



City of Palm Coast Minutes City Council Business

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

Mayor Michael Norris
Vice Mayor Theresa Pontieri
Council Member Charles Gambaro
Council Member Ty Miller
Council Member David Sullivan

Tuesday, September 16, 2025

9:00 AM

**City Hall - Jon Netts
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.
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- City Council Meetings are streamed live on YouTube at <https://www.youtube.com/@PalmCoastFL>.
- 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.

NOTICE: This meeting is being live streamed on the City of Palm Coast YouTube channel and audio recorded for public record and transparency.

A. CALL TO ORDER

Mayor Norris called the meeting to order at 9:00 a.m.

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

C. ROLL CALL

Deputy City Clerk Alison Palmer called the roll. All members were present, with Council Member Gambaro appearing virtually.

D. PROCLAMATIONS

1. PROCLAMATION - SEPTEMBER 15, 2025, TO OCTOBER 15, 2025, AS HISPANIC HERITAGE MONTH

Chief Kyle Berryhill presented the proclamation to representatives from the Hispanic American Cultural Society of Palm Coast.

Mr. Ramon Marrero shared thanks and comments.

2. PROCLAMATION - SEPTEMBER 22-26, 2025, AS STORMWATER AWARENESS WEEK

Chief Kyle Berryhill presented the proclamation to Lynn Stevens, Deputy Director of Stormwater & Engineering, and Stormwater & Engineering staff.

Ms. Stevens shared thanks and comments.

3. PROCLAMATION - OCTOBER 2025 AS “RAISE THE PINK FLAG WITH THE PINK ARMY” MONTH IN SUPPORT OF BREAST CANCER AWARENESS

Chief Kyle Berryhill presented the proclamation to representatives from AdventHealth.

Tony Papandrea introduced representatives from AdventHealth and the community, and shared thanks and comments.

Council Member Sullivan shared personal remarks about the impact cancer has had on his family, and the progress and improvements made in health care over the years.

Vice Mayor Pontieri shared thanks and praise for the organizations receiving proclamations.

Council Member Gambaro asked to echo the comments of Council Member Sullivan and Vice Mayor Pontieri, and thanked Mr. Marrero for serving on the Charter Review Committee.

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) This agenda item has a thirty (30) minute limit.
- (2) Each speaker shall at the podium, provide their name and may speak for up to 3 minutes.
- (3) 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.
- (4) Public speakers may address their comments to the Council as a whole, the Mayor, or to an individual Council Member
- (5) When addressing the City Council on specific, enumerated Agenda items, speakers shall:
 - (a) make their comments concise and to the point;
 - (b) not speak more than once on the same subject;

- (c) not, by speech or otherwise, delay or interrupt the proceedings or the peace of the City Council;
- (d) obey the orders of the Mayor or the City Council; and
- (e) not make any irrelevant, impertinent or slanderous comments while addressing the City Council; which pursuant to Council rules, shall be considered disorderly.
- (6) 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 Norris provided the rules and procedures of public participation.

Public participation opened at 9:20 a.m.

Chantal Preuninger asked for an update on SB 180 and the lawsuit against the state.

Jeani Duarte commented on the Charter Review Committee, FC3, the City budget, and the wastewater plants.

Jeff Adams commented on SRM, property taxes, and bringing in business.

Steve Carr commented on the sewer system on Florida Park Drive, PEP tanks, and the wastewater plants.

Council held a brief discussion of Florida Park Drive and Pep tanks.

Mark Webb commented on transparency for the Charter Review meetings and SB 180.

Public participation closed at 9:37 a.m.

Chief Berryhill provided a response to public comment regarding SB 180, proposed concrete plants, and Mr. Carr's concerns.

Council Member Miller provided a response to public comment regarding SB 180.

Vice Mayor Pontieri provided a response to public comment regarding the Charter Review Committee and SB 180.

Council Member Sullivan provided a response to public comment regarding SB 180 and impact fees.

Mayor Norris provided a response to public comment regarding Florida Park Drive and PEP tanks.

F. MINUTES

- 4. MINUTES OF THE CITY COUNCIL:
SEPTEMBER 2, 2025, BUSINESS MEETING
SEPTEMBER 9, 2025, WORKSHOP MEETING
SEPTEMBER 10, 2025, BUDGET MEETING**

Pass

Motion made to approve by Council Member Miller and seconded by Council Member Sullivan

Approved - 5 - Mayor Michael Norris, Vice Mayor Theresa Pontieri, Council Member Charles Gambaro, Council Member Ty Miller, Council Member David Sullivan

G. ORDINANCES FIRST READ

- 5. ORDINANCE 2025-XX AMENDING CHAPTER 42, CREATING SECTION 42-7 OF THE CODE OF ORDINANCES PROVIDING FOR THE USE AND OPERATION OF BICYCLES AND ELECTRIC POWERED CYCLES**

Mayor Norris read the title into the record.

City Attorney Duffy presented the topic to City Council. Topics presented included: updates to the Ordinance following the 9/9 workshop and review of the 'red line' Ordinance.

Council held discussion on the following additional topics: changes proposed by Commissioner Andy Dance in an email sent to Council 9/15, definitions, speed limits and enforcement, and age restrictions.

