr. Butler and shared comments about the profession of Landscape Architects.

City Council then moved to item 2.

5. PROCLAMATION - MAY 2024 AS MILITARY APPRECIATION MONTH

Council Member Heigher presented the Proclamation to a representative of Hookin' Veterans, an organization which brings veterans together for offshore fishing experiences.

Joseph Buccini, shared about Hookin' Veterans, upcoming events, and thanked City Council for their support.

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.

Mayor Alfin provided the rules and procedures of public comment.

Jeremy Davis showed a picture to City Council regarding flooding, discussed the flow of water, and stated a public records request seeking the name of every employee in the building department.

Steve Carr was appreciative of the City Council conducting a traffic study and discussed the importance.

Kandie Stevens stated that she speaks on behalf of many residents, asked if the City has a stormwater engineer that is actually a stormwater engineer, requested public records to know if the City has a stormwater engineer, swale maintenance and why only one side of the street has been done, fullness of swales, approval of higher built homes to infill lots, who initiated approval, and asked if the City has insurance?

Jeffrey Seib shared that it is imperative that the City address issues in an investigative manner, discussed tools that can be utilized, financial estimates and projects, and the selection of a City Manager.

Celia Pugliese stated that people are speaking their reality regarding infill lots, drainage, approvals, lack of enforcement in favor of developers, Florida Park Drive safety, and expenses related to London Waterway.

Mike Norris clarified his public comments at a prior City Council Meeting related to the position of the City Manager, information that was distributed prior to the motion, and information that was shared with City Council Members.

Alan Lowe discussed saltwater canals and prior Council discussion of a special taxing district, seawalls as private property, amenities for the community, concerns for how money is spent, stormwater fee increases, expenditures, information provided previously to City Council, and provided a copy to City Council on information previously provided. The information provided has been attached to these minutes.

Gary Kunnas provided pictures to City Council regarding canals, discussed seawalls and inaccuracy of reporting, lack of discussion with the consultant, and lack of action. The photos have been attached to these minutes.

Mayor Alfin asked Ms. Johnston if she would like to comment on any of the items.

Ms. Johnston shared that the residential speed study results will come to City Council at the June Workshop.

Vice Mayor Danko fully supported dredging of canals and did not support a special taxing district.

Council Member Pontieri asked if staff went out to bid for Taylor Engineering.

Ms. Johnston responded yes, that a competitive bid process was conducted.

F. MINUTES

6. MINUTES OF THE CITY COUNCIL: APRIL 2, 2024, BUSINESS MEETING APRIL 9, 2024, WORKSHOP MEETING

Motion by Vice Mayor Danko, seconded by Council Member Pontieri, to approve the April 2, 2024, Business Meeting Minutes. The motion passed unanimously.

Motion by Vice Mayor Danko, seconded by Council Member Heighter, to approve the April 9, 2024, Workshop Meeting Minutes. The motion passed unanimously.

G. APPOINTMENTS

7. APPOINT FIVE (5) MEMBERS AND ONE (1) ALTERNATE TO THE RESIDENTIAL DRAINAGE CITIZEN ADVISORY COMMITTEE

Lynn Stevens, Deputy Director of Stormwater & Engineering, opened the item and provided a background of the item.

Virginia Smith, Land Management Administrator, shared that one candidate withdrew, and the remaining 5 applicants were available for City Council to interview. Ms. Smith shared that staff would continue to advertise to seek additional applications to the committee.

Mayor Alfin discussed the Sunshine Law and asked if City Council Members are able to speak to Committee Members.

Attorney Duffy provided a response.

Vice Mayor Danko asked Ms. Johnston who has been recommended as the staff liaison.

Ms. Johnston recommended Ms. Stevens, Deputy Director of Stormwater & Engineering.

Mayor Alfin discussed interest, the committee's first meeting, moving the committee forward, and asked if any of the applicants have questions.

Ms. Stevens discussed items to be addressed at the first meeting of the committee.

Ms. Stancel mentioned Citizens Academy and information learned from a recent stormwater presentation.

Motion by Vice Mayor Danko, seconded by Council Member Pontieri, to appoint Mr. Amaral, Mr. Cooper, Ms. Domke, Ms. Stancel, and Ms. Wuerth to the committee. The motion passed unanimously.

Vice Mayor Danko thanked the applicants for leading the charge on the committee and hoped that the committee would help solve the problems at hand.

Public Comment:

Celia Pugliese stated that the volunteers are good representatives of the City, shared comments about the Amaral family and developers, developer compassion, and using common sense to resolve issues.

