

**VERNON MYERS**  
MAYOR - COMMISSIONER

**MARY LAWSON BROWN**  
VICE MAYOR - COMMISSIONER

**LELEA KITCHENS**  
COMMISSIONER

**PHIL LEARY**  
COMMISSIONER

**JAMES NORWOOD, JR.**  
COMMISSIONER



**ELWIN C. "WOODY" BOYNTON, JR.**  
CITY MANAGER

**BETSY JORDAN DRIGGERS**  
CITY CLERK

**MATTHEW D. REYNOLDS**  
FINANCE DIRECTOR

**GARY S. GETCHELL**  
CHIEF OF POLICE

**MICHAEL LAMBERT**  
CHIEF FIRE DEPT.

**DONALD E. HOLMES**  
CITY ATTORNEY

*Regular meeting 2nd and 4th Thursdays each month at 6:00 p.m.*

## **AGENDA**

### **CITY OF PALATKA**

**May 26, 2011**

#### **CALL TO ORDER:**

- a. Invocation – Sister Sheila McCoy, Pastor, God's Manna
- b. Pledge of Allegiance
- c. Roll Call

#### **APPROVAL OF MINUTES – 4/14/11 Golf Workshop; 05/12/11 Regular Meeting**

#### **1. PUBLIC RECOGNITION/PRESENTATIONS:**

- a. **COMMUNITY PARTNER RECOGNITION:** Lafarge Gypsum, Inc., Fire Prevention Tournament Sponsor
- b. **COMMUNITY PARTNER RECOGNITION:** Bingo Palace, Inc., Fire Prevention Program Sponsor
- c. **STUDENT OF THE MONTH – May, 2011 – Mayor Myers & Commissioner Norwood**

Skyler Leland	Beasley Middle School
Ally McNeill	Browning Pearce Elementary School
Avie Hopcraft	Children's Reading Center Charter School
Jacob P. Bryan	E.H. Miller School
Shayne Wilkinson	James A. Long Elementary School
Lane Saucerman	Jenkins Middle School
Carson Wright	Kelley Smith Elementary School
Desiree Seabolt	Mellon Elementary School
Alex Blundell	Moseley Elementary School
Loran Strunk	Palatka High School
Westin Lassiter	Peniel Baptist Academy

#### **2. PUBLIC COMMENTS - (Speakers limited to three minutes – no action taken on items)**

#### **3. CONSENT AGENDA:**

- \*a. **Authorize execution of Interlocal Sludge/Leachate Agreement with Putnam County Board of County Commissioners beginning June 1, 2011, per recommendation of WWTP Superintendent and City Manager**
- \*b. **Approve execution of Passero Associates Work Order #11-21B in the amount of \$10,000 for design fees associated with the Fuel Farm Equipment Building Project, per City Manager's recommendation.**
- \*c. **Award Bid in the amount of \$1,026,707.89 to S. E. Cline Construction and approve execution of a contract for construction for the Downtown Commercial Area Redevelopment Program (CDBG #11DB-L4-04-64-02-C02) per results of RFQ and City Manager's Recommendation**
- \*d. **Accept Charlie Douglas' resignation from the Palatka Airport Advisory Board, effective immediately.**
- \*e. **Adopt 2011 Palatka City Commission Summer Meeting Calendar and the 2011 Palatka City Commission Calendar, July through December, 2011.**

## AGENDA - CITY OF PALATKA

May 26, 2011

Page 2

### 3. CONSENT AGENDA (Continued)

\*f. Authorize execution of Appendix A, Exhibit A and E-Verify Form to FDOT Maintenance Work Order/Contract #AN582, State Hwy System Lighting, Maintenance and Compensation Agreement for the renewal period July 1, 2011 through June 30, 2012

- \* 4. **PRESENTATION OF AUDIT/COMPREHENSIVE ANNUAL FINANCIAL REPORT F/Y 2009/10** – Request to Approve and Accept – Tina Robinson, Davis Monk & Co, Auditors
- \* 5. **REQUEST TO EXTEND THE DEADLINE FOR PRESENTATION OF THE RIVERVIEW PROPERTY PHASE I DEVELOPMENT AND FINANCE PLAN** from May 26 to June 23, per the Community Development Agreement – Community Development Partners, Inc., Andrew Ham, V. President
- \* 6. **REQUEST FOR PERMISSION TO EXCEED NOISE LEVELS** established by Chapter 30, Palatka Code of Ordinances to Downtown Palatka, Inc. for the 2nd Annual West End Memorial Jam, Saturday, May 28 through Monday, May 30, 2011 from 12:00 noon to 5:00 p.m. at West End Memorial Stage in the 700 Block of St. Johns Avenue – Angela Murtaugh, Downtown Palatka, Inc.
- \* 7. **RESOLUTION** asking the Environmental Protection Agency to consider and grant the FDEP's petition requesting the EPA withdraw its determination that Numeric Nutrient Criteria are need only in Florida, and to repeal federal numeric nutrient criteria in Florida - Adopt
- 8. **ADMINISTRATIVE REPORTS**
- 9. **COMMISSIONER COMMENTS**
- 19. **ADJOURN**

\*Attachment \*\*Separate Cover

ANY PERSON WISHING TO APPEAL ANY DECISION MADE BY THE CITY COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSE MAY NEED TO INSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. FS 286.105

PERSONS WITH DISABILITIES REQUIRING ACCOMMODATIONS IN ORDER TO PARTICIPATE IN THIS MEETING SHOULD CONTACT THE CITY CLERK'S OFFICE AT 329-0100 AT LEAST 24 HOURS IN ADVANCE TO REQUEST ACCOMMODATIONS.

### Upcoming Events:

May 28 – 31, 2011 – Blue Crab Festival  
May 31, 2011 – City Offices closed to observe Memorial Day  
July 4, 2011 – Independence Day Celebration – Palatka Riverfront  
July 4, 2011 – City offices closed to observe Independence Day  
July 12, 2011 – USDA Visioning/Community Development Day  
August 11 – 13, 2011 – FLC Annual Conference, Orlando, FL  
Sept. 5, 2011 – City offices closed to observe Labor Day

### Board Openings:

Fire Pension Board	1 Vacancy ("5 <sup>th</sup> member")
Historic Preservation Board:	1 alternate
Code Enforcement Board:	1 Vacancy (Sub-Contractor)

*Agenda  
Item*

*3a*

201 N. 2<sup>nd</sup> Street  
Palatka, FL 32177  
Tel. (386) 329-0100  
Fax (386) 329-0199

*City of Palatka*  
*Office of the City Manager*

**To:** Mayor Myers, Commissioners

**From:** Woody Boynton, City Manager

**Date:** May 20, 2011

**RE:** Interlocal Sludge/Leachate Agreement

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Attached is an interlocal agreement between the City of Palatka and Putnam County as it relates to the WWTP sludge disposal and the landfill leachate disposal. This agreement is similar to past years with two changes. The first change is to make this a continual agreement; past agreements have been for three years. Either party has the ability to modify the contract with sixty days notice to the other party. Secondly we have added a second discharge location on North 9<sup>th</sup> Street near Booker Park. This location was chosen by the City to provide more mixing time of the leachate with other waste streams.

Staff is recommending approval of this interlocal agreement.

Should you have any questions, please call.

**AGREEMENT**  
**BETWEEN**  
**THE CITY OF PALATKA, FLORIDA AND PUTNAM COUNTY, FLORIDA**

**WHEREAS**, Putnam County (County) is required to dispose of leachate generated at its Central Sanitary Landfill by means of treatment in a wastewater treatment plant approved by the Florida Department of Environmental Protection (FDEP) or by other means approved by the FDEP; and

**WHEREAS**, the City of Palatka (City) owns and operates the nearest adequate wastewater treatment plant and is agreeable to accept this material under certain conditions and stipulations. Therefore, be it resolved that this contract be a continual Agreement between both parties effective the date of execution unless otherwise written. This Agreement may be cancelled by either party at any time, with sixty (60) days written notice.

The City agrees, at no charge to the County to:

1. Accept and treat, at the City's wastewater treatment plant, leachate generated at the County's Central Landfill unless the following parameters area exceeded in two successive sampling events, or if it is determined by the City that continued acceptance is detrimental to the treatment facility.

<u>Parameter</u>	<u>Limits (mg/l, std. pH units)</u>
BQD	300
TSS	300
pH	5.0 to 9.0
Iron	10
Cadmium	0.02
Zinc	1.0
Lead	0.10
Mercury	0.005
Arsenic	0.05
Tin	1.00
Total Chrome	1.80
Copper	0.100
Nickel	0.400
Manganese	1.00

Any other metals exceeding EPA guidelines are prohibited.

2. The City will accept and treat methane gas condensate, providing that the TCLP parameters of the condensate do not exceed the maximum concentrations for TCLP described in 40 CRF Part 261.24. The County will provide the treatment plant operator with quarterly (or as required by the FDEP) TCLP test results and all other tests required by the FDEP.

The County agrees, at no charge to the City to:

1. Receive and dispose of the City's Class I treated sludge and sand from the grit machine.
2. Deliver leachate to the City's treatment plant site located at Rt. 3 Box 129, Lundy Road, Palatka, and place the leachate in the discharge structure. The County may also deliver leachate to the Barge Port lift station on South Comfort Road and place the leachate in the discharge structure or to the Booker Park location on N. 9<sup>th</sup> Street. The County will deliver no more than four (4) loads per day.
3. Sample and analyze the leachate semi-annually (or as required by the FDEP) following the first delivery, unless additional testing is required by the City. Analysis shall be done on the parameters listed above and shall be done by a certified laboratory approved by the City.
4. Provide the City with a copy of the analysis results on a timely basis.
5. Cease delivery or provide adequate pretreatment, if the agreed upon limits are exceeded.
6. Clean-up any spillage that results within the City limits or on plant property.

**IN WITNESS WHEREOF**, the City and the County have caused this Agreement to be executed by their authorized undersigned representatives for the purposes herein expressed this \_\_\_\_ day of \_\_\_\_\_, 2011.