Public Comment:

Chantal Preuninger discussed the size of ebikes, asked how can we legislate freedom of children, and discussed passengers.

Council held a brief discussion of age restrictions and passengers.

Jeff Adams discussed parental input and holding parents responsible.

Jay Wagner discussed age limits, maturity, and safety.

Andy Dance, Flagler County Commissioner, discussed safety, his comments provided to Council, classes of ebikes, definitions, State legislation, age limits, and connected shared-use networks.

Mark Webb discussed the cost of compliance and enforcement.

Council and Mr. Duffy continued discussion of the topic. Council asked for data from the Flagler County Sheriff's Office.

Council Member Gambaro motioned to approve with an age limit of 11, seconded by Council Member Sullivan.

Council continued discussion of Commissioner Dance's proposed changes.

Council Member Gambaro amended his motion to approve with an age limit of 11 and include the recommendations as outlined by Commissioner Dance and language banning passengers if the bike is not designed for such operation. Council Member Sullivan seconded.

Pass

Motion made to approve by Council Member Gambaro and seconded by Council Member Sullivan

Approved - 4 - Mayor Michael Norris, Council Member Charles Gambaro, Council Member Ty Miller, Council Member David Sullivan

Denied - 1 - Vice Mayor Theresa Pontieri

H. RESOLUTIONS

6. RESOLUTION 2025-145 APPROVING AN AGREEMENT WITH THE FLAGLER COUNTY CULTURAL COUNCIL FOR THE ADMINISTRATION OF THE CULTURAL ARTS GRANT PROGRAM

Mayor Norris read the title into the record.

James Hirst, Director of Parks & Recreation, presented the item to Council.

Topics presented included: updates to the agreement following the 9/9 workshop concerning TDC and the Sunshine law.

Council provided direction to add language that no city or county employees can be voting members on the grant committee.

Council Member Miller motioned to approve with the changes discussed, seconded by Vice Mayor Pontieri.

*Public comment:
There were none.*

Pass

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

Approved - 4 - Vice Mayor Theresa Pontieri, Council Member Charles Gambaro, Council Member Ty Miller, Council Member David Sullivan

Denied - 1 - Mayor Michael Norris

I. CONSENT

Council discussed a resolution that was moved from 9/16 to 10/7. Vice Mayor Pontieri asked for consensus that any changes made to the presentation be presented in redline.

Council gave consensus.

*Public comment:
There was none.*

Pass

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

Approved - 5 - Mayor Michael Norris, Vice Mayor Theresa Pontieri, Council Member Charles Gambaro, Council Member Ty Miller, Council Member David Sullivan

- 7. RESOLUTION 2025-150 APPROVING CITY MANAGER AUTHORIZATION TO EXECUTE THE AGREEMENT FOR THE YMCA RECREATION CENTER APPROPRIATION**
- 8. RESOLUTION 2025-146 APPROVING PIGGYBACKING VOLUSIA COUNTY CONTRACT WITH FERGUSON WATERWORKS TO PURCHASE PLUMBING SUPPLIES**
- 9. RESOLUTION 2025-147 APPROVING PIGGYBACKING THE CITY OF BOYNTON BEACH CONTRACT WITH FORTILINE, INC., TO PURCHASE BRASS FITTINGS AND ACCESSORIES**
- 10. RESOLUTION 2025-148 APPROVING PIGGYBACKING THE CITY OF BOYNTON BEACH CONTRACT WITH FORTILINE, INC., TO PURCHASE PIPE FITTINGS AND ACCESSORIES**
- 11. RESOLUTION 2025-149 APPROVING AN INTERLOCAL AGREEMENT BETWEEN FLAGLER COUNTY AND THE CITY OF PALM COAST RELATED TO CAD SOFTWARE MAINTENANCE**

J. PUBLIC PARTICIPATION

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

There were none.

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

Vice Mayor Pontieri discussed the Live Like Cameron Foundation 5K event this Sunday and the intercoastal waterway cleanup on Saturday.

Vice Mayor Pontieri also asked for consensus that dissenters to consensus decisions be noted in the minutes. Council gave unanimous consent.

Council Member Miller discussed the Gators.

Council Member Sullivan discussed taking a tour of Flagler Cares and recommend the tour to fellow Council Members.

Mayor Norris discussed the vigil for Charlie Kirk to be held 9/17 at the Flagler County Courthouse from 7:00-8:00 p.m.

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

12. REPORTING OF EMERGENCY AND SOLE SOURCE PURCHASES FOR AUGUST 2025

Attorney Duffy highlighted the emergency and sole source purchases. There were no questions. Council Member Miller commented on a purchase for stormwater pipe lining.

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

Chief Berryhill thanked Council and citizens for their participation in the 9/11 ceremony and expressed thanks to the residents for their support.

Chief Berryhill also mentioned Food Truck Tuesday, that the charity for the event is the Pink Army, and the Pull a Fire Truck event against the FCSO.

N. ADJOURNMENT

The meeting was adjourned at 10:50 a.m.

*Respectfully submitted by: Alison Palmer
Deputy City Clerk*