Kandi Stevens, Flooded in Flagler County, discussed the formation of the board, thanked the applicants, shared compliments to Amaral Homes, discussed grading issues and process, and stated that Flooded in Flagler would like an invitation to all meetings.

Vice Mayor Danko asked when the first meeting will be.

Ms. Stevens discussed the process of setting the first meeting and that a date has not yet been scheduled.

Council Member Pontieri thanked the applicants for their contribution.

Council Member Heighter thanked each of the applicants for volunteering on the committee and was looking forward to resolving issues.

8. APPOINT ONE (1) MEMBER TO THE BEAUTIFICATION AND ENVIRONMENTAL ADVISORY COMMITTEE (BEAC)

Virginia Smith, Land Management Administrator, opened the item.

City Council held a question-and-answer session with the applicants.

Public Comment:

Celia Pugliese thanked the volunteers, appreciated all applicants that run for positions, discussed native perennial plants, new developments, HOA taking care of maintenance, and provided suggestions to changes in gardening.

Motion by Vice Mayor Danko, seconded by Council Member Pontieri, to appoint Ms. Anderson to the committee. The motion passed unanimously.

9. APPOINT ONE (1) MEMBER TO THE VOLUNTEER FIREFIGHTERS PENSION BOARD

Chief Berryhill opened the item.

City Council held a question-and-answer session which each of the applicants.

Public Comment:

There were none.

Motion by Vice Mayor Danko, seconded by Council Member Heighter, to appoint Mr. Giuliano to the board. The motion passed unanimously.

H. ORDINANCES FIRST READ

10. ORDINANCE 2024-XX AMENDING SECTION 2.05.02 NEIGHBORHOOD MEETING REQUIREMENTS, SUBSECTION B NOTIFICATION REQUIRED OF THE UNIFIED LAND DEVELOPMENT CODE OF ORDINANCES OF THE CITY OF PALM COAST

Attorney Duffy read the title into the record.

Ray Tyner, Deputy Director of Community Development, opened the item.

Virginia Smith, Land Management Administrator, presented the topic to Council. Topics presented included: background, amendment, and recommendation.

City Council held discussion on distance requirements.

Public Comment:

Celia Pugliese supported enlarging the area but believed all homes included within the 500 ft, whether an HOA or not, should receive the communications.

Mr. Tyner provided a response to the public comment regarding the process.

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Ed Danko, Council Member Theresa Pontieri, Council Member Cathy Heighter

I. RESOLUTIONS

11. RESOLUTION 2024-60 APPROVING AMENDING RESOLUTION 2009-114 BY INCREASING THE LAND DEVELOPMENT SITE PERMITTING AND INSPECTION FEES; AMENDING RESOLUTION 2004-44 BY INCREASING THE RENTAL REGISTRATION FEES

Attorney Duffy read the title into the record.

Mr. Tyner opened the item.

Phong Nguyen, Senior Planner, presented the topic to City Council.

Public Comment:

Celia Pugliese discussed rental properties and fee proposed.

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Ed Danko, Council Member Theresa Pontieri, Council Member Cathy Heighter

12. RESOLUTION 2024-58 APPROVING SOMERSET PHASE 1 FINAL PLAT - APPLICATION NO. 5540

Attorney Duffy Read the title into the record.

Estelle Lens, Planner, and Dennis Leap, Site Development Manager, presented the topic to Council. Topics presented included: location map, Zoning Map, Future Land Use Map, construction photos, plat layout, bonds, and recommendation.

City Council held discussion on the item being considered for approval.

There were no ex parte communications.

Public Comment:

There were none.

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Ed Danko, Council Member Theresa Pontieri, Council Member Cathy Heighter

13. RESOLUTION 2024-63 APPROVING MATANZAS COVE FINAL PLAT - APPLICATION NO. 5586

Attorney Duffy read the title into the record.

Public Comment:

There were none.

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Ed Danko, Council Member Theresa Pontieri, Council Member Cathy Heighter

14. RESOLUTION 2024-56 APPROVING COLBERT LANDINGS PHASE 1 FINAL PLAT - APPLICATION NO. 5549

Attorney Duffy read the title into the record.

Public Comment:

Celia Pugliese discussed the plat approvals, preparation of the lots, and a parcel burning ordinance.

Council Member Pontieri asked for staff comments on the clearing of the parcels.

Mr. Tyner provided a response regarding final plat, clearing of the land, and infrastructure in place.

Council Member Pontieri shared that an ordinance related to parcel clearing burning is in progress.