**CITY OF PALATKA**

**PUTNAM COUNTY**

By: \_\_\_\_\_  
Vernon Myers

By: \_\_\_\_\_  
Brad Purcell

Title: Mayor

Title: Chairman

**ATTEST:**

\_\_\_\_\_  
**CITY CLERK**

# EXPIRING Agmt.

## AGREEMENT BETWEEN

### THE CITY OF PALATKA, FLORIDA AND PUTNAM COUNTY, FLORIDA

WHEREAS, Putnam County (County) is required to dispose of leachate generated at its Central Sanitary Landfill by means of treatment in a wastewater treatment plant approved by the Florida Department of Environmental Protection (FDEP) or by other means approved by the FDEP; and

\* WHEREAS, the City of Palatka (City) owns and operates the nearest adequate wastewater treatment plant and is agreeable to accept this material under certain conditions and stipulations. Therefore, be it resolved that for the period of June 1, 2007 to May 31, 2009 this contract may be extended for one (1) two (2) year period upon approval of both parties:

The City agrees, at no charge to the County to:

1. Accept and treat, at the City's wastewater treatment plant, leachate generated at the County's Central Landfill unless the following parameters area exceeded in two successive sampling events, or if it is determined by the City that continued acceptance is detrimental to the treatment facility.

<u>Parameter</u>	<u>Limits (mg/l, std. pH units)</u>
BOD	300
TSS	300
pH	5.0 to 9.0
Iron	10
Cadmium	0.02
Zinc	1.0
Lead	0.10
Mercury	0.005
Arsenic	0.05
Tin	1.00
Total Chrome	1.80
Copper	0.100
Nickel	0.400
Manganese	1.00

Any other metals exceeding EPA guidelines are prohibited.

2. The City will accept and treat methane gas condensate, providing that the TCLP parameters of the condensate do not exceed the maximum concentrations for TCLP described in 40 CRF Part 261.24. The County will provide the treatment plant operator with quarterly (or as required by the FDEP) TCLP test results and all other tests required by the FDEP.

The County agrees, at no charge to the City to:

1. Receive and dispose of the City's Class I treated sludge and sand from the grit machine.
2. Deliver leachate to the City's treatment plant site located at Rt. 3 Box 129, Lundy Road, Palatka, and place the leachate in the discharge structure. The County may also deliver leachate to the Barge Port lift station on South Comfort Road and place the leachate in the discharge structure. The County will deliver no more than four (4) loads per day. **\* Added Bocher Pk. location**
3. Sample and analyze the leachate semi-annually (or as required by the FDEP) following the first delivery, unless additional testing is required by the City. Analysis shall be done on the parameters listed above and shall be done by a certified laboratory approved by the City.
4. Provide the City with a copy of the analysis results on a timely basis.
5. Cease delivery or provide adequate pretreatment, if the agreed upon limits are exceeded.
6. Clean-up any spillage that results within the City limits or on plant property.

IN WITNESS WHEREOF, the City and the County have caused this Agreement to be executed by their authorized undersigned representatives for the purposes herein expressed this 22<sup>nd</sup> day of May, 2007.

CITY OF PALATKA

By: Karl D. Flagg

Title: Mayor

PUTNAM COUNTY

By: Brad Pull

Title: Chairman

5-22-07

ATTEST:

Betsy J. Deiggers  
CITY CLERK

# Expiring Agreement.

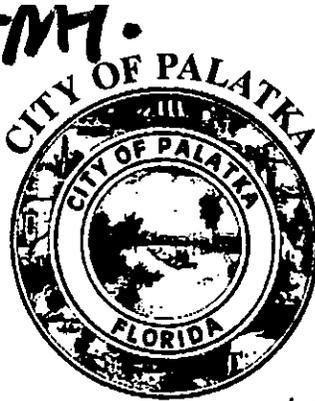
J. N. FLAGG  
MAYOR - COMMISSIONER

RY J. BROWN  
VICE MAYOR - COMMISSIONER

LEGRA KITCHENS  
COMMISSIONER

ARNON MYERS  
COMMISSIONER

MES NORWOOD, JR.  
COMMISSIONER



Regular meeting 2nd and 4th Thursdays each month at 6:00 p.m.

ELWIN C. "WOODY" BOYNTON, JR.  
CITY MANAGER

BETSY JORDAN DRIGGERS  
CITY CLERK

RUBY M. WILLIAMS  
FINANCE DIRECTOR

GARY S. GETCHELL  
CHIEF OF POLICE

MICHAEL LAMBERT  
CHIEF FIRE DEPT.

DONALD E. HOLMES  
CITY ATTORNEY

*cop*  
**RECEIVED**

JUN 16 2009

May 28, 2009

**RECEIVED**

JUN 11 2009

Putnam County Sanitation

Mr. Stephen Nataline  
Putnam Co. Sanitation Director  
P.O. Box 2499  
Palatka FL 32178-2499

RE: Leachate/Sludge Disposal Agreement - June 1, 2009 through May 31, 2011

Dear Mr. Nataline:

During regular session on May 28, 2009, the Palatka City Commission voted to extend the Agreement between the City of Palatka and Putnam County, Florida to dispose of leachate, sludge and sand from the grit machine until May 31, 2011 under the existing terms and conditions. This option is being exercised under the terms of the present Agreement dated June 1, 2007 and

If this is acceptable to the Putnam County Board of County Commissioners, please have them sign below and return one copy to me for our files.

*Betsy Jordan Driggers*  
Betsy Jordan Driggers, City Clerk

EXECUTED ON BEHALF OF THE  
PALATKA CITY COMMISSION

By: *Karl N. Flagg*  
Karl N. Flagg, Mayor

ACCEPTED ON BEHALF OF THE  
PUTNAM COUNTY BOARD OF  
COUNTY COMMISSIONERS

By: *Nancy Harris*  
Nancy Harris, Chairman

Cc: Platt Drew, WWTP Superintendent  
Don Holmes, City Attorney  
Rick Leary, Putnam County Administrator

*Agenda  
Item*

*3b*

201 N. 2<sup>nd</sup> Street  
Palatka, FL 32177  
Tel. (386) 329-0100  
Fax (386) 329-0199

*City of Palatka*  
*Office of the City Manager*

**To:** Mayor Myers, Commissioners

**From:** Woody Boynton, City Manager

**Date:** May 20, 2011

**RE:** Passero Work Order #11-21B

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Attached is a Work Order from Passero Associates in the amount of \$10,000 to complete the design of the fuel farm equipment building project at the airport. This is a critical infrastructure project at the fuel farm and will include restroom facilities for this area. A joint participating agreement with the FDOT was recently executed which will cover 100% of the cost of the engineering and construction of this facility.

Staff is recommending approval of this work order.

Should you have any questions, please call.

**Fuel Farm Equipment Building  
Design and Inspection**

PASSERO ASSOCIATES (PA) agrees to perform the following services, in accordance with the terms and conditions of this Work Order and the Master Consulting Services Agreement with the City of Palatka (dated February 10, 2011), all of which terms and conditions are incorporated herein by reference:

**Project Location:** Palatka Municipal Airport (Kay Larkin Field), Palatka, Florida.

**Project Description:** Engineering and architectural design (and details) for Fuel Farm Equipment Building and Restroom.

**Scope of Basic Services:** Engineering and architectural design (and details) for Fuel Farm Equipment Building and Restroom.

**Scope of Special Services:** None.

**Client Manager:** Mr. Woody Boynton, City Manager.

**Client Project Coordinator:** John Youell, Airport Manager.

**PA Program Manager:** Mr. Andrew Holesko, CM, Program Manager.

**Basic Services Compensation and Method of Payment:** Not-to-Exceed \$ 10,000.00

**Special Services Compensation and Method of Payment:** None \$ 0.00

**Total Project Cost:** Not-to-Exceed \$ 10,000.00

**Schedule:** To be determined as soon as Notice-to-Proceed is issued.

**Meetings:** As needed and directed by the City.

- Deliverables:**
1. Engineering and architectural design of Fuel Farm Equipment Building and Restroom.
  2. Project meetings and presentations as directed by the City.

**"CONSULTANT" - PASSERO ASSOCIATES, LLC**

BY: Andrew M. Holesko

Andrew M. Holesko, Program Manager  
Typed Name, Title

ATTEST BY: [Signature]  
Executive Assistant

**"CLIENT" - CITY OF PALATKA**

BY: \_\_\_\_\_

Woody Boynton, City Manager  
Typed Name, Title

BY: \_\_\_\_\_

Vernon Myers (Mayor)  
Typed Name, (Title)

ATTEST BY: \_\_\_\_\_  
\_\_\_\_\_

*Agenda  
Item*

*3c*

201 N. 2<sup>nd</sup> Street  
Palatka, FL 32177  
Tel. (386) 329-0100  
Fax (386) 329-0199

*City of Palatka*  
*Office of the City Manager*

**To:** Mayor Myers, Commissioners

**From:** Woody Boynton, City Manager

**Date:** May 20, 2011

**RE:** Downtown Commercial Area Redevelopment Contractor Selection

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Attached for your review is a copy of the bid tabulation sheet for the Downtown Commercial Area Redevelopment construction project. A total of six bids were received ranging in cost from a low of \$1,120,483.30 to \$1,792,197.00. As you can see, S.E. Cline Construction, Inc. is the low bidder for the project. We have reviewed all bid requirements necessary to be submitted and find S.E. Cline to be in compliance and recommend that the project be awarded to S.E. Cline. We have attached a copy of S.E. Cline's entire bid for your review.

We further recommend that the project be awarded only for the areas currently owned by the City of Palatka. The two parking lots labeled as "Unmet Need" would not be awarded at this time. Therefore the total recommended bid to be awarded is \$1,026,707.89. The two "Unmet Need" parking lots would be added at a later date should the project budget allow and the proper easements or lease agreements are obtained for these areas.

Should you have any questions, please call.

