



CITY COMMISSION REGULAR MEETING MINUTES

Thursday, November 14, 2024 at 5:30 PM

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

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

1. **Call the meeting to order:** Chairman Spradley called to order at 7:10 PM
2. **Pledge of Allegiance followed by a moment of silence to honor our Veterans, members of the Armed Forces and First Responders.** Commissioner Sherman led the pledge to the flag.
3. **Proclamations and Awards:**
 - a. Certificate of Appreciation for Ms. Shaelaine Peterson: Deputy Chief Blanchette reported on the actions of Shaelaine Peterson by blocking traffic with her car and calling 911 when she approached a situation where a suspect was resisting arrest. By calling 911, the police department was able to assist the officer quickly.
4. **Deletions and changes to the agenda.** City Clerk Overstreet reported on a typo on the agenda in the minute item. The minutes are for October 17th not the 14th. Mr. Martin asked, Item 7d removed from the agenda.
5. **Public comments regarding items not on the agenda.** The following citizens came forward to expressed their concerns, opinions and suggestions: Steve Dalley, Robbie Roberts, Paul Eik and R.J Santore. Chairman Spradley Scott reported the holiday plans will be disclosed soon. He heard from the public ideas of items to be purchased and he suggested bring forth those items during the budget workshops next summer. Commissioner Cooley asked for the holiday information to be published for our citizens. The issue of flooding was discussed and included topics such as dredging, the percentage of the barrier island that is in a flood zone and the effectiveness of dredging in terms of flooding. Commissioner Mealy responded to a comment regarding the City's accomplishments for the year and suggested the residents subscribe to the email list of the website.
6. **Consent Agenda**
 - a. **Approve the Regular Meeting Minutes of October 14 and 24, 2024:** Motion by Commissioner Mealy, seconded by Commissioner Belhumeur, to approve the minutes of October 17 and 24 minutes. City Clerk Overstreet informed the Commission that Chairman Spradley recused himself on the October 17th item regarding outdoor entertainment due to his representation of a prior business owner at the same location. Public comment was opened. No comments were received. Public comment was closed. The motion carried unanimously.
7. **General Business**
 - a. **Resolution 2024-67. A resolution by the City Commission of the City of Flagler Beach, Florida, amending Resolution 2024-51, which adopted the FY 24/25 Budget, to reflect a Budget Amendment to roll the appropriate expenses from FY 2023/24 into the Budget for 2024/25; providing for conflict, providing an effective date hereof:** Attorney Smith read the title of the resolution into the record. Commissioner Belhumeur needed clarification regarding the accounting for various line items. He expressed concern over items that have taken two years. Commissioner Sherman asked about the screw press allocation. It was explained to him the funds for the item were to be for the building for the screw

press. Motion by Commissioner Belhumeur, seconded by Commissioner Sherman to approve Resolution 2024-67. Public comment was opened. No comments were received. Public comment was closed. The motion carried unanimously, after a roll call vote.

- b. **Resolution 2024-68. A Resolution by the City of Flagler Beach, Florida for Water, Sewer, Stormwater, and Sanitation Fee increases to provide revenues that will be sufficient to operate financially self-supporting Utilities; repealing Resolution 2023-21; providing for conflict; providing an effective date hereof:** Attorney Smith read the title of the resolution into the record. Commissioner Cooley feels these are enterprise accounts and they should be self-supporting. We should not be increasing the rates by COLA. Commissioner Belhumeur did not like the increases being based on the COLA. Discussion included how impact fees are used; looking into the future; the study to be done regarding Sanitation. Commissioner Mealy cautioned not raising the rates because we would rather not but during her time on the Commission, the City did not raise rates and then were hit by having to bring the rates up by 15%. She emphasized the rates were discussed during the budgeting process and she felt there was a consensus during that time. Motion by Commissioner Mealy to approve 2024-68. The motion died for lack of a second. No action was taken by the Commission.
- c. **Legislative Priority Recommendations for the 2025 Legislative Session and North East Florida Regional Council:** Mr. Martin introduced the item and asked the Commission for their legislative priorities for the year. Commissioner Mealy suggested keeping the Lambert Avenue Water Line Looping. Commissioner Belhumeur asked about the resiliency and pointed out that some city generators failed and other buildings did not have back-up power of any kind during Hurricane Milton. Commissioner Sherman agreed with Commissioner Belhumeur that we would like to make all city buildings more resilient. Commissioner Cooley suggested increased the County Beach Project be renourished to the same specifications as the Army Corps Project which is 16 feet.
- d. **Discussion related to the County Beach Management Plan.** This item was removed from the agenda.
- e. **Approve Tierra, Inc., as a sole source vendor in relation to the Flagler Beach Pier Project drilling Sub-Contractor:** Mr. Martin introduced the item and reported Moffatt and Nichol suggested using Tierra because of their history and experience working on similar projects. Motion by Commissioner Belhumeur, seconded by Commissioner Sherman to approve Item 7e. Public comment was opened. No comments were received. Public comment was closed. The motion carried unanimously.