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Ed Danko, Council Member
Theresa Pontieri, Council Member Cathy Heigher

**15. RESOLUTION 2024-57 APPROVING FLAGLER VILLAGE PHASE 1 FINAL PLAT -
APPLICATION NO. 5573**

Attorney Duffy read the title into the record.

*Council Member Pontieri shared comments on the item and future reports to come to
City Council.*

*Public Comment:
There were none.*

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Ed Danko, Council Member
Theresa Pontieri, Council Member Cathy Heigher

J. CONSENT

**16. RESOLUTION 2024-55 APPROVING PIGGYBACKING THE CITY OF FERNANDINA
BEACH, FLORIDA CONTRACT WITH TAW POWER SYSTEMS, INC., FOR
GENERATOR MAINTENANCE AND REPAIRS**

**17. RESOLUTION 2024-54 APPROVAL OF A FLORIDA DEPARTMENT OF
TRANSPORTATION STATE-FUNDED GRANT AGREEMENT FOR
CONSTRUCTION OF OLD KINGS ROAD WIDENING PHASE II PROJECT**

**18. RESOLUTION 2024-59 APPROVAL OF A FLORIDA DEPARTMENT OF
TRANSPORTATION STATE-FUNDED GRANT AGREEMENT FOR THE BELLE
TERRE SAFETY IMPROVEMENT PROJECT**

**19. RESOLUTION 2024-61 AUTHORIZING THE CITY MANAGER TO SIGN HAZARD
MITIGATION GRANT PROGRAM ASSISTANCE APPLICATIONS, AS REQUESTED
BY THE STATE OF FLORIDA DIVISION OF EMERGENCY MANAGEMENT**

**20. RESOLUTION 2024-62 APPROVING AN INDEMNITY AGREEMENT WITH THE
ACTING CITY MANAGER**

*Public Comment:
There were none.*

Pass

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

Approved - 4 - Mayor David Alfin, Vice Mayor Ed Danko, Council Member Theresa Pontieri, Council Member Cathy Heigher

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

Council Member Pontieri highlighted a recent Town Hall and encouraged residents to attend.

Council Member Heigher thanked Council Member Pontieri for her town hall and looked forward to her own upcoming town hall event.

Council Member Pontieri shared about an upcoming FIND event.

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

There were none.

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

Acting City Manager Johnston highlighted the emergency and sole source purchases. Additionally, Ms. Johnston shared about Food Truck Tuesday, Comprehensive Plan, and a Flagler County Board Of County Commissioners scheduled public safety workshop.

21. REPORTING OF EMERGENCY AND SOLE SOURCE PURCHASES FOR MARCH 2024

O. ADJOURNMENT

The meeting was adjourned at 11:15 a.m.

*Respectfully submitted by: Kaley Cook, CMC, FCRM
City Clerk*

To perform the survey we will use a small skiff outfitted with a Novatel RTK GNSS providing centimeter accuracy and an Innerspace 456 dual frequency (200kHz and 24kHz) survey grade depth sounder with 0.1 foot vertical accuracy (200kHz). The GNSS coordinates will be cross checked before each survey by setting the antenna on a known point (project control point). The depth sounder will be calibrated using the bar check method before and after each survey day.

The GNSS and depth sounder data will be stored and displayed real-time on a vessel-based computer running *VesPos* Hydrographic software. The software allows automatic application of Geoid18 corrections, Vdatum's NAVD to MLLW corrections and/or local datum corrections and antenna height corrections providing both horizontal and vertical positions at a rate of 20 per second. Data are displayed real-time in both plan and profile view for field analysis.

On completion of field work, data will be processed and presented as a plan view drawing showing plotted water depths, color contour lines and shoreline features. Data will be submitted as a PDF file, an xyz file and 3D AutoCAD dwg files. Other formats are available.

All survey work will be performed by an NSPS-THSOA (ACSM) certified hydrographer. Data and drawings may be used for future project planning, for volume computations of proposed dredge material and for generation of permit documents.

We will be please to perform the above described hydrographic survey for the following cost.

Hydrographic Survey\$25,846.00 lump sum

Includes all costs associated with travel, equipment, labor, field work, data processing and presentation.