**City of Palatka  
Bid Opening**

Date Mayo 17, 2011

Job Title CDBG Downtown Commercial Area Redevelopment

Opened by: Betsy Driggers

Dept./Engineer City of Palatka

Read by: Betsy Driggers

Bidder name	Acknowledge Addendums? <sup>2</sup>	Base Bid Amount	Alternate #1	Alternate #2
1. Cline Const. Inc Palm Coast, FL	✓	\$1,120,483.30	\$ —	\$ —
2. Halifax Paving Inc Ormond Beach, FL	✓	\$1,792,197.00	\$ —	\$ —
3. Jacksonville Eighteen Const. Inc St. Augustine, FL	✓	\$1,437,172.09	\$ —	\$ —
4. Miranda Contracting Inc Jacksonville, FL	✓	\$1,417,859.00	\$ —	\$ —
5. Onas Corporation Jacksonville, FL	✓	\$1,609,911.50	\$ —	\$ —
6. PFS Paving Daytona Beach, FL	✓	\$1,272,276.13	\$ —	\$ —
7. <u>Bonne Pluh</u> <u>38 E-2</u>		\$	\$	\$

B. Driggers

Witnesses:

## SECTION 00 41 15

### BID FORM

**PROJECT IDENTIFICATION:** CITY OF PALATKA  
DOWNTOWN COMMERCIAL AREA REDEVELOPMENT  
CDBG CONTRACT NO. 11DB-L4-04-64-02-C02

**BID DEADLINE:** May 17, 2011 at 3:00 p.m.

**THIS BID IS SUBMITTED TO:** City of Palatka  
201 North 2<sup>nd</sup> Street  
Palatka, Florida 32177

- 1.01 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.
- 2.01 Bidder accepts all of the terms and conditions of the Advertisement or Invitation to Bid and Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. The Bid will remain subject to acceptance for 60 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.
- 3.01 In submitting this Bid, Bidder represents, as set forth in the Agreement, that:

- A. Bidder has examined and carefully studied the Bidding Documents, the other related data identified in the Bidding Documents, and the following Addenda, receipt of all which is hereby acknowledged:

<u>Addendum No.</u>	<u>Addendum Date</u>
<u>1</u>	<u>5/5/11</u>
<u>2</u>	<u>5/13/11</u>
<u> </u>	<u> </u>

- B. Bidder has visited the Site and become familiar with and is satisfied as to the general, local and Site conditions that may affect cost, progress, and performance of the Work.
- C. Bidder is familiar with and is satisfied as to all federal, state and local Laws and Regulations that may affect cost, progress and performance of the Work.
- D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or contiguous to the Site and all drawings of physical conditions in or relating to existing surface or subsurface structures at or contiguous to the Site (except Underground Facilities) which have been identified in the Supplementary Conditions as provided in paragraph 4.02 of the General Conditions, and (2) reports and drawings of a Hazardous Environmental Condition, if any, which has been identified in the Supplementary Conditions as provided in paragraph 4.06 of the General Conditions.
- E. Bidder has obtained and carefully studied (or assumes responsibility for having done so) all additional or supplementary examinations, investigations, explorations, tests, studies, and data concerning conditions (surface, subsurface and Underground Facilities) at or contiguous to the Site which may affect costs, progress, or performance of the Work or which relate to any aspect of the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder,

## ADDENDUM NO. 1

**Date:** May 5, 2011

**Project:** Downtown Commercial Area Redevelopment  
CDBG Contract No. 11DB-L4-04-64-02-C02

**Engineer:** City of Palatka  
Attn.: Woody Boynton, City Manager  
201 N. 2<sup>nd</sup> Street  
Palatka, FL 32177

**Owner:** City of Palatka

**To:** Prospective Bidders

This Addendum forms a part of the Contract Documents and modifies the original Bidding Documents, as noted below. Acknowledge receipt of this Addendum in the space provided on the Bid Form. Failure to do so may subject Bidders to disqualification.

This Addendum consists of twelve (12) pages.

### CHANGES TO THE CONTRACT DOCUMENTS:

**Advertisement for Bids:** The last paragraph should indicate the telephone number for the project is 386-329-0100.

**Bid Form:** On Page 2, the second paragraph of Section 5.01 shall be omitted. The paragraph begins "At the option of the Owner, if Alternate Bids "A" and "B" ..."

**Information only:** Contractor's shall be made aware of the following website related to MBE/WBE firms: <https://vendorstrator.dms.myflorida.com/directory>

**Information only:** The attached spreadsheets provide information to landscape components associated with each individual Bid Schedule.

**Contract Drawings:** The City of Palatka will make all waterline connections associated with the irrigation system. The contractor shall coordinate this work with City personnel.

**Contract Drawings:** Sheet C-13, details 2 and 3 delete. All paver walks and crosswalks to be constructed in accordance with the attached Florida Department of Transportation (FDOT) details.

**Contract Drawings:** Sheet C-13, details 4 and 6 delete. All concrete walks to be constructed in accordance with FDOT index 310.

Contract Drawings: Sheet C-11, detail 2 delete. All concrete accessible curb ramps to be constructed in accordance with FDOT index 304.

Digital PDF scans of all storm-water drawings showing existing and proposed grades are available for viewing at [www.palatka-fl.gov](http://www.palatka-fl.gov) on the bid advertisement webpage.

## ADDENDUM NO. 2

**Date:** May 13, 2011

**Project:** Downtown Commercial Area Redevelopment  
CDBG Contract No. 11DB-L4-04-64-02-C02

**Engineer:** City of Palatka  
Attn.: Woody Boynton, City Manager  
201 N. 2<sup>nd</sup> Street  
Palatka, FL 32177

**Owner:** City of Palatka

**To:** Prospective Bidders

This Addendum forms a part of the Contract Documents and modifies the original Bidding Documents, as noted below. Acknowledge receipt of this Addendum in the space provided on the Bid Form. Failure to do so may subject Bidders to disqualification.

This Addendum consists of three (3) pages.

### GENERAL CLARIFICATIONS:

1. Closure of public streets/sidewalks will be permissible for a short duration to allow construction to proceed in a safe and reasonable manner.
2. The City of Palatka will determine if existing pavers are acceptable for reuse.
3. The contractor shall be responsible for maintaining all silt barriers. The construction staking by the City that is referenced is only related to the initial layout of the project.
4. The City of Palatka will need a minimum of 48-hours notice to mobilize utility personnel for waterline replacement.
5. The contractor will not be required to provide temporary parking for existing businesses.
6. The irrigation plans will not have to be reviewed, signed and sealed by a landscape architect. No existing irrigation will need to be removed or rerouted; all systems will be new construction. Seed and mulch areas do not need to be irrigated.
7. No existing subsurface or soils condition information is available.
8. The project will require conventional irrigation measures; drip irrigation is not an acceptable method.
9. The water source for irrigation will be City potable water.
10. Irrigation meters will vary depending on size of irrigation pipe. Static pressure within watermain in this area varied between 70 and 80 psi. Flow ranged between 1,300 and 1,600 gpm.
11. Acceptable backflow manufacturers are Watts and Febco.

12. The location and power source for the irrigation is as follows:
  - a. Parking lot A/B irrigation will be from existing tap (se hose bib location sheet C-2). City to run power to hose bib location.
  - b. Parking lot C/D is an existing point of connection and power source located on the northside of building east of 3<sup>rd</sup> Street.
  - c. 2<sup>nd</sup> Street irrigation will be connected to an existing irrigation system at the northwest corner of 2<sup>nd</sup> Street and St. Johns Avenue.
  - d. Zones for St. Johns Avenue, parking lot "E", Memorial Drive and all areas east of Memorial Drive will be connected to waterline to be made available at the end of the boardwalk on the southside of the bridge (near existing electrical panel). Electrical will be made available from this point.
13. The housing for the irrigation timers will be at a minimum lockable and may be placed on a pressure treated post.
14. A Victor Stanley S-35 trash receptacle will be considered as an "Or Equal" product to the specified Dumor 107-22-FTO.
15. The water tap, sewer tap and associated piping noted on C-6 will be paid for under the Demolition/Site Preparation Pay Item for St. Johns Avenue. The City of Palatka will not complete this work.
16. The curb inlet and 15-inch RCP shown on sheet C-5 will be paid for under the Demolition/Site Preparation Pay Item for Second Street. A curb inlet Type "9" will be required at this location.
17. On sheet C-8, the new inlet shown on Memorial Drive near Reid Street will be a curb inlet Type "9". 15-inch RCP pipe will be constructed to the existing inlet on Memorial Drive. This top to this inlet will be removed and a new concrete top and manhole cover (Type 1) will be placed. This work will be paid for under the Demolition/ Site Preparation line item for Memorial Drive.
18. The grading and layout plans for the indicated on sheet C-7 and C-8 vary somewhat with what is shown on the stormwater plans. The layout for Memorial Drive, Parking Lot "E" and "F" are to be constructed in accordance with the information shown on sheet C-7 and C-8. Grading for Parking Lot "F" shall mimic the grading shown on the stormwater plans. The grading of the seed and mulch area south of Parking Lot "E" shall be graded per sheet C-7.
19. Piping shown south of MH D-7 (200-feet) will not be constructed as part of this project. This accounts for some of the discrepancy in quantities on the Bid Schedules.
20. A minor discrepancy in manholes has been noted on the St. Johns Ave Bid Schedule, the Bid Schedule will not be changed to reflect the lower quantity.
21. A minor discrepancy in 18" Pipe RCP has been noted on the Parking Lot E Bid Schedule, the Bid Schedule will not be changed to reflect the lower quantity.

**CHANGES TO THE CONTRACT DOCUMENTS:**

22. The 20 linear feet of 29"x45" RCP shown to discharge into the St. Johns River is to be included within the Stormwater Facilities line item for Memorial Drive.
23. The Bid Schedule for Memorial Drive, Parking Lot F and Greenspace Item 1. Demolition/Site Preparation shall be as follows:

A. Measurement – Lump Sum

B. Payment shall be full compensation for removing and disposing of all concrete (including but not limited to walk, curb, gutter, etc.), brick, vegetation, excess soil, trees, stumps, signage etc. shown on the Contract Drawings. Brick pavers shall be placed on pallets and reused elsewhere on the project. In addition, miscellaneous regarding, placement of fill, construction of curb inlet and piping to existing and modification of existing curb inlet top, removal of wood walkways and wood railings, construction of gravity walls, soft launch, misc. concrete repairs as well as site amenities to include trash receptacles (6) shall be included within this item

24. The Bid Schedule for Memorial Drive, Parking Lot F and Greenspace Item 14. Stormwater Facility shall be as follows:

A. Measurement – Lump Sum

B. Payment shall be full compensation for providing all piping (29"x45" RCP), outfall control structure, pond inflow structure, modified type E inlet structure, grading, fill material as shown on the Contract Drawings to construct the dry pond and associated appurtenances in accordance with the Florida Department of Transportation's Standard Specifications for Road and Bridge Construction.