8. Public Hearings

- a. **Ordinance 2024-21, an Ordinance of the City Commission of the City of Flagler Beach, Florida, authorizing the borrowing of money in an amount not to exceed twenty-one million dollars for the purpose of financing certain repairs and the replacement of damaged portions of the Flagler Beach Pier; and providing an effective date - final reading:** Attorney Smith read the title of the ordinance into the record. Motion by Commissioner Belhumeur, seconded by Commissioner Sherman to approve Ordinance 2024-21. The public hearing was opened. No comments were received. The public hearing was closed. The motion carried unanimously, after a roll call vote.
- b. **Ordinance 2024-22, and Ordinance of the City of Flagler Beach, Florida, approving a Collective Bargaining Agreement between the City of Flagler Beach, Florida and the International Union of Police Associations for the period October 1, 2024 through September 30, 2027; providing for conflicts; providing for severability and providing for an effective date- final reading:** Attorney Smith read the title of the ordinance into the record. Motion by Commissioner Belhumeur, seconded by Commissioner Mealy to approve Ordinance 2024-22. The public hearing was opened. No comments were received. The public hearing was closed. The motion carried unanimously, after a roll call vote.

9. Staff Reports

- a. **City Attorney:** Attorney Smith reported the City bid on two dune remnants and they were not successful in either auction. The City was outbid.

b. **City Manager:** The County Capital Improvement Summit meeting is tomorrow. There is a Beach Management meeting with the Corps and the County. On the 19th, we have the Games on the Green, we will be playing shuffle board. November 21st is the Employee Appreciation Luncheon. Flagler Family Flicks will be taking place the day after Thanksgiving at the Flagler Beach Winery featuring "Home Alone 2". Holiday at the Beach will take place December 6-7. The New Year's Event will take place again in Veterans Park followed by fireworks. Mr. Rob Smith's last day will be on December 2. Mr. Martin distributed a draft letter for the swale restoration project for residents on S. Daytona between S.27th and S. 28th Streets. Commissioner Sherman asked to see the maintenance plan once the swales are put in place. Chairman Spradley asked for public outreach. He spoke of the number of bids that were out for consideration. Master salary list for current staff was distributed.

c. **City Clerk:** The 2025 Election Process is open and will close on December 11, 2024. Between January 11 and January 16, a candidate will be able to pay the qualifying fee and the election assessment to run.

Deputy Chief Blanchette reported on the arrest of the person who attempted to rob Publix at Beach Village. Within eight hours, he was arrested. On November 20, Oceanside is having a fundraiser for Officer Shawn Nobre. Oceanside will donate 20% of their profits for the entire day to the Nobre family to assist in his recovery from a motorcycle accident.

10. Commission Comments

a. Commission comments, including reports from meetings attended.

Mayor King: Attended the Kiwanis' annual firefighter of the year award with Commissioner Mealy and Mr. Martin. City Firefighter, Christian Carre' received the award. Mayor King announced Thanksgiving Meals will be delivered to residents living within the city limits who have left a message for the Mayor.

Commissioner Belhumeur: Commissioner Belhumeur asked why he is receiving the agenda packets printed on one side. City Clerk Overstreet explained when the packet is generated it can be printed double sided but may not break for each item. He spoke of the Environmental Trail going through the City. Commissioner Belhumeur was very excited to hear this. FDOT will allocate the funds for an engineer by June 2025. The TPO has called for projects. The City has not submitted in three or four years. He suggested the City push for a Moody Boulevard reconfiguration. He asked the Commission to share their thoughts with Mr. Martin. Commissioner Belhumeur felt there were not enough speed limit signs on the north side of town. He hoped the City would be putting up signage for Keep off the Dune, citing the fine and the State Statute. He also asked that the no parking signs be replaced on the south side of town. The renourishment project has been completed on the south end and thought it would be a good place to start. Commissioner Belhumeur would like to see crosswalk signs before the cross walk on Roberts Road and directly at the crosswalk. He was disappointed with the plantings provided on the dunes by FDOT. He thought the City would get more than sea oats. He questioned the need for the Generator for the Police Department. Mr. Martin and Deputy Chief Blanchett explained the need for the generator and what happened during Hurricane Milton. Discussion turned to the structure needed to protect the generator. Commissioner Cooley inquired about the 20 mph signs. Mr. Martin reported the signs are on order.

Commissioner Sherman: Supported the idea of putting in request to the TPO request. He thanked staff for cleaning up the Brazilian peppers by the Police Department. Commissioner Sherman enjoyed the Veterans Day parade and ceremony at the County.

Commissioner Mealy: Thanked staff for their weekly reports and how much detail is put into them. She attended the Fire Pension Board Meeting.

Commissioner Cooley: Spoke of his disappointment with the process taken for purchasing the generator for the Police Department.

Commissioner Spradley: Reported he is scaling his Saturdays Meetings back to once per month.

b. Public comments regarding items not on the agenda. The following citizens came forward to give their concerns, opinions and suggestions: Paul Mykytka, Steve Dalley.

11. Adjournment. Motion by Commissioner Sherman to adjourn the meeting at 8:50 p.m.

Scott Spradley, Chair

ATTEST:

Penny Overstreet, City Clerk