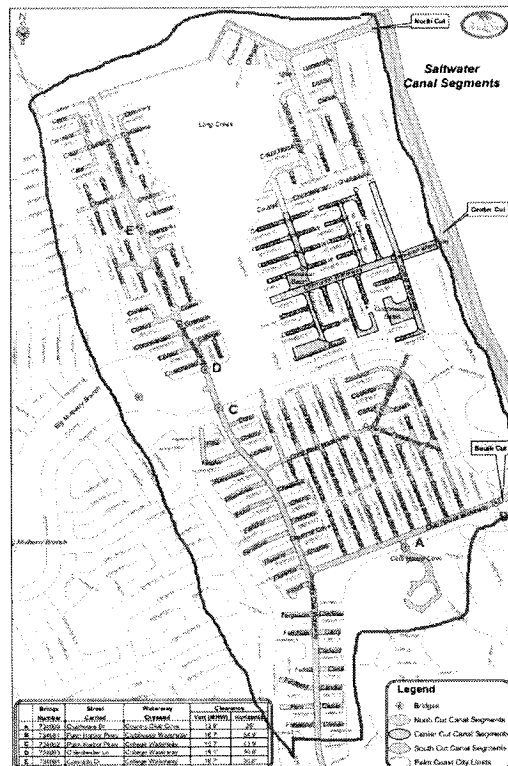
Feel free to contact me if you have questions.

Sincerely,
Nancy Byrne, CH#124
Nbyrne@snet.net

*Hydrographic Survey Services
& Dredge Positioning Software
Chester, Connecticut
860 391-3026 cell
Vespos@Vespos.us or Nbyrne@snet.net*

For: Alan Lowe
City of Palm Coast
Palm Coast, Florida

VesPos is pleased to provide this quote for performing a hydrographic survey (water depth survey) of the Palm Coast Salt Water Canal System. The survey area contains approximately 26 to 28 miles of canal with varying channel widths of between 80 and 120 feet. The proposed survey area is outlined in red in the illustration shown below.