25. Paving thickness shall be per the Bid Schedule, the type of pavement shall be S-III or Type SP-9.5.



and ready for final payment in accordance with paragraph 14.07.B of the General Conditions within 180 calendar days after the date when the Contract Times commence to run.

6.02 Bidder accepts the provisions of the Agreement as to liquidated damages in the event of failure to complete the Work within the times specified above, which shall be stated in the Agreement.

7.01 The following documents are attached to and made a condition of this Bid:

- A. Bid Security in the form of a certified check or Bid Bond
- B. Bidder's Qualification Statement
- C. Noncollusion Affidavit
- D. Drug-Free Workplace Certificate
- E. Public Entity Crimes Statement
- F. Statement of Disputes, Litigation & Surety Completion
- G. Florida Trench Safety Act Certification
- H. Community Development Block Grant (CDBG) Bidding and Contract Document Requirements

8.01 The terms used in this Bid with initial capital letters have the meanings indicated in the Instructions to Bidders, the General Conditions, and the Supplementary Conditions.

SUBMITTED on May 17, 2011, 2010.

State Contractor License No. CGC057450

If Bidder is:

A Individual

Name (typed or printed): \_\_\_\_\_

By: \_\_\_\_\_  
(Individual's Signature)

Doing business as: \_\_\_\_\_

Business address: \_\_\_\_\_

Phone No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

A Partnership

Partnership Name: \_\_\_\_\_

By: \_\_\_\_\_  
(Signature of general partner – attach evidence of authority to sign)

Name (typed or printed): \_\_\_\_\_

Business address: \_\_\_\_\_

Phone No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

A Corporation

Corporation Name: S.E. Cline Construction, Inc.

State of Incorporation: Florida

Type (General Business, Professional, Service, Limited Liability): General Contractor

By: *Scott Sowers*  
(Signature - attach evidence of authority to sign)

Name (typed or printed): Scott Sowers

Title: Vice President (CORPORATE SEAL)

Attest *[Signature]* Cyriacus Alcindor  
(Signature of Corporate Secretary)

Business address: 18 Utility Dr. Palm Coast, Fl 32137

Phone No.: 386-446-6426 Fax No.: 386-446-6481

Date of Qualification to do business is March 18, 1996

A Joint Venture

Joint Venturer Name: \_\_\_\_\_

By: \_\_\_\_\_  
(Signature of joint venture partner - attach evidence of authority to sign)

Name (typed or printed): \_\_\_\_\_

Title: \_\_\_\_\_

Business address: \_\_\_\_\_

Phone No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

Joint Venturer Name: \_\_\_\_\_

By: \_\_\_\_\_  
(Signature of joint venture partner - attach evidence of authority to sign)

Name (typed or printed): \_\_\_\_\_

Title: \_\_\_\_\_

Business address: \_\_\_\_\_

Phone No.: \_\_\_\_\_ Fax No.: \_\_\_\_\_

(Each joint venturer must sign. The manner of signing for each individual, partnership, and corporation that is a party to the joint venture should be in a manner indicated above.)

# S.E. CLINE CONSTRUCTION, INC.

18 UTILITY DRIVE • P.O. BOX 354425 • PALM COAST, FLORIDA 32135 • PHONE 386-446-6444 • FAX 386-446-6481

## CORPORATE RESOLUTION

RESOLVED FIRST That the President Samuel E. Cline or any Vice President(s) Scott D. Sowers and Charles M. Cameron, Jr. be and they hereby are, authorized and empowered, for and on behalf of this Corporation (S.E. Cline Construction, Inc.) to sign for any Corporation accounts, legal documents, purchases and any other business transaction requiring authorized signatures.

I Cyriacus Alcindor, being the Corporate Secretary of S.E. Cline Construction, Inc., hereby certify that the annexed resolutions were duly adopted at a meeting of the Board of Directors of said Corporation, duly held on the 18th day of March year 2010 at which a quorum of said Board of Directors was present and acting throughout and that no action has been taken to rescind or amend said resolutions and that the same are now in full force and effect.

I further certify that each of the following is legally holding the office set opposite his or her name:

 , President  
 , Vice President  
 , Vice President  
 , Treasurer  
 , Secretary

I further certify that the said Corporation is duly organized and existing and has the power to take the action called for by the resolutions annexed hereto.

IN WITNESS WHEREOF, I have hereunto affixed my hand this 7th day of May year 2010.

 Secretary

(Seal)

















**DOWNTOWN COMMERCIAL AREA REDEVELOPMENT PLAN**

CITY OF PALATKA

Sheet 8 of 9

April 18, 2011

**BID SCHEDULE**

Item No.	Description of Item	Quantity	Unit	Unit Price	Amount
<b>MEMORIAL DRIVE, PARKING LOT F and GREENSPACE</b>					
1	Demolition / Site Preparation	1	LS	\$56,781.00	\$56,781.00
2	6-inch Limerock Base	1000	SY	\$11.31	\$11,310.00
3	Milling Existing Asphalt, 2 1/2" Average Depth	1155	SY	\$5.02	\$5,798.10
4	Asphaltic Concrete 1 1/2" Thick- Type S-III	2070	SY	\$11.21	\$23,204.70
5	Painted Pavement Markings	1	LS	\$643.50	\$643.50
6	Miscellaneous Signage	1	LS	\$880.00	\$880.00
7	Concrete Sidewalk	865	SY	\$53.65	\$46,406.00
8	Concrete Curb and Gutter/Valley Gutter	861	LF	\$11.38	\$9,796.00
9	Brick Pedestrian Walkways	725	SY	\$68.21	\$49,452.00
10	24" Pipe RCP	121	LF	\$42.70	\$5,166.70
11	30" Pipe RCP	158	LF	\$71.00	\$11,218.00
12	36" Pipe RCP	263	LF	\$80.00	\$21,040.00
13	Concrete manholes <10-feet	3	EA	\$5,010.00	\$15,030.00
14	Stormwater Facility	1	LS	\$4,080.00	\$4,080.00
15	Landscaping	1	LS	\$99,035.00	\$99,035.00
16	Sod	4350	SY	\$2.28	\$9,918.00
17	Electrical Allowance	1	LS	\$50,000	\$50,000
<b>Total Bid Price (Numerals)</b> \$404,759.00					
<b>Total Bid Price (Words)</b> Four hundred four thousand seven hundred fifty-nine and 00/100 dollars					

	TOTAL (number)
Sheet 1 - Parking Lot A	\$44,453.60
Sheet 2 - Parking Lot B - Unmet Need	\$50,552.71
Sheet 3 - Parking Lot C	\$121,158.13
Sheet 4 - Parking Lot D - Unmet Need	\$43,222.70
Sheet 5 - Second Street	\$107,110.43
Sheet 6 - St. Johns Avenue	\$192,002.90
Sheet 7 - Parking Lot E	\$142,223.90
Sheet 8 - Memorial Drive, Parking Lot F and Greenspace	\$419,759.00
<b>Grand Total</b>	<b>\$1,120,483.30</b>

Total all Sheets

**DOWNTOWN COMMERCIAL AREA REDEVELOPMENT PLAN**  
**CITY OF PALATKA**  
 Sheet 9 of 9  
 April 18, 2011  
**BID SCHEDULE**

Item No.	Description of Item	Container Size	Caliper	Size	Quantity	Unit	Unit Price
<b>TREES</b>							
1	Botanical/Common Acer rubrum 'Florida Flame' / Florida Flame Red Maple	15 gal	2" Cal	5'-7"	15	EA	138.00
2	Callistemon viminalis / Weeping Bottle Brush	45 gal	6" Cal	14'-18"	1	EA	690.00
3	Lagerstroemia indica 'Natchez' / Natchez Crape Myrtle	30 gal	MT	15'-20"	32	EA	316.00
4	Magnolia grandiflora / Southern Magnolia	FG	7" Cal	15'-25"	1	EA	1,093.00
5	Pinus clausa / Sand Pine	15 gal	2" Cal	6'-10"	6	EA	138.00
6	Pinus clausa / Sand Pine	30 gal	4" Cal	12'-15" H	8	EA	340.00
7	Quercus geminata / Sand Live Oak	15 gal	2.5" Cal	6'-10"	8	EA	276.00
8	Quercus geminata / Sand Live Oak	30 gal	6" Cal	12'-15" H	10	EA	1,035.00
9	Quercus virginiana 'Cathedral' / Southern Live Oak	30 gal	4" Cal	12'-15" H	64	EA	253.00
10	Sabal palmetto / Palmetto	B & B		10'-15" CT	43	EA	179.00
11	Sabal palmetto / Palmetto	B & B		15'-20" CT	34	EA	179.00
12	Sabal palmetto / Palmetto	B & B		5'-10" CT	35	EA	179.00
13	Taxodium distichum / Bald Cypress	15 gal	2.5" Cal	6'-10"	9	EA	138.00
14	Taxodium distichum / Bald Cypress	30 gal	4" Cal	12'-15" H	7	EA	288.00
15	Ulmus parvifolia 'Drake' / Drake Elm	30 gal	4" Cal	10'-12"	8	EA	460.00
16	Viburnum obovatum / Walter's Viburnum	45 gal	2" Cal	10'-12"	36	EA	322.00
<b>SHRUBS</b>							
17	Botanical/Common Crinum assaticum / Crinum Lily	7 gal		36" Full	38	EA	87.00
18	Illicium floridanum / Purple Anise	15 gal		36" Full	14	EA	98.00
19	Viburnum suspensum / Sandankwa Viburnum	7 Gal		38" Full	108	EA	33.00
<b>SHRUB AREAS</b>							
20	Botanical/Common Dianella tasmanica 'Variegata'	3 gal @ 12" oc		12" HT	475	EA	6.00
21	Dianella tasmanica 'Variegata'	3 gal @ 18" oc		12" HT	865	EA	6.00
22	Ilex vomitoria 'Nana' / Dwarf Yaupon	7 gal @ 24" oc		18" Full	154	EA	28.00
23	Loxopetalum chinense rubrum 'Burgundy' / Burgundy Loxopetalum	7 gal @ 36" oc		18" Full	243	EA	14.00
24	Rhapidochloa indica / Indian Hawthorn	5 gal @ 36" oc		12" Full	395	EA	12.00
25	Rhododendron azalea Dogwood / Dwarf Dogwood Azalea	3 gal @ 24" oc		12" Full	726	EA	13.00
26	Sarcocolla repens / Saw Palmetto	25 gal @ 60" oc		2'-4" Full	287	EA	58.00
27	Tripsacum dactyloides / Fakahatchee Grass	5 gal @ 36" oc		36" HT	36	EA	13.00
<b>GROUND COVERS</b>							
28	Botanical/Common Gardenia augusta 'Radicans' / Dwarf Gardenia	3 gal @ 24" oc		18" Full	382	EA	14.00
29	Juniperus conferta 'Blue Pacific' / Blue Pacific Juniper	flat @ 12" oc		4" Full	1,168	EA	6.00
30	Paspalum notatum 'Ampeline' / Bahia Grass	sod		NA	5,810	SY	3.31
31	Trachypogon asiaticum 'Kentrikuken' / Dwarf Minima Jasmine	flat @ 12" oc		4" Full	5,624	EA	3.00
32	Zamia floridana / Coonille	1 gal @ 18" oc		12" Full	69	EA	14.00
33	Pine Straw				500	BALE	7.00
34	Cypress Mulch				500	CY	52.00
35	Seed and Mulch				6,000	SY	0.31
<b>SITE AMENITIES</b>							
36	Trash Receptacles				15	EA	1,111.50
37	Benches				12	EA	3,011.50

