



Flagler County Board of County Commissioners Meeting Agenda

October 21, 2024 • 5:00 p.m.

Government Services Building 2, Board Chambers, 1769 E. Moody Blvd., Bunnell, FL 32110

View the meeting broadcast live on cable television: Spectrum Channel 492
View the meeting streamed live on the County's YouTube Channel: www.YouTube.com/FlaglerCounty

1. **Pledge to the Flag and Moment of Silence**
2. **Additions, Deletions and Modifications to the Agenda**
3. **Announcements by the Chair**
4. **Recognitions, Proclamations and Presentations:**
 - 4a) **Recognitions:** None
 - 4b) **Proclamations:** None
 - 4c) **Presentations (3-5 Minutes):**
 - 1) **Hurricane Milton Update** (*Presented by Jonathan Lord, Emergency Management Director*)
 - 2) **Growth Management Department Presentation** (*Presented by Adam Mengel, Growth Management Director*)
5. **Community and Board Comments:**
 - 5a) **Community Outreach:** *This thirty-minute time period has been allocated for public comment on any consent agenda item or topic not on the agenda. Each speaker will be allowed up to three (3) minutes to address the Commission. Speakers should approach the podium, identify themselves and direct comments to the Chair.*
 - 5b) **Board Comments on Consent Items**
6. **Consent: Constitutional Officers:**
 - 6a) **Clerk: Bills and Related Reports:** Request the Board approve the report(s) of funds withdrawn from County depositories by the Flagler County Clerk of the Circuit Court and the Revenue Collected Report presented in compliance with the provisions of Section 136.06, Florida Statute as listed below:
 - 1) Disbursement Report for Week Ending September 20, 2024
 - 2) Disbursement Report for Week Ending September 27, 2024
 - 6b) **Clerk: Approval of Board Meeting Minutes:** Request the Board approve the minutes from the following Meetings:
 - 1) September 3, 2024 Regular Meeting
 - 2) September 4, 2024 Public Hearing
 - 3) September 4, 2024 Workshop
 - 6c) **Supervisor of Elections: Request the Board Consider and Accept the Transfer of Assets from the Supervisor of Elections (SOE) Office:** Request the Board accept the

transfer of the High-Speed Scanner and Tabulators. *(Requested by E. John Brower, Financial Services Director)*

7. Consent: BOCC Departments:

- 7-a) Ratification of Flagler County Emergency Proclamations Extending the State of Local Emergency Due to Severe Coastal Erosion and Vulnerability:** Request the Board ratify the Proclamations Extending the State of Local Emergency for Hurricanes Matthew, Ian and Nicole. *(Requested by Jonathan Lord, Emergency Management Director)*
- 7-b) Ratification of Flagler County Emergency Proclamation Declaring and Extending a State of Local Emergency and Emergency Administrative Orders Due to Hurricane Milton:** Request the Board ratify the Proclamations Declaring and Extending a State of Local Emergency and Emergency Administrative Orders for Hurricane Milton. *(Requested by Jonathan Lord, Emergency Management Director)*
- 7-c) Consideration and Approval of Final Report for Criminal Justice Mental Health and Substance Abuse Grant:** Request the Board approve Final Program Status Report submission of Criminal Justice, Mental Health and Substance Abuse Expansion Grant Planning Project 2021-2024 and authorize the County Administrator to execute all necessary documents associated with close out and completion of grant. *(Requested by E John Brower and Michael Catalano, OMB Analyst) Attachment added and posted 10/17/2024*
- 7-d) Consideration of Federal Lobbyist Services Agreement:** Request the Board approve Contracted Services Agreement 24-058P – Federal Lobbyist Services with The Gaboton Group, LLC and authorize the Chair to execute this agreement as approved to form by the County Attorney and approved by the County Administrator. *(Requested by Robert Rounds, Procurement and Contract Services Manager and Holly Albanese, Assistant County Administrator)*
- 7-e) Consideration of State Lobbyist Services Agreement:** Request the Board approve Contracted Services Agreement 24-057P – State Lobbyist Services with The Fiorentino Group, LLC and authorize the Chair to execute this agreement as approved to form by the County Attorney and approved by the County Administrator. *(Requested by Robert Rounds, Procurement and Contract Services Manager and Holly Albanese, Assistant County Administrator)*
- 7-f) Consideration and Approval of Invitation to Bid Award (ITB) 24-047B, Drug Testing and Screening Services to Florida Drug Testing, Inc:** Request the Board approve Invitation to Bid (ITB) 24-047B, Drug Testing and Screening Services award to Florida Drug Testing, Inc. for a period of two (2) years with the option of two (2) additional one (1) year renewals, if mutually agreed on by both parties prior to contract expiration, and authorize the Chair to execute the contract as approved to form by the County Attorney and approved by the County Administrator. *(Requested by Robert Rounds, Procurement and Contract Services Manager)*
- 7-g) Consideration of Second Amendment to WA-06 for the County Road 90 Stabilization Project between Flagler County and DRMP to provide CEI Services for Phase Two of Roadway Stabilization and Storm Drainage Improvements, in the Amount of \$62,036.70:** Request the Board approve and execute the Second Amendment between Flagler County and DRMP to add \$62,036.70 and 2) Approve the Budget Transfer and 3) Approve increase to CIP project. *(Requested by Hamid Tabassian, P.E., County Engineer and Richard Zion, P.E., Assistant County Engineer)*