46

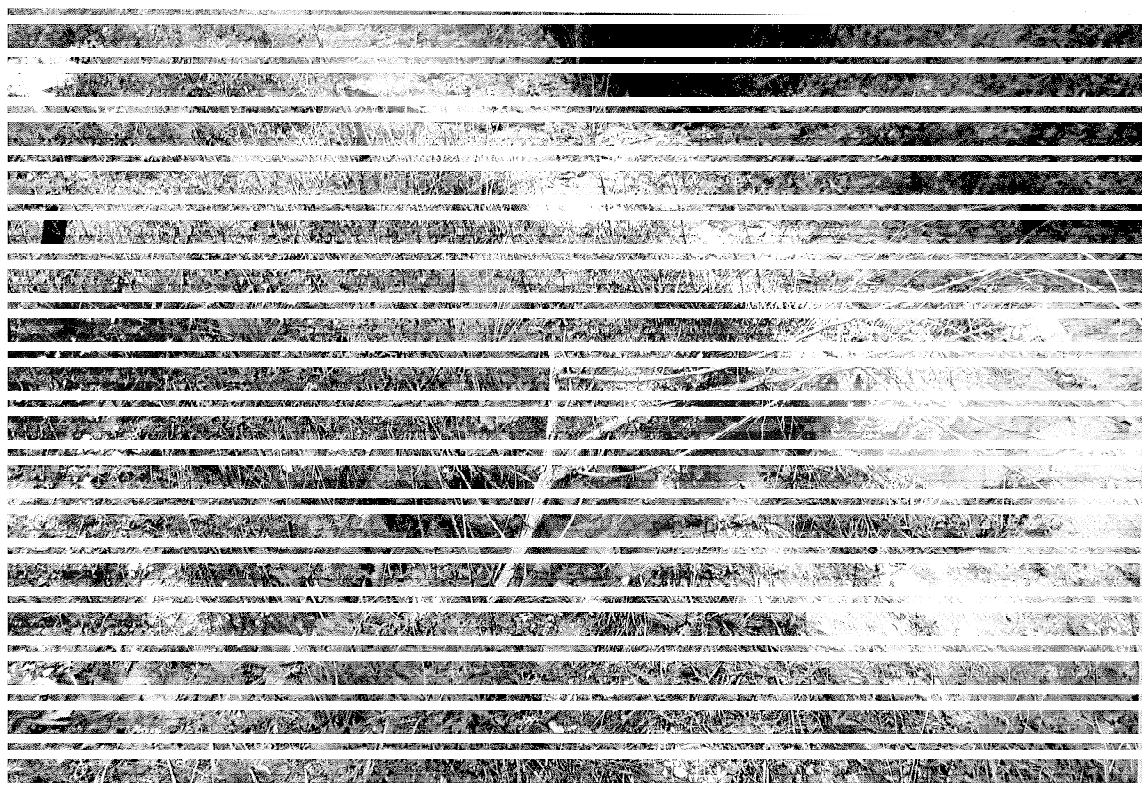
4/1/24

Carm. Hanson

born 1905

Colorado 1911

Pack Hanson 1911



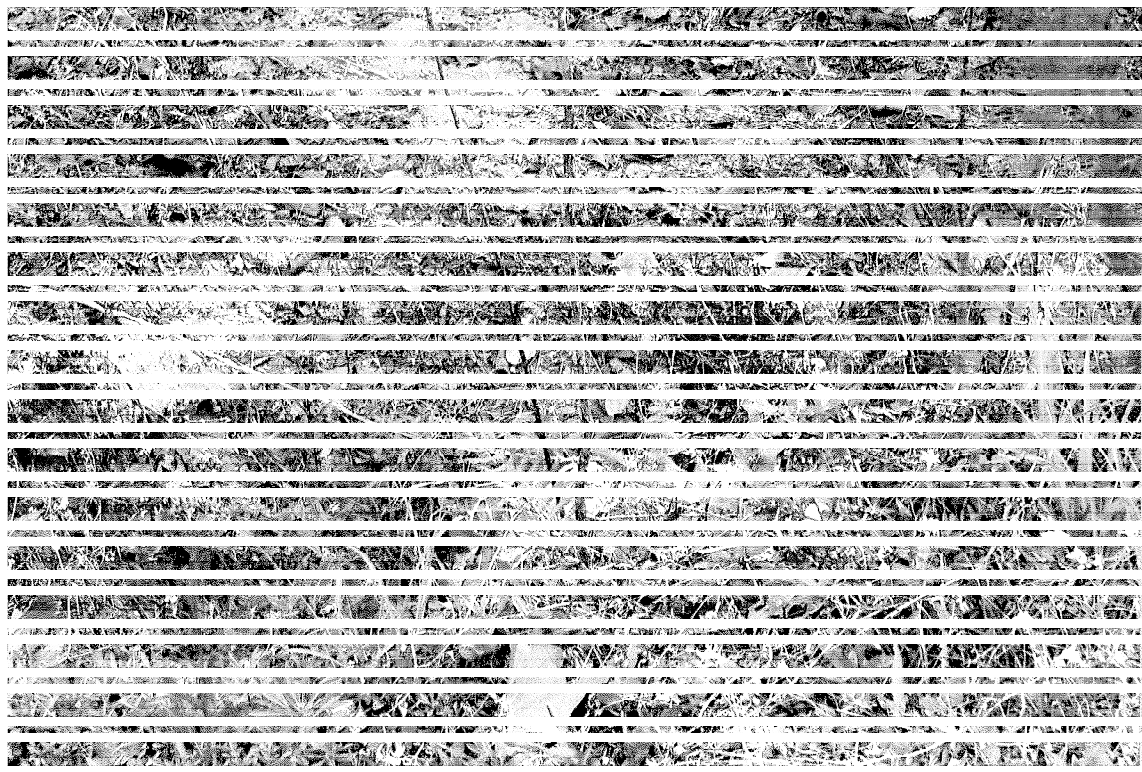
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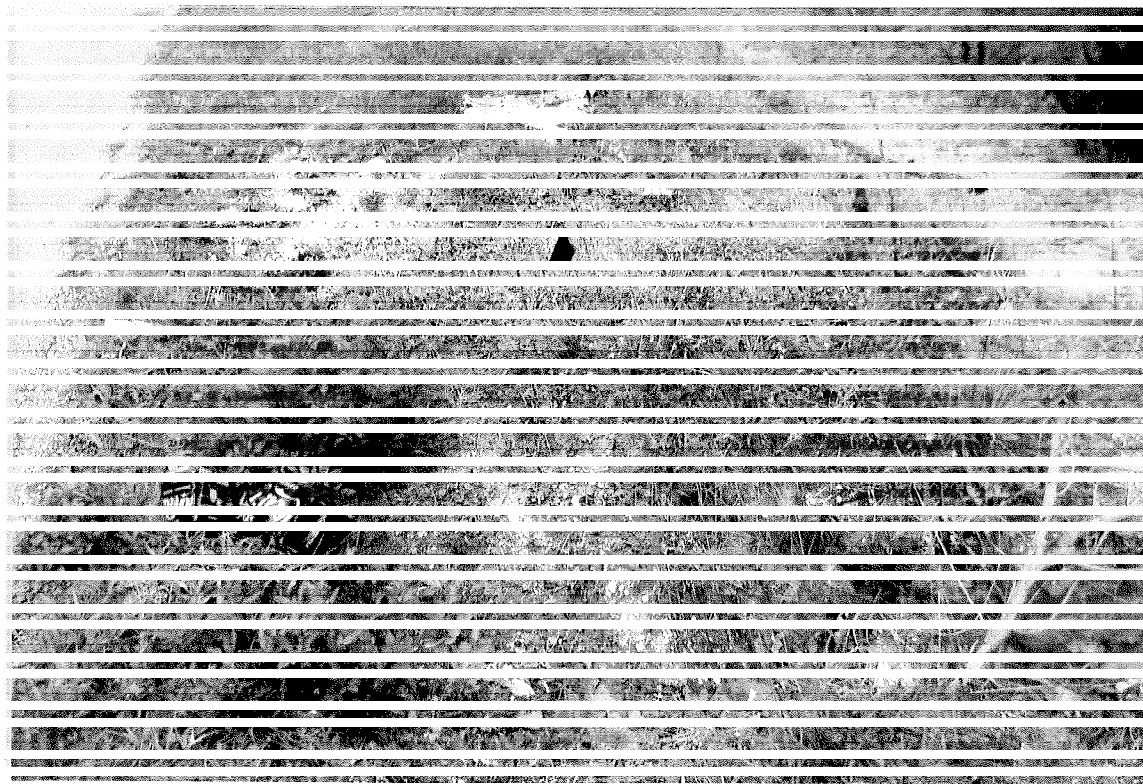