The above items are estimated landscape quantities shown on all landscape plans.  
 The City wishes to receive a unit price number for each of the above items should it be necessary to add to or delete from any item listed.  
 Overall pricing to provide and install each of the above items should be included in the Landscaping or Sod Line Item listed on each individual Bid Schedule.

Executed in 1 Counterpart

**BID BOND**

Any singular reference to Bidder, Surety, Owner, or other party shall be considered plural where applicable.

**BIDDER (Name and Address):**

S E Cline Construction, Inc.  
18 Utility Drive  
Palm Coast, FL 32137

**SURETY (Name and Address of Principal Place of Business):**

Fidelity and Deposit Company of Maryland  
1400 American Lane, Tower I, 19th Flr  
Schaumburg, IL 60196

**OWNER (Name and Address):**

City of Palatka  
201 North 2nd Street  
Palatka, FL 32177

**BID**

Bid Due Date: May 17, 2011

Project (Brief Description Including Location):

11DB-L4-04-02-C02, Downtown Commercial Area Redevelopment

**BOND**

Bond Number: N/A

Date (Not later than Bid due date): May 17, 2011

Penal Sum: Five Percent of Amount Bid (Words) 5% (Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms printed on the reverse side hereof, do each cause this Bid Bond to be duly executed on its behalf by its authorized officer, agent, or representative.

**BIDDER**

S E Cline Construction, Inc. (Seal)

Bidder's Name and Corporate Seal

By: Scott Howes V.P.  
Signature and Title

Attest: [Signature]  
Signature and Title

**SURETY**

Fidelity and Deposit Company of Maryland (Seal)

Surety's Name and Corporate Seal

By: [Signature]  
Signature and Title Don Bramlage

(Attach Power of Attorney)  
Attorney-in-Fact & FL Licensed Resident Agent

Attest: Anita Navarra  
Signature and Title Witness

Note: Above addresses are to be used for giving required notices.

DAMAGES FORM

1. Bidder and Surety, jointly and severally, bind themselves, their heirs, executors, administrators, successors, and assigns to pay to Owner upon default of Bidder any difference between the total amount of Bidder's Bid and the total amount of the Bid of the next lowest, responsible Bidder who submitted a responsive Bid as determined by Owner for the work required by the Contract Documents, provided that:

- 1.1. If there is no such next Bidder, and Owner does not abandon the Project, then Bidder and Surety shall pay to Owner the penal sum set forth on the face of this Bond, and
- 1.2. In no event shall Bidder's and Surety's obligation hereunder exceed the penal sum set forth on the face of this Bond.

2. Default of Bidder shall occur upon the failure of Bidder to deliver within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents.

3. This obligation shall be null and void if:

- 3.1. Owner accepts Bidder's Bid and Bidder delivers within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents, or
- 3.2. All Bids are rejected by Owner, or
- 3.3. Owner fails to issue a Notice of Award to Bidder within the time specified in the Bidding Documents (or any extension thereof agreed to in writing by Bidder and, if applicable, consented to by Surety when required by Paragraph 5 hereof).

4. Payment under this Bond will be due and payable upon default by Bidder and within 30 calendar days after receipt by Bidder and Surety of written notice of default from Owner, which notice will be given with reasonable promptness, identifying this Bond and the Project and including a statement of the amount due.

5. Surety waives notice of any and all defenses based on or arising out of any time extension to issue Notice of Award agreed to in writing by Owner and Bidder, provided that the total time for issuing Notice of Award including extensions shall not in the aggregate exceed 120 days from Bid due date without Surety's written consent.

6. No suit or action shall be commenced under this Bond prior to 30 calendar days after the notice of default required in Paragraph 4 above is received by Bidder and Surety and in no case later than one year after Bid due date.

7. Any suit or action under this Bond shall be commenced only in a court of competent jurisdiction located in the state

in which the Project is located.

8. Notices required hereunder shall be in writing and sent to Bidder and Surety at their respective addresses shown on the face of this Bond. Such notices may be sent by personal delivery, commercial courier, or by United States Registered or Certified Mail, return receipt requested, postage pre-paid, and shall be deemed to be effective upon receipt by the party concerned.

9. Surety shall cause to be attached to this Bond a current and effective Power of Attorney evidencing the authority of the officer, agent, or representative who executed this Bond on behalf of Surety to execute, seal, and deliver such Bond and bind the Surety thereby.

10. This Bond is intended to conform to all applicable statutory requirements. Any applicable requirement of any applicable statute that has been omitted from this Bond shall be deemed to be included herein as if set forth at length. If any provision of this Bond conflicts with any applicable statute, then the provision of said statute shall govern and the remainder of this Bond that is not in conflict therewith shall continue in full force and effect.

11. The term "Bid" as used herein includes a Bid, offer, or proposal as applicable.

**Power of Attorney  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, corporations of the State of Maryland, by WILLIAM J. MILLS, Vice President, and ERIC D. BARNES, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint J. Gregory MACKENZIE, Leslie M. DONAHUE, Jeffrey W. REICH, Susan L. REICH, Patricia L. SLAUGHTER, Don BRAMLAGE, Teresa L. DURHAM, Gloria A. RICHARDS and Cheryl POSEY, all of Maitland, Florida, EACH its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf as surety, and as its act and deed: any and all bonds and undertakings, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md., in their own proper persons. This power of attorney revokes that issued on behalf of J. Gregory MACKENZIE, Jeffrey W. REICH, Susan L. REICH, Patricia L. SLAUGHTER, Don BRAMLAGE, Teresa L. DURHAM, Gloria A. RICHARDS, Leslie M. DONAHUE, dated January 22, 2008.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seals of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, this 9th day of October, A.D. 2009.

ATTEST:

**FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**



*Eric D. Barnes*

*Eric D. Barnes*

*Assistant Secretary*

By:

*William J. Mills*

*William J. Mills*

*Vice President*

State of Maryland }  
City of Baltimore } ss:

On this 9th day of October, A.D. 2009, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came WILLIAM J. MILLS, Vice President, and ERIC D. BARNES, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself depose and saith, that they are the said officers of the Companies aforesaid, and that the seals affixed to the preceding instrument is the Corporate Seals of said Companies, and that the said Corporate Seals and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



*Constance A. Dunn*

*Constance A. Dunn*

*Notary Public*

My Commission Expires: July 14, 2011

**EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

"Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto."

**EXTRACT FROM BY-LAWS OF COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**

"Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto."

**CERTIFICATE**

I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the respective By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990 and of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed."

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies,

this 17<sup>th</sup> day of May, 2011.

*Greg E. Murray*

Assistant Secretary

SECTION 00 45 13

STATEMENT OF BIDDER'S QUALIFICATIONS

To: City of Palatka Project: Downtown Commercial Area  
Date: May 17, 2011 Redevelopment

The following experience record, as of date shown, shall be submitted to the Owner with the Bid Form. All questions shall be answered fully. Bidders who have qualified to bid on other projects for this Owner within the last 12 months need not resubmit this form unless specifically requested by the Owner. The contents of this form will be considered confidential to the extent allowed by applicable laws and regulations.

Name of Bidder: S.E. Cline Construction, Inc.

Business Address: 18 Utility Dr.

