



CITY COMMISSION REGULAR MEETING MINUTES

Thursday, April 10, 2025, at 5:30 PM

City Commission Chambers – 105 S. 2ND Street, Flagler Beach, FL 32136

Present: Mayor Patti King, Chairman James Sherman, Vice-Chairman Rick Belhumeur, Commissioners Eric Cooley, John Cunningham and Scott Spradley, City Attorney D. Andrew Smith, III, City Manager Dale L. Martin and City Clerk Penny Overstreet.

1. **Call the meeting to order:** Chairman Sherman called the meeting to order at 6:18 p.m.
2. **Pledge of Allegiance followed by a moment of silence to honor our Veterans, members of the Armed Forces and First Responders.** Mayor King led the pledge.
3. **Proclamations and Awards**
 - a. Proclamations were issued this week to: Flagler Volunteer Services for Volunteer Appreciation Month, Flagler County Sheriff's Communications Office for National Public Safety Telecommunications Week, and the Flagler County Advocate Alliance for Crime Victims' Rights Week. Mayor King reported the Proclamations were mailed.
4. **Deletions and changes to the agenda:** There were no changes to the agenda.
5. **Public comments regarding items not on the agenda:** Chair Sherman outlined the rules of Public Comment. Mark Imhoof spoke of a concerned citizen group in the Ocean Palm neighborhood and reported they are against the property being sold to the current lessee. Mr. Imhoof feels the golf course tenant is not fulfilling his end of the agreement and has not proven to be a good neighbor. Rich Phelan was against the sale of the golf course to the current lessee and was not in favor of enlarging the golf course. Mike Taylor from Port St. Lucie spoke of the Jeff Gray arrest and felt his constitution rights were violated. Mark Dickenson spoke of the history of one of our officers and the Jeff Gray arrest. Michael Danniels, Jacksonville, here to support Jeff Gray. Eric Roberts read a statement on the record regarding Mr. Gray and felt Officer Yelvington needs to be held accountable. John Felix member of a Transparency Accountability Coalition TAC-US.org spoke in support of Jeff Gray. Shawn Berry expressed his concern of the officers having the ability to shut off their body cameras while making an arrest. Name (in audible) in support of Jeff Gray. Robbie Roberts spoke in support of the Police Department and Chief Doughney. Attorney Smith indicated the Jeff Gray matter is under investigation with the Flagler County Sheriff's office. Chief Doughney to send Body Cam Policy to Commissioner Cooley. Commissioner Cooley inquired about the status of the internal investigation. Attorney Smith indicated it is being investigated by an outside agency. Proud American wanted to hear from the Chief.
6. **Consent Agenda**
 - a. Approve the Regular Meeting Minutes of March 27, 2025.
 - b. Approve a waiver to Chapter 6, Article V, Rules and Regulations for Parks; Section 6-73 (20) & (23), to allow the consumption and sale of alcohol in Veteran's Park for the Centennial Dinner Event scheduled for June 14, 2025.

Motion by Commissioner Belhumeur, seconded by Commissioner Cooley to approve the Consent Agenda. The motion carried unanimously.

7. General Business

- a. Approve Commission Appointments to the Flagler Beach Fire and Police Pension Boards. City Clerk Overstreet reviewed the positions open on each Board. The requirement is for appointees to be a city resident. Commissioner Belhumeur indicated his desire to remain on the Police Pension Board and Commissioner Cunningham volunteered for one of the Fire Pension Board vacancies. Mayor King volunteered to fill the remaining Fire Pension Board spot. Laura Hackett indicated she would like to remain on the Police Pension Board as a citizen representative. Motion by Commissioner Belhumeur, seconded by Commissioner Cooley to appoint Mayor King and Commissioner Cunningham to the Fire Pension Board and renew the terms for Commissioner Belhumeur and Laura Hackett on the Police Pension Boards. Chair Sherman opened public comments. No comments were offered, and public comment was closed. The motion carried unanimously.
- b. Resolution 2025-38. A Resolution of the City Commission of the City of Flagler Beach, Florida, to award a contract to LADS Construction, LLC for an amount not to exceed \$ 116,975.10 to repair Flagler Beach City Hall and Police Department damages, (Project # 285), that were sustained during Hurricane Milton, providing for conflict and an effective date. Attorney Smith read the title of the resolution into the record. Commissioner Cooley asked for the financial breakdown. Mr. Martin reported 75% covered by FEMA and what is not covered will be due from the city. Commissioner Cunningham needed clarification of what was included in the scope. City Clerk Overstreet stated all work would be the interior, apart from the Museum entry. Chairman Sherman opened public comments. No comments were received. Public comment was closed. Motion by Commissioner Belhumeur, seconded by Commissioner Spradley, to approve Resolution 2025-38. The motion carried unanimously, after a roll call vote.
- c. Resolution 2025-39. A Resolution by the City Commission of the City of Flagler Beach, Florida, approving a contract between the City and NEU Urban Concepts, LLC, for Mobility Fee Consulting Services in an amount not to exceed \$140,000; providing for conflict and providing an effective date. Attorney Smith read the title of the resolution into the record. Motion by Commissioner Belhumeur, seconded by Commissioner Spradley to approve Resolution 2025-39. Chairman Sherman opened public comments. Mark Imhoof inquired "what is a mobility fee?" Robbie Robert felt the contract was high for the assignment. Rich Phelan needed clarification about why the city needed this service. Public comment was closed. Attorney Smith responded a mobility study has nothing to do with vehicles, it studies the traffic patterns, not just vehicular but multi-mobile (pedestrian, bicycles, electric bicycles, golf carts) and how everything interacts to develop a plan to keep them all moving and safely. Mobility fee is another type of impact fee so when new development comes into the city, the development would be charged the impact fee. The study is required by the State to impose a mobility fee. The motion carried unanimously, after a roll call vote