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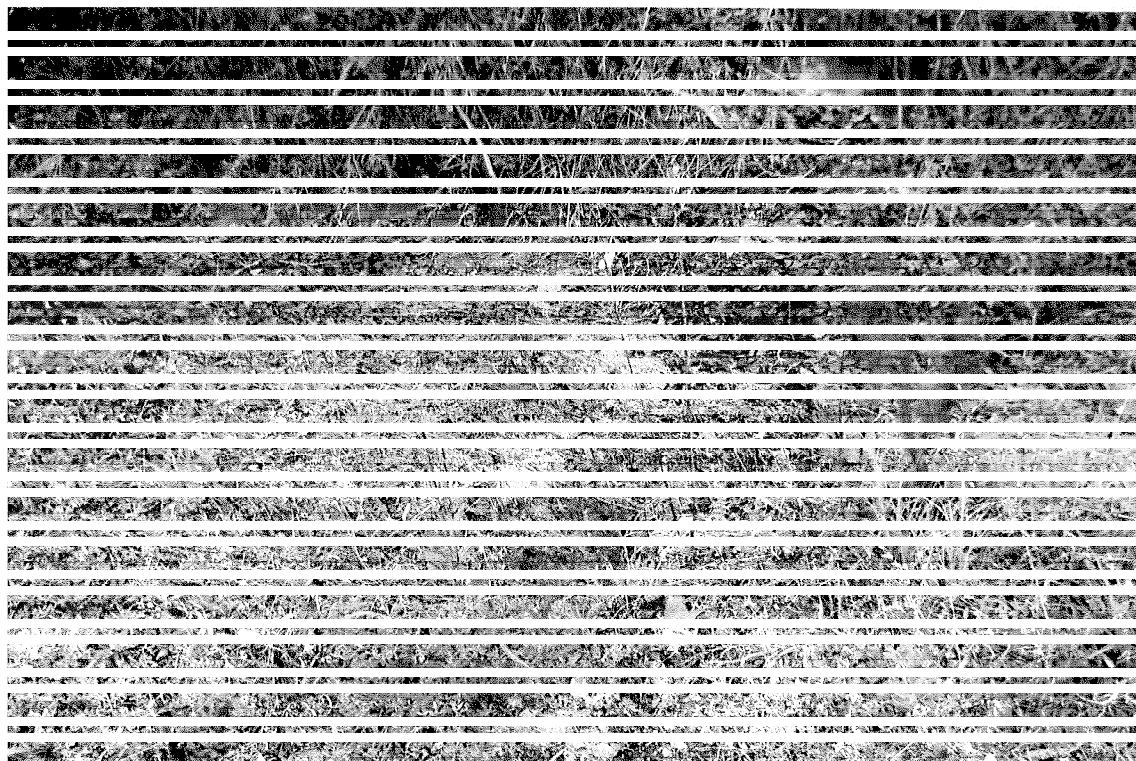
RIGHT OF COLUMBIA RIVER
HARBOR RIVER