Palm Coast Street Florida 32137  
City State Zip Code

1. Number of years in business as a Contractor under the present:  
Business Name S.E. Cline Construction, Inc.  
As Principal Contractor 15 Years As a Sub-Contractor 15 Years
2. Class of work you are equipped to perform: Drainage, Flexible Paving, Grading, Minor Bridges
3. Class of work you usually sublet: Paving
4. Have any members of your concern ever operated under any other business name?  
No. If so, give details: \_\_\_\_\_
5. Have you ever failed to qualify as a responsible bidder? No If so, give details:  
\_\_\_\_\_
6. Have you ever refused to enter into a contract after the award is made to you?  
No. If so, give details: \_\_\_\_\_
7. Have you ever failed to complete any work? No If so, give details:  
\_\_\_\_\_
8. Has any surety or financial institution ever experienced loss on your concern?  
No. If so, give details: \_\_\_\_\_



9. Give name and address of Owner, type of work, and the contract amount of at least three projects completed in the last three years:

	(1)	(2)	(3)
Name:	_____	_____	_____
Address:	_____	_____	_____
Type of Work:	<b>SEE ATTACHED REFERENCE LIST</b>		
Contract Amt:	\$ _____	\$ _____	\$ _____

10. Give name and address of Owner, type of work, and contract amount of projects now in process of construction:

	<u>Name</u>	<u>Address</u>	<u>Type of Work</u>	<u>Contract Amount</u>
A.	_____	_____	_____	\$ _____
B.	_____	_____	_____	\$ _____
C.	_____	_____	_____	\$ _____
D.	<b>SEE ATTACHED CURRENT STATUS OF CONTRACTS ON HAND LIST</b>			
E.	_____	_____	_____	\$ _____

11. Indicate your experience in the construction of work similar to this project (if not demonstrated by Questions 9 and 10, above):

**SEE ATTACHED REFERENCE LIST**

\_\_\_\_\_

\_\_\_\_\_

12. Give construction experience of principal individuals of your organization:

	<u>Name</u>	<u>Position</u>	<u>Years of Experience</u>	<u>Size and Type of Work</u>
A.	<u>Samuel Cline</u>	<u>President</u>	_____	<u>See attached resumes</u>
B.	<u>Scott Sowers</u>	<u>Vice President</u>	_____	<u>See attached resumes</u>
C.	<u>C.M. Cameron</u>	<u>Vice President</u>	_____	<u>See attached resumes</u>
D.	<u>Cyriacus Alcindor</u>	<u>Corporate Secretary</u>	_____	<u>See attached resumes</u>
E.	_____	_____	_____	_____

13. Are there any judgments, suits, or claims pending against you? No If so, give details:

\_\_\_\_\_

14. Does your organization operate as a corporation, partnership, or individual? Corporation

\_\_\_\_\_





SECTION 00 11 10

ADVERTISEMENT FOR BIDS

**PROJECT: CITY OF PALATKA  
DOWNTOWN COMMERCIAL AREA REDEVELOPMENT  
CDBG CONTRACT #11DB-L4-04-64-02-C02**

**OWNER: City of Palatka  
201 North 2<sup>nd</sup> Street  
Palatka, Florida 32177**

**ENGINEER: City of Palatka  
201 North 2<sup>nd</sup> Street  
Palatka, Florida 32177**

**BID DEADLINE: May 17, 2011 at 3:00 PM**

**1.0 WORK DESCRIPTION**

The project involves reconstruction of four parking lots, reconstruction of three City streets, construction of two new parking lots, landscaping and associated stormwater facilities.

All work for the Project shall be constructed in accordance with the Drawings and Specifications prepared by the City of Palatka and the proposed improvements will be awarded and constructed, if award is made, under one Contract. Bids shall be submitted for furnishing, delivering, and installing all materials, equipment and services, including labor, for the Work, which generally involves:

Milling and resurfacing, landscape, demolition, limerock and subgrade preparation, asphalt paving, regarding, concrete sidewalk, curb and curb and gutter, brick pedestrian walkways, stormwater facilities including concrete piping, manholes, control structures and construction of a dry retention pond, landscaping, miscellaneous appurtenances including signs, benches, trash receptacles and lighting.

All work shall be in accordance with the construction drawings, specifications, and contract documents.

**2.0 RECEIPT OF BIDS**

Bids shall be completed on the enclosed Bid Form as set forth in the Instructions to Bidders and otherwise be in compliance with the Bidding Documents. Sealed bids will be received by Ms. Betsy Driggers, City of Palatka, Florida, 201 North Second Street, Palatka, Florida 32177 until 3:00 p.m. (local time) on May 17, 2011.

All bids must be submitted in triplicate. Any Bids received after the specified time and date will not be considered. The sealed bids will be publicly opened and read aloud promptly at 3:15 p.m., Monday, May 17, 2011, in the City of Palatka, City Hall, located at 201 North 2<sup>nd</sup> Street, Palatka, Florida 32177.

Bidding documents (Project Manual and Drawings) may be examined at:

City of Palatka  
201 North 2<sup>nd</sup> Street  
Palatka, Florida 32177

Copies of the documents may be obtained at Engineer's office for \$75.00 dollars per set, which constitutes the cost of reproduction and handling. Checks shall be payable to the City of Palatka. Payment is non-refundable.

Each bid must be submitted in a sealed envelope bearing on the outside the name of the bidder, his/her address, and the name of the project for which the bid is submitted. If forwarded by mail, the sealed envelope containing the bid must be enclosed in another envelope addressed as specified in the bid form.

**IN PARTICULAR, BIDDERS SHOULD NOTE THE REQUIRED ATTACHMENTS AND CERTIFICATIONS TO BE EXECUTED AND SUBMITTED WITH THE FORM OF BID PROPOSAL.**

The owner reserves the right to waive any informality or to reject any or all bids. The City of Palatka is an Equal Opportunity Employer. Each Bidder must deposit with his/her security in the amount, form and subject to the conditions provided in the Information for Bidders. Sureties used for obtaining bonds must appear as acceptable according to the Department of Treasury Circular 570.

The contractor shall begin mobilization and procurement of materials within ten working days of the receipt of the notice to proceed.

**Pre-Bid Conference:** A non-mandatory Pre-Bid Conference is scheduled for May 3, 2011 at 10:00 a.m., in the City Hall, City of Palatka, 201 North 2<sup>nd</sup> Street, Palatka, Florida 32177

**CDBG Requirements:** This project is financed by a State of Florida Department of Community Affairs Community Development Block Grant (CDBG).

In addition to the requirements of the City of Palatka Bidders shall conform to the requirements of the CDBG documents contained in the bidding and contract documents including the requirements as to conditions of employment to be observed and minimum wage rates to be paid under the Contract, Section 3, Segregated Facilities, Section 109 Executive Order 11246, and all applicable laws and regulations of the Federal government and State of Florida, and bonding and insurance requirements.

The City of Palatka is an Equal Opportunity Employer and reserves the right to reject any or all bids.

For further information or clarification, contact the Engineer: Mr. Woody Boynton, PE, City of Palatka 201 N. 2<sup>nd</sup> Street, Palatka, Florida 32177, telephone 386-326-0100, facsimile 386-329-0199 or email [wboynton@palatka-fl.gov](mailto:wboynton@palatka-fl.gov).

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**LEGAL ADVERTISEMENT – Run Date: April 17, 2011**

Proof of Publication Requested

Please fax/e-mail editing proof to 386-329-0106 or [kvenables@palatka-fl.gov](mailto:kvenables@palatka-fl.gov) together with cost of advertisement.

Billing: City of Palatka, 201 N. 2<sup>nd</sup> Street, Palatka FL 32177

*Agenda  
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**PALATKA MUNICIPAL AIRPORT**  
**Lt. Jasper Kennedy "Kay" Larkin Field (28J)**

---

4015 Reid Street, Highway 100  
Palatka, Florida 32177

386-329-0148 office  
386-329-0106 fax

April 20, 2011

John E. Youell, Airport Manager  
4015 Reid Street  
Palatka, FL 32177

Re: Recommendation to Accept Resignation of Advisory Board Member Charlie Douglas

To: Palatka City Commission

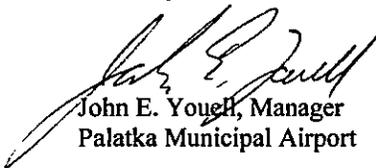
Dear Commissioners,

Presented for your consideration/action, please accept the Airport Advisory Board (AAB) recommendation to accept attached letter of resignation from AAB *Member at Large*, Mr. Charlie Douglas. Referenced in his letter, Mr. Douglas cites a work schedule conflict that prevents him from attending the regular AAB meetings.

During the April 6, 2011 regular meeting, the AAB discussed the issue and passed voted to forward Mr. Douglas' letter for your consideration along with the recommendation to accept the resignation.

If you have questions or need more information please contact Chairman Jud Neufeld at [NeucoJud@gbso.com](mailto:NeucoJud@gbso.com) or call (386) 328-1257. You may also contact me at [jyouell@palatka-fl.gov](mailto:jyouell@palatka-fl.gov) or call 329-0149 if you have questions.

Sincerely,

  
John E. Youell, Manager  
Palatka Municipal Airport

Attch. 1, Letter of Resignation

CC: Jud Neufeld, Chairman, Palatka Municipal Airport Advisory Board  
Elwin C. Woody Boynton Jr., City Manager, City of Palatka

# HARRELL & HARRELL

*A Professional Association*

DAVID R. BLACK  
DONALD F. BLACK  
SCOTT A. CLEARY  
CHARLES T. DOUGLAS, JR.  
JULIE MARIE HARRELL  
RENEE DAIGLE HARRELL  
W. HOLT HARRELL  
WILLIAM H. HARRELL

4735 SUNBEAM ROAD  
JACKSONVILLE, FLORIDA 32257  
(904) 251-1111  
(800) 251-1111  
FAX (904) 251-1110  
[www.harrellandharrell.com](http://www.harrellandharrell.com)

ALBERT H. LECHNER  
TIMOTHY I. MARTIN  
TIMOTHY S. MORAN  
ANTHONY G. PAPA  
GREGORY J. SCHLAX  
FRED T. STAPP  
COUNSEL  
NATHAN P. CARTER

December 10, 2010

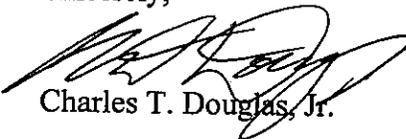
Palatka Municipal Airport  
c/o John Youell  
4015 Reid Street Hwy 100  
Palatka, FL 32177

RE: City of Palatka Airport Advisory Board

To Whom it May Concern,

Thank you for your inviting me to serve on the City of Palatka Airport Advisory Board. Because of an unfortunate scheduling conflict with the meeting dates of the Board, I regretfully must decline your invitation. I sincerely appreciate your consideration.

Sincerely,



Charles T. Douglas, Jr.

