

MINUTES

KEY COLONY BEACH CITY COMMISSION REGULAR MEETING & PUBLIC HEARING

Thursday, June 9, 2022 – 09:57 a.m.

City Hall Auditorium & virtually via Zoom Conferencing

1. Call to Order, Pledge of Allegiance, Prayer, Roll Call: *The Regular Commission Meeting of the City of Key Colony Beach was called to order by Mayor Trefry at 09:38 a.m. followed by the Pledge of Allegiance, Prayer, and Roll Call.*

Present: *Mayor Trefry, Vice-Mayor Harding, Commissioner Sutton, Commissioner Ramsay-Vickrey, Commissioner DeNeale* **Also Present:** *City Administrator Dave Turner, City Clerk Silvia Gransee, City Attorney Dirk Smits, City Attorney Ryan Benninger, Public Works Department Head Mike Guarino, Building Inspector Gerald Leggett, Corporal Jamie Buxton, Code Enforcement Officer Stacy Stahl, Administrative Assistant Christine McLeod, Fire Chief John Johnson.*

Public: *7 Marble Hall, 6 Zoom*

2. Citizen Comments and Correspondence – none.

3. Approval of Minutes: *The City Commission Public Hearing and Regular Meeting Minutes from May 26, 2022, were accepted as written.*

4. Agenda Additions, Changes, Deletions: *Mayor Trefry added Emergency Resolution 2022-07 to the agenda with no objection from the Commission. Mayor Trefry moved Item 7. B and C to the City Administrator's report under Item 6. City Administrator Dave Turner added the Wilscot invoice to the agenda for Commission approval.*

5. Special Requests – None.

6. Committee and Staff Reports:

A. Marathon Fire/EMS – *Chief Johnson reported 3 medical calls, 1 motor vehicle accident, and 3 internal fire alarms. Chief Johnson further advised everyone to be storm ready, and that the previous week's storm was a prerequisite of what could come in terms of flooding and rain. Chief Johnson updated that the city had some flooding on Saturday in the park and reminded everyone to be prepared and to have evacuation plans and properties ready in case of a storm. Fire Chief John Johnson also updated that Covid numbers coming back up a little bit and reported that some facilities in South Florida are starting to require face masks again. Chief Johnson further reported that Monkey Pox is something to watch out for as well but that it hopefully will not become an epidemic. The Commission thanked Fire Chief Johnson for his report.*

B. Recreation Committee – *No report.*

C. Beautification Committee – *No report.*

D. Disaster Preparedness Committee – *No report.*

E. Planning & Zoning Board - *No report.*

F. Code Enforcement Board – No report.

G. Utility Board – No report.

H. Police Department – Corporal Jamie Buxton reported for Chief DiGiovanni. Corporal Buxton informed on 3 reports, including 1 for a medical emergency, 1 for an accident with injuries, and 1 for a traffic offense. Corporal Buxton further reported receiving 3 medical and alarm calls, 14 calls for service, and back-up to MCSO 5 times, the issuance of 3 traffic citations and 8 traffic warnings, along with boat and road patrol, and the vacation watch program. Corporal Buxton reported