8. Public Hearings: None.

9. Staff Reports

- a. City Attorney: Attorney Smith the CRA Bills continue to move forward through the committees. If approved into law, it would end CRA projects and end the redevelopment work. He urged the public to reach out to their legislature.
- b. City Manager: Mr. Martin reported Mr. Bhoola has a relationship with Senator Leek and indicated he will reach out to defend the CRA. He reported the community dinner offerings have been completed; the tickets are \$40. When a person buys a ticket, the ticket holder will choose their dinner. Mr. Martin suggested the creation of a permanent Parks Committee and removing the task driven ad hoc appointment. He updated the Commission that the cost of the equipment has increased since the grant was originally submitted. There may be a chance he will need to approach them for extra funding. He requested the scheduling of a CRA Special Meeting on May 22, 2025. He reported the loan has been signed for the period.
- c. City Clerk: No report.

10. Commission Comments

- a. Commission comments, including reports from meetings attended. Mayor King reported that she received a Centennial Proclamation from the Board of County Commissioners, and she invited each Commissioner to attend the Birthday Celebration, April 16th from 4:00 to 7:00 p.m. She thanked staff for those that worked on the watermain break. Commissioner Belhumeur informed the public that the Volusia/Flagler TPO is holding an open house on April 28th at the Palm Coast Community Center, more information is available on the City's Facebook and the website. He asked about events and moving the barricades and limiting access to Mr. Cinelli's parking lot. Commissioner Cunningham requested the installation of a children's swing at Silver Lake Park. Commissioner Cooley spoke about event barricades and his belief that there is no communication regarding the closures and where they will be putting barricades. Commissioner Cooley spoke of the recent closures on A1A for FDOT street resurfacing. Commissioner Cooley reported South Central Avenue by the Golf Course is being destroyed by FDOT's contractor and the heavy equipment traversing the road. He would like Mr. Martin to obtain a written commitment from FDOT that the street will be repaired. Commissioner Cooley pointed out the verbal harassment Mr. Martin withstood from Mrs. Streit at the end of the last meeting. He felt the Commission should not ask the City Manager to hold a meeting with someone who cannot be civil. Commissioner Sherman reported there will be a green light arrow at Roberts Road and John Anderson coming out of Publix. Chair Sherman would like to send a letter to the County Commissioners regarding the County Maintenance of the beach and encouraged the residents to lobby the County Commission. A consensus was reached to have Dale draft the letter. In the absence of alternatives, Commissioner Spradley felt the letter was a good idea and would like the residents to reach out to the County Commissioners.
- b. Public comments regarding items not on the agenda. Anthony Cinelli spoke about the barricades used at First Friday. Specifically, how the band, then vendors unload and are often three wide in the street. People unaware of the barricades turn in off A1A and either back out or block traffic. He felt there was no management of traffic. He appreciated all the work of staff on getting the water back on the other day and he supports our Police. Rich Phelan inquired about the charges for water for the Veranda Bay development. Mark Imhoff asked how residents can obtain the information to send to the County Commission. Commissioner Sherman spoke of the number of avenues available for communication. Attorney Smith explained the contractual agreement that was made for the Water Service Area.

11. Adjournment: Motion by Commissioner Belhumeur to adjourn the meeting at 7:41 p.m.

James Sherman, Chairman

Penny Overstreet, City Clerk