



Flagler County Board of County Commissioners Meeting Agenda

June 7, 2021 • 9:00 a.m.

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

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:**
 - 1) **Gold Telly Award Winner “Resilient – Visit Flagler”** (*Requested by Amy Lukasik, Tourism Development Director*)
 - 2) **ESRI SAG (Special Achievement in GIS) Award** (*Requested by Jarrod Shupe, Chief Information Officer*)
 - 3) **National Association of Counties (NACo) 2021 Achievement Awards** (*Requested by Jerry Cameron, County Administrator*)
 - a. **UGov Flagler App featuring the Flagler Virtual Reporter** (Category – Information Technology)
 - b. **Community Paramedicine** (Category – Health)
 - c. **Fire Leadership Academy** (Category – Criminal Justice and Public Safety)
 - d. **Flagler County Leadership Academy** (Category – County Administration and Management)
 - 4b) **Proclamations:** None
 - 4c) **Presentations:**
 - 1) **East Flagler Mosquito Control Presentation** (*Presented by Mark Positano, East Flagler Mosquito Control*)
 - 2) **Ag Museum Presentation** (*Presented by Jerry Cameron, County Administrator and the Flagler County Creative Team*)
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 - 6a) **Clerk: Bills and Related Reports:** Request the Board approve the report(s) of funds withdrawn from County depositories by the Flagler County Clerk of the Circuit Court and the Revenue Collected Report presented in compliance with the provisions of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) May 7, 2021 Disbursement Report for Week Ending
 - 2) May 14, 2021 Disbursement Report for Week Ending

- 3) May 21, 2021 Disbursement Report for Week Ending
- 6b) **Clerk: Approval of Board Meeting Minutes:** Request the Board approve the minutes from the following Meetings:
 - 1) May 3, 2021 Regular Meeting
 - 2) May 17, 2021 Workshop
 - 3) May 17, 2021 Regular Meeting
 - 4) May 20, 2021 Workshop

7. Consent: BOCC Departments:

- 7-a) **Ratification of Flagler County Emergency Proclamations Extending the State of Local Emergency – Hurricane Matthew:** Request the Board ratify the Proclamations Extending the State of Local Emergency for Hurricane Matthew. *(Requested by Jonathan Lord, Emergency Management Director)*
 - 7-b) **Ratification of Flagler County Emergency Proclamations Extending the State of Local Emergency – COVID-19:** Request the Board ratify the Proclamations Extending the State of Local Emergency for COVID-19. *(Requested by Jonathan Lord, Emergency Management Director)*
 - 7-c) **Consideration of Distribution of Local Option Gas Tax FY 2021-2022:** Request the Board approve the Distribution Table as presented and authorize the County Engineer to forward this information to the Florida Department of Revenue. *(Requested by Faith Alkhatib, County Engineer)*
 - 7-d) **Request Approval of the Unanticipated Revenue Resolution Related to the Design Improvements of Malacompra Road Project:** Request the Board approve the Unanticipated Revenue Resolution. *(Requested by E John Brower, Financial Services Director)*
 - 7-e) **Consideration of Early Payoff of the Pooled Commercial Paper Loan:** Request the Board to approve Budget Transfer 21-129. *(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) **QUASI-JUDICIAL – Adoption of a Resolution to Vacate a Portion of the Plat of St. Johns Park – Parcel Number 25-12-28-5600-000U1-0000; 3421 County Road 2006 West; Petitioners: James T. and Margaret T Darby (Application #ABDN-000355-2021):** Options for the Board: 1) Approve; 2) Deny; or 3) Continue. *(Requested by Adam Mengel, Growth Management Director.)*
 - 8-b) **American Rescue Project Funding Discussion** *(Requested by Jorge Salinas, Chief of Staff)*

9. Public Hearings: *Public Hearings will be heard after 9:30 a.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) QUASI-JUDICIAL – Application #3239 – Semi-Public Use in the R-1 (Rural Residential) District for Equine Therapy d/b/a Whispering Meadows Ranch at 5011 John Anderson Highway. Parcel Number: 37-12-31-0610-00000-0120; 4.25+/- acres. Owner: Richard and Mary Helene Davis/Agent: Dennis K. Bayer, Esquire (Project #COND-000350-2020):** Options for the Board: 1) Approve; 2) Approve with Conditions; 3) Deny; or 4) Continue. *(Requested by Adam Mengel, Growth Management Director)*
- 9-b) An Ordinance Amending Article VIII, Chapter 20, of the Flagler County Code of Ordinances Prohibiting Sexual Offenders and Sexual Predators from Residing within Two Thousand Five Hundred Feet of Certain Locations Frequented by Children:** Approve the ordinance amending Article VII, Chapter 20, of the Flagler County Code of Ordinances, prohibiting sexual offenders and sexual predators from residing within 2,500 feet of certain locations frequented by children. *(Requested by the County Attorney's Office)*
- 9-c) An Ordinance Creating a New Planned Affordable Development Section of the Land Development Code and Establishing Incentives to Increase the Supply of Affordable Housing, First Public Hearing:** Conduct the Public Hearing on First Reading and Approve a Second and Final Reading on June 21, 2021 at 5:30 p.m. or soon thereafter. *(Requested by Adam Mengel, Growth Management Director and the County Attorney's Office)*

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 of 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.