- 7-h) **Consideration and Approval of a Joint Participation Agreement (JPA) Supplemental Agreement Number 2 and the Authorizing Resolution between the Florida Department of Transportation (FDOT) and Flagler County for extending the northern limits of the State Road A1A Shoreline Protection Design Project from Osprey Drive to Varn Park; FDOT Financial Project No. 429573-1-38-01:** Request the Board approve the Supplemental Agreement Number 2 and adopt the Resolution authorizing the Chair to execute the Supplemental Agreement and Administrative Approval of any subsequent Supplemental Agreement. *(Requested by Hamid Tabassian, P.E., County Engineer)*
- 7-i) **Consideration and Approval of a Cash Advance from the General Fund (1001) to the Transportation Impact Fee East Fund (1130). Not to exceed \$2,231,000 for Commerce Parkway Connector Project:** Approve a cash advance not to exceed \$2,231,000 from the General Fund to Fund 1130. *(Requested by Hamid Tabassian, P.E., County Engineer and E. John Brower, Financial Services Director)*
- 7-j) **Consideration and Approval of a Cash Advance from the General Fund (1001) to the Constitutional Gas Tax Fund (1112). Not to exceed \$2,000,000 for Various On-Going Road Projects:** Approve a cash advance not to exceed \$2,000,000 from the General Fund to Fund 1112. *(Requested by Hamid Tabassian, P.E., County Engineer and E. John Brower, Financial Services Director)*
- 7-k) **Reporting of Outstanding Inter-Fund Loans from Fiscal Year 2024:** Request the Board recognize outstanding inter-fund loans. *(Requested by E. John Brower, Financial Services Director)*
- 7-l) **Consideration to Amend the FY 2024-25 Budget to Appropriate Debt Proceeds in the Amount of \$28,000,000 for the Refinancing of the Capital Improvement and Refunding Revenue Bonds, Series 2015:** Request the Board approve the Unanticipated Revenue Resolution to establish the budget necessary to pay off the 2015 Bonds. *(Requested by E. John Brower, Financial Services Director)*

8. **General Business:** *Presentations limited to 15 minutes with public comments limited to 3 minutes per speaker.*

8-a) **Bulow Plantation Follow-up:** The Board of County Commissioners receives the updated noncompliance report. *(Requested by Adam Mengel, Growth Management Director)*