Direct Report into 1912



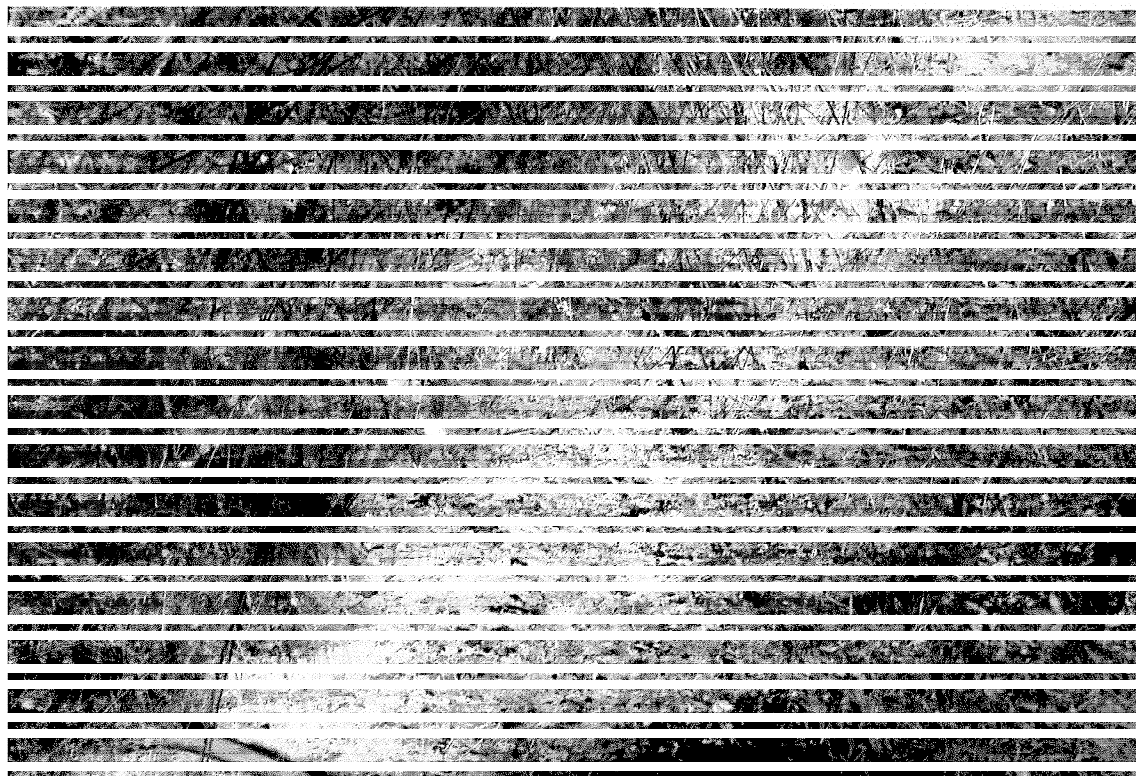
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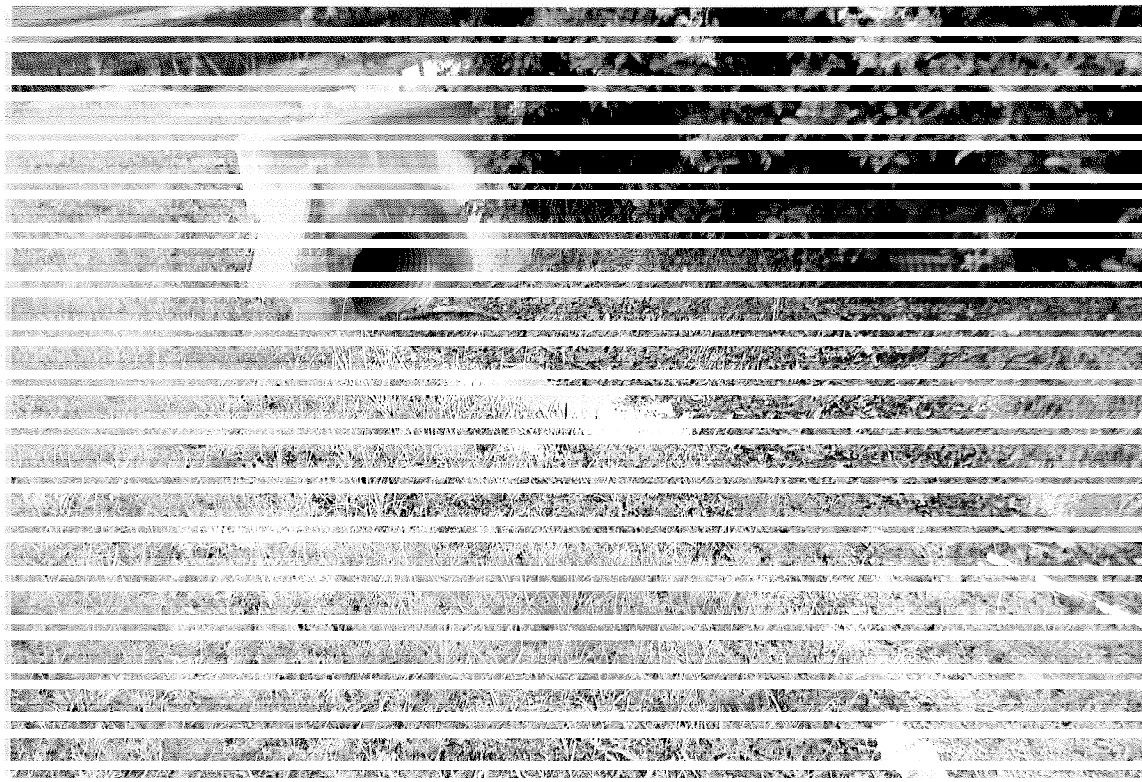
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MOUTH OF COLOMBIA RIVER