CTD/jzh

*Agenda  
Item*

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# 2011 PALATKA CITY COMMISSION CALENDAR

## January 1 – June 30, 2011

Rev. 05-20-11

### JANUARY

- 3 - Swearing in Ceremony - Larimer Art Center, 7:30 p.m.
- 6 - Pre-Agenda mtg. 9:00 a.m.
- 13 - City Commission mtg. 6:00 p.m. - City Hall
- 17 - City offices closed in observance of Martin Luther King, Jr. Day
- 20 - Pre-Agenda mtg. 9:00 a.m.
- 20 - NEFLC Meeting @ St. Augustine
- 27 - City Commission mtg. 6:00 p.m. - City Hall

### FEBRUARY

#### Black History Month

- 3 - Pre-Agenda mtg. 9:00 a.m.
- 10 - CRA mtg. 4:00 p.m. - City Hall
- 10 - City Commission mtg. 6:00 p.m. - City Hall
- 17 - Pre-Agenda mtg. 9:00 a.m.
- 17 - NEFLC Meeting - Green Cove Springs
- 24 - City Commission mtg. 6:00 p.m. - City Hall

### MARCH

#### Women's History Month

- 3 - Pre-Agenda mtg. 9:00 a.m.
- 4 - Azalea Fest. Mayor's Reception
- 10 - City Commission mtg. 6:00 p.m. - City Hall
- 17 - Pre-Agenda mtg. 9:00 a.m.
- 17 - NEFLC Meeting - Lake Butler
- 21-22 - FLC Legislative Action Day, Tallahassee
- 24 - City Commission mtg. 6:00 p.m. - City Hall

### APRIL

- 5 - EAR Workshop - 4:00 p.m. (joint City Commission/Planning Board)
- 7 - Pre-Agenda mtg. 9:00 a.m.
- 14 - City Commission Workshop @ Golf Course - 11:30 a.m.
- 14 - CRA mtg. 4:00 p.m. - City Hall
- 14 - City Commission mtg. 6:00 p.m. - City Hall
- 21 - Pre-Agenda mtg. 9:00 a.m.
- 21 - NEFLC Meeting - Keystone Heights
- 28 - City Commission regular meeting 6:00 p.m. - City Hall

### MAY

- 5 - Pre-Agenda mtg. 2:30 p.m.
- 12 - City Commission mtg. 6:00 p.m. - City Hall
- 19 - Pre-Agenda mtg. 9:00 a.m.
- 19 - NEFLC Meeting - Jacksonville Beach
- 26 - Pre-Budget Workshop - 4:00 p.m. - City Hall
- 26 - City Commission mtg. 6:00 p.m. - City Hall
- 30 - City offices closed in observance of Memorial Day Holiday

### JUNE

- 2 - Pre-Agenda mtg. 2:30 p.m.
- 9 - CRA mtg. 4:00 p.m. - City Hall
- 9 - City Commission mtg. 6:00 p.m. - City Hall
- 16 - Pre-Agenda mtg. 9:00 a.m.
- 16 - NEFLC Meeting - Orange Park
- 23 - City Commission 6:00 p.m. - City Hall

### Upcoming Events:

March 21 -22 -- Legislative Action Day, Tallahassee

### Conferences:

August 11 - 13 - FLC Annual Conference, World Center Marriott, Orlando

November 17 & 18 - FLC Legislative Conference, Hyatt Regency Orlando

International Airport Hotel, Orlando

**2011 PALATKA CITY COMMISSION CALENDAR**  
**July 1 – December 30, 2011**

Rev. 5/20/11

**JULY** 4 - City offices closed to observe Independence Day  
7 - Pre Agenda mtg. 2:30 p.m. for Budget Workshop/Reg. meeting  
12 - USDA Visioning/Community Development Day 9:30 a.m. – 3:30 p.m.  
14 - Budget Workshop 3:00p.m. - City Hall  
14 - City Commission regular meeting to set tentative millage rate  
(immediately following budget workshop)

**AUGUST** 11 - 13 - FLC Annual Conference, World Center Marriott, Orlando  
18 - Pre-Agenda mtg. 9:00 a.m.  
25 - CRA mtg. 4:00 p.m. - City Hall  
25 - City Commission mtg. 6:00 p.m. - City Hall

**SEPTEMBER** 1 - Pre-Agenda mtg. 2:30 p.m.  
5 - City offices closed in observance of Labor Day  
8 - City Commission mtg. 6:00 p.m. (1<sup>st</sup> Public Hearing on Budget) - City Hall  
15 - Pre-Agenda mtg. 9:00 a.m.  
15 - NEFLC Meeting - Palatka  
22 - City Commission mtg. 6:00 p.m. (Adoption of Budget) - City Hall

**OCTOBER** 6 - Pre-Agenda mtg. 2:30 p.m.  
7 - City Safety Luncheon - 12:00 noon; Palatka Golf Course  
13 - CRA mtg. 4:00 p.m. - City Hall  
13 - City Commission mtg. 6:00 p.m. - City Hall  
20 - Pre-Agenda mtg. 10:30 a.m.  
20 - NEFLC Meeting - St. Augustine Beach  
27 - City Commission mtg. 6:00 p.m. - City Hall  
31 - Halloween Trick or Treat, 6:00 - 8:00 p.m.

**NOVEMBER** 3 - Pre-Agenda mtg. 2:30 p.m.  
10 - City Commission mtg. 6:00 p.m. - City Hall  
11 - City Offices Closed in observance of Veterans' Day  
17 & 18 - Legislative Conference - Hyatt Regency Orlando Int'l Airport Hotel  
24 & 25 - City offices closed in observance of Thanksgiving Holiday

**DECEMBER** 1 - Pre-Agenda mtg. 2:30 p.m.  
1 - NEFLC Meeting - Jacksonville  
8 - CRA mtg. 4:00 p.m. - City Hall  
8 - City Commission mtg. 6:00 p.m. - City Hall  
Dates TBD - City offices closed in observance of Christmas Holiday

**Upcoming Events:**

**Conferences:** August 11 - 13, 2011 - FLC Annual Conference, World Center Marriott, Orlando  
November 17 & 18 - FLC Legislative Conference, Hyatt Regency Orlando  
International Airport Hotel, Orlando, FL

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## Betsy Driggers

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**To:** Woody Boynton  
**Cc:** Camp, Vince; Yates, Lizbeth; Butler, Lisa; Brink, Sandra  
**Subject:** City of Palatka - 2011/2012 State Highway Lighting, Maintenance and Compensation Agreement  
**Attachments:** APPENDIX A.doc; Damage and Outage Report - Blank.pdf, EXHIBIT A.doc; E-Verify.doc; Street Light Inventory.docx

Dear Mr. Boynton:

**Subject: Maintenance Work Order/Supplemental Agreement 2011/2012  
State Highway System Lighting, Maintenance and Compensation Agreement  
Contract No.: AN582  
FEID/Vendor ID No.: VF596000401002**

The Department of Transportation has reviewed the City's street light inventory report ( exhibit C) and the proposed budget for the upcoming fiscal year July 2011 through June 2012 for the STATE HIGHWAY SYSTEM LIGHTING, MAINTENANCE AND COMPENSATION program. The Department has determined that the City is currently eligible under this program for the next fiscal year is \$68,518.07. Furthermore, Florida Department of Transportation contracts now include a provision requiring all vendors we have a contract with to utilize the U.S. Department of Homeland Security's E-Verify Program (see attached form). Lastly, please complete your damage and outage assessment before the end of June (see attached form).

Please sign and date Exhibit "A", the Supplemental Agreement Appendix "A" and the E-verify form and return originals on or before May 31, 2011:

Mr. H. Vince Camp  
FDOT District 2 Utilities Office  
1109 South Marion Avenue, MS 2024  
Lake City, Florida 32024

If the Department does not receive all three signed forms then the City will not be eligible for reimbursement of your cost for the period from July 1, 2011 to June 30, 2012.

If you should have any questions, please feel free to contact me at 1-800-749-2967 ext. 3732.

**Vince Camp**  
FDOT District 2 Utility / Preliminary Cost Estimates Administrator  
1109 S. Marion Ave. -MS 2024  
Lake City, Florida 32025-5874  
office-(386)-758-3732  
fax-386-758-3736  
[vince.camp@dot.state.fl.us](mailto:vince.camp@dot.state.fl.us)

Pat Keene  
Florida Department of Transportation  
District II Utilities  
109 South Marion Avenue - MS2024  
Lake City, Florida 32025-5874  
(386) 758-3733  
E-Mail: [patricia.keene@dot.state.fl.us](mailto:patricia.keene@dot.state.fl.us)

**APPENDIX "A"**  
**SUPPLEMENTAL AGREEMENT**  
**City of Palatka**

**Fill out this from if there are State Roads that need to be added to your agreement**

State Road	From What Intersection	To What Intersection	Total Center Lane Miles	Annual Cost*
See attachment inventory 2011 (exhibit C)				

**\*Please provide any documentation that supports this cost**

2011/12 Fiscal Year:	\$ 20,936.88
Additional Money Needed:	\$ 47,581.19
New Total for 2011/12	\$ 68,518.07

\_\_\_\_\_  
 Maintaining Agency Signature

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 Typed Name

\_\_\_\_\_  
 Typed Title

\_\_\_\_\_  
 District Utilities/Construction Estimates Administrator

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 Director of Transportation Operations

\_\_\_\_\_  
 Date

**EXHIBIT "A"**

Name of Maintaining Agency:	City of Palatka
Contact Person:	Woody Boynton
Contact Number & Email:	(386) 329-0100 wboynton@palatka-fl.gov

Current Approved Amount for 2011/2012:	\$ 20,936.88
--	--------------

_____	_____
Maintaining Agency Signature	Date

_____	_____
Typed Name	Typed Title

_____	_____
District Utilities/Construction Estimates Administrator	Date

_____	_____
Director of Transportation Operations	Date





Contract No: AN582  
Financial Project No(s): 414419-1-78-04  
Project Description: City of Palatka - 2011/2012 State Highway System Lighting ,  
Maintenance, and Compensation Agreement

Vendor/Consultant acknowledges and agrees to the following:

Vendor/Consultant shall utilize the U.S. Department of Homeland Security's E-Verify system, in accordance with the terms governing use of the system, to confirm the employment eligibility of;

1. all persons employed by the Vendor/Consultant during the term of the Contract to perform employment duties within Florida; and
2. all persons, including subcontractors, assigned by the Vendor/Consultant to perform work pursuant to the contract with the Department.