9. **Public Hearings:** *Public Hearings will be heard after 5:30 p.m.*

Quasi-Judicial Process: *The audience should refrain from clapping, booing or shouts of approval or disagreement. To avoid potential legal ramification and possible overturning of a decision by the Courts, a public hearing must be fair in three respects: form, substance and appearance.*

Time limits will be observed:

- *Staff – 10 minute presentation.*
- *Applicant – 15 minute presentation (unless time extended by consensus of Board).*
- *Public Comment – 3 minutes per speaker, 5 minutes if speaking on behalf of a group.*
- *Applicant Rebuttal and Closing Staff Comments – 10 minutes each.*

9-a) **LEGISLATIVE – First Reading of Ordinance Revising the Property Maintenance Code:** Consider and Approve the Flagler County Property Maintenance Code. *(Requested by County Attorney’s Office)*

- 9-b) First Reading of an Ordinance Prohibiting Camping or Sleeping on Public Lands:** Request the Board approve ordinance on first reading. *(Requested by County Attorney's Office)*
- 9-c) LEGISLATIVE – Project No. 2024060042 – Future Land Use Map Amendment from Mixed Use: Low Intensity-Low/Medium Density, Residential: Low-Density/Rural Estate, and Conservation to Residential: High Density and Conservation for a 20+/- acre parcel located South side of South Old Dixie Highway; Parcel Number: 03-13-31-0650-000C0-0030. Owners: Rebecca Clark Cyzycki, Marsha Kay Carlisle, Patricia Ann Jones, and Kathryn Sue Carlisle/Applicant: Corey D. Brown, Storch Law Firm. (AR No. 4971):** The Board of County Commissioners may: Approve; Deny; or Continue. *(Requested by Adam Mengel, Growth Management Director)*
- 9-d) QUASI-JUDICIAL – Project No. 2024060043 – Request to Rezone from R-1 (Rural Residential) and AC (Agriculture) to PUD (Planned Unit Development) District for the Cypress Grove PUD located between Interstate 95 and the I-95 Access Rd, lying South of South Old Dixie Hwy and North of Plantation Bay; Parcel Number: 03-13-31-0650-000C0-0030: 20+/- acres, located on South Old Dixie Hwy. Owners: Rebecca Clark Cyzycki, Marsha Kay Carlisle, Patricia Ann Jones, and Kathryn Sue Carlisle/Applicant: Corey D. Brown, Storch Law Firm (AR No. 4972):** The Board of County Commissioners may: Approve; Deny; or Continue. *(Requested by Adam Mengel, Growth Management Director)*
- 9-e) QUASI-JUDICIAL – Project No. 2024070069 – Request for Approval of a PUD (Planned Unit Development) Site Development Plan for Cypress Grove. Parcel No. 03-13-31-0650-000C0-0030; 20+/- acres. Owners: R.C. Cyzycki, M. K. Carlisle, P.A. Jones, and K.S. Carlisle/Applicant: Corey D. Brown, Storch Law Firm. (AR No. 5053):** The Board of County Commissioners may: Approve; Deny; or Continue. *(Requested by Adam Mengel, Growth Management Director)*

Items 9c, 9d and 9e have been pulled by the applicant.

10. Additional Reports and Comments:

10-a) County Administrator Report/Comments

10-b) County Attorney Report/Comments

10-c) Community Outreach: *This thirty-minute time period has been allocated for public comment for items not on the agenda. Each speaker will be allowed up to three (3) minutes to address the Commission. Speakers should approach the podium, identify themselves and direct comments to the Chair.*

10-d) Commission Reports/Comments/Action

11. Adjournment

Section 286.0105, Florida Statutes states that if a person decides to appeal any decision made by a board agency, or commission with respect to any matter considered at a meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he may need 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.

In accordance with the Americans with Disabilities Act, persons needing assistance to participate in this meeting should contact the (386) 313-4001 at least 48 hours prior to the meeting.