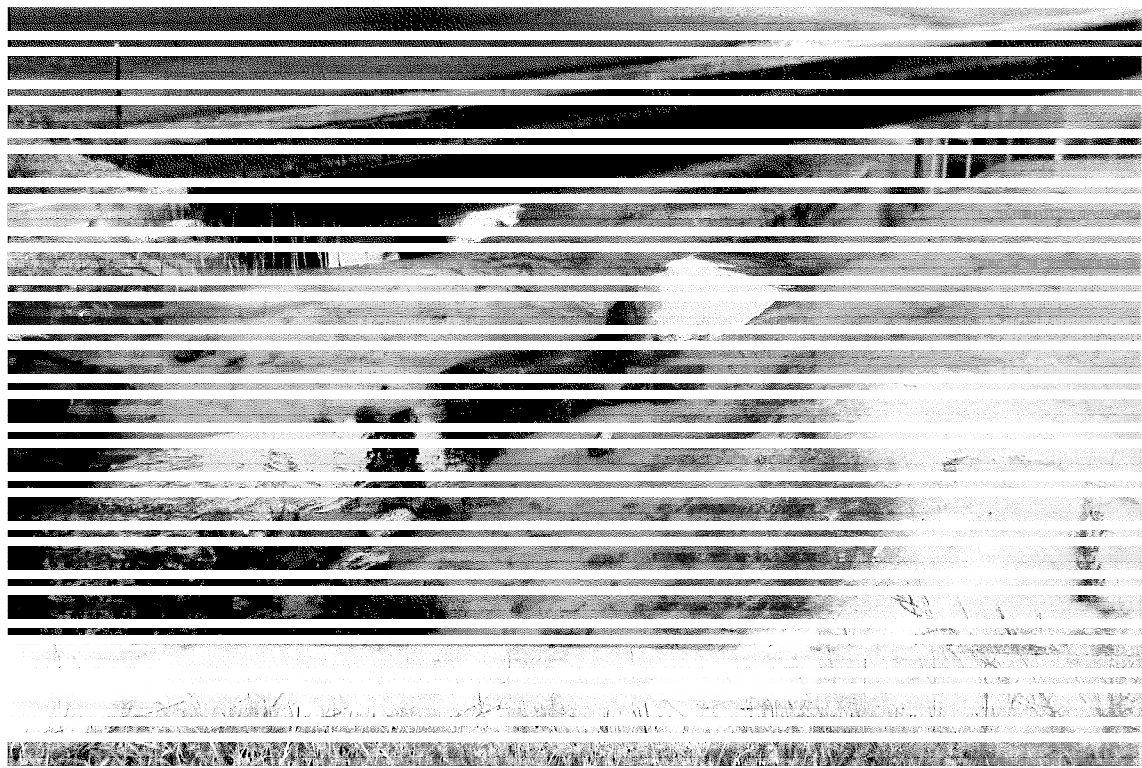
FROM HARBOUR BRIDGE



11/11/17 11:40 AM



1200K FLOWING INTO CANAL
ONCE AGAIN IN FUTURE
NORTH OF COCONUTS &
JUNIOR HANCOCK IRVY



4/12/24 12:24 PM

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August 1944 of 1944-45

From Harbor Quay