Company/Firm: City of Palatka  
Authorized Signature: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

# Agenda Item

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VERNON MYERS  
MAYOR - COMMISSIONER

MARY LAWSON BROWN  
VICE MAYOR - COMMISSIONER

ALLEGRA KITCHENS  
COMMISSIONER

PHIL LEARY  
COMMISSIONER

JAMES NORWOOD, JR.  
COMMISSIONER



ELWIN C. "WOODY" BOYNTON, JR.  
CITY MANAGER

BETSY JORDAN DRIGGER:  
CITY CLERK

MATTHEW D. REYNOLD:  
FINANCE DIRECTOR

GARY S. GETCHEL  
CHIEF OF POLICE

MICHAEL LAMBER:  
CHIEF FIRE DEPT

DONALD E. HOLMES:  
CITY ATTORNEY

Regular meeting 2nd and 4th Thursdays each month at 6:00 p.m.

### REQUEST TO BE PLACED ON CITY COMMISSION AGENDA

**NOTE:** Regular City Commission meetings are held on the 2<sup>nd</sup> and 4<sup>th</sup> Thursdays of the month at 6:00 p.m. If you wish to appear on the Palatka City Commission meeting agenda, you should submit this request form, together with any attachments or backup material that would help the Commission to better consider your request, to the City Clerk's office either in person, by mail (201 N. 2<sup>nd</sup> Street, Palatka 32177), fax (386-329-0106) or e-mail (bdriggers@palatka-fl.gov). Please note that without adequate supporting documentation or information, it is unlikely that the Commission will be in a position to take any action on your request.

Meeting agendas close at 10:00 a.m. on the Wednesday one week prior to the next regularly scheduled Thursday City Commission meeting. Please verify the closing date for agenda items with the Clerk's office, as meeting dates are subject to change. Staff will make every attempt to accommodate a request for a specific agenda date, but all requests will be handled on a case-by-case basis and may be assigned to a commission meeting to be held at a future date. *If your request can typically be handled by a City department or staff member, you will be referred to the appropriate department or staff member.*

**Name of Individual, Organization and/or Group making presentation or request:**

Carr, Riggs & Ingram - Tina Robinson, CPA

Address: 906 South State Road 19, Palatka, FL 32177 e-mail trobinson@cricpa.com

Daytime Phone (386)325-4561 Other ph. Fax (386)329-7862

Requested meeting date: May 26, 2011 Meeting date assigned: \_\_\_\_\_  
(For Clerk's Office Use Only)

Request for Commission Action; OR  Presentation Only; no action required

Subject Matter you wish to address: Auditor's presentation of the Comprehensive Annual Financial Report for  
Fiscal Year ended September 30, 2010.

(attach additional sheet if necessary)

Commission Action Requested, if any: \_\_\_\_\_

ANY PERSON WISHING TO APPEAL ANY DECISION MADE BY THE CITY COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSE MAY NEED TO INSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. FS 286.105 PERSONS WITH DISABILITIES REQUIRING ACCOMMODATIONS IN ORDER TO PARTICIPATE IN THIS MEETING SHOULD CONTACT THE CITY CLERK'S OFFICE AT 329-0106 FOR INFORMATION ON HOW TO REQUEST ACCOMMODATIONS.

*Agenda  
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Corporate Office – 120 North McDonough Street – Jonesboro, Georgia 30236 – t 770.472.4024 – f 770.478.4555

May 20, 2011

City Manager  
City of Palatka  
201 N. 2<sup>nd</sup> Street  
Palatka, FL 32177  
Attention: Mr. Elwin C. Boynton Jr.

Re: Preliminary Development Agreement between the City of Palatka and Community Development Partners, Inc.

Dear Woody;

Community Development Partners, Inc. (CDP) is asking for a 30 day delay on our timetable to present the City with financing plans for Phase I, the 100 Block development. Our Preliminary Development Agreement called for CDP to present this and commence development in May 2011. For the following reason CDP is asking the City to extend the Schedule of Development contained in Paragraph 3 of the First Addendum to the Agreement.

We have found that financing is taking longer to put together than we originally estimated. We are confident that we can nail down our financing approach but it will take more time than we estimated. We would like to reschedule our presentation for the last City Commission meeting in June when we will have more details to present on the financing approach and for a presentation on a revised schedule.

We remain committed to going forward with the development especially in light of the City's progress on the Riverfront project.

Sincerely,

A handwritten signature in black ink, appearing to read "Andrew M. Ham", is written over a circular stamp or mark.

Community Development Partners, Inc.  
Andrew M. Ham  
Vice-President, Development

# *Agenda Item*

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## Betsy Driggers

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**From:** Angela Murtaugh [angelas349@bellsouth.net]  
**Sent:** Friday, May 20, 2011 12:19 PM  
**To:** Betsy Driggers  
**Cc:** Woody Boynton; 'Sam Deputy'  
**Subject:** RE: Noise Variance for 700 Block for Blue Crab

Betsy - Below are the dates, times and bands. Thank you so much.

Saturday, May 28 (12 pm - 5 pm)  
Noon - David Michael Angleton (confirmation waiting on BCF)  
2 PM - Monkey Swing (formerly Slow Monday)  
4 PM - TGIF (Navy Dixieland Band)

Sunday, May 29 (12 pm - 5 pm)  
Noon - T-Bones  
2 PM - Billy Buchanan  
4 PM - Voo Doo Soop

Monday, May 30 (12 pm - 5 pm)  
Noon - Mad Dog Blues  
2 PM - Stanimal  
4 PM - Slow Monday

Thank you,  
Angela

---

**From:** Betsy Driggers [mailto:bdriggers@palatka-fl.gov]  
**Sent:** Friday, May 20, 2011 12:10 PM  
**To:** Angela Murtaugh  
**Cc:** Woody Boynton  
**Subject:** RE: Noise Variance for 700 Block for Blue Crab

I need dates, times (i.e. Saturday, May 28, 2 pm to 6 pm) and a list of bands and the times they play. Thanks so much.

Betsy

---

**From:** Angela Murtaugh [mailto:angelas349@bellsouth.net]  
**Sent:** Friday, May 20, 2011 11:43 AM  
**To:** Betsy Driggers  
**Cc:** 'Sam Deputy'  
**Subject:** Noise Variance for 700 Block for Blue Crab

Betsy - Downtown Palatka Inc. would like to be on Thursday's City Commissioner meeting agenda. We would like to request a noise variance for the 700 Block during the Blue Crab Festival Weekend for the West End Memorial Tribute stage.

Thank you,

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**RESOLUTION 9 - 02**

**A RESOLUTION OF THE CITY OF PALATKA, FLORIDA, REQUESTING THAT THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AFFIRMATIVELY CONSIDER AND GRANT THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION'S PETITION REQUESTING THAT THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WITHDRAW ITS DETERMINATION THAT NUMERIC NUTRIENT CRITERIA ARE NEEDED IN ONLY FLORIDA; REPEAL FEDERALLY-PROMULGATED NUMERIC NUTRIENT CRITERIA FOR FLORIDA; DISCONTINUE PROPOSING OR PROMULGATING ADDITIONAL NUMERIC NUTRIENT CRITERIA IN FLORIDA; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Palatka has long recognized the detrimental effects of the introduction of excessive amounts of nitrogen and phosphorus into the local surface waters surrounding the St. Johns River; and

**WHEREAS**, in 1997 the City of Palatka adopted a comprehensive Stormwater Management Plan outlining the state of all surface waters within the City of Palatka and recommending a variety of retrofits and best management practices to stabilize and improve surface water quality; and

**WHEREAS**, the City of Palatka has supported the adoption and subsequent revisions to Section 403.067, Florida Statutes, concerning the implementation of the Total Maximum Daily Loads program in Florida; and

**WHEREAS**, the City of Palatka has actively participated in the development of Total Maximum Daily Loads for the St. Johns River locally and also in the development of the Lower St. Johns River Water Basin Management Action Plan; and

**WHEREAS**, the City of Palatka considers their actions to maintain and improve surface water quality within the St. Johns River to be in close compliance with the intent of both the United States Environmental Protection Agency and the Florida Department of Environmental Protection Agency; and

**WHEREAS**, the Florida Department of Environmental Protection has reinitiated its own rulemaking process to adopt numeric nutrient criteria for Florida waterbodies; and

**WHEREAS**, the City of Palatka considers the actions of Florida city and county governments, the Florida Department of Environmental Protection and the Florida Legislature to be consistent with the key principles of a model state program for the reduction of nutrients as described in the Environmental Protection Agency's Memorandum to Regional Administrators of March 16, 2011; and

**WHEREAS**, the City of Palatka supports the Florida Department of Environmental Protection's Petition requesting that the United States Environmental Protection Agency rescind its determination that federal numeric nutrient criteria are needed in Florida and strongly requests that the United States Environmental Protection Agency consider this Petition

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PALATKA, FLORIDA:**

**SECTION 1.** The City of Palatka hereby requests that the United States Environmental Protection Agency (EPA) affirmatively consider and grant the Florida Department of Environmental Protection's Petition requesting that EPA:

1. Withdraw its January 2009 determination that numeric nutrient criteria are necessary only in Florida;
2. Immediately initiate the repeal of 40 C.F.R. 131.49, providing for EPA-developed numeric nutrient criteria in Florida; and,
3. Discontinue proposing or promulgating further numeric nutrient criteria in Florida.

**SECTION 2.** The City Clerk is hereby directed to forward a copy of this Resolution to EPA Administrator Lisa Jackson, Governor Rick Scott, State Senate President Michael Haridopolos and Speaker of the House of Representative Dean Cannon, the Florida Congressional Delegation, and the local state Legislative Delegation

**SECTION 3.** The City Clerk is hereby directed to forward a copy of this Resolution to the Florida League of Cities, the Florida Association of Counties and the Florida Stormwater Association.

**SECTION 4.** This Resolution shall take effect immediately upon adoption.

**APPROVED AND ADOPTED** by the City Commission of City of Palatka, Florida, on the 26<sup>th</sup> day of May, 2011.

**CITY OF PALATKA**

**BY:** \_\_\_\_\_  
**Its Mayor**

**ATTEST:**

\_\_\_\_\_  
**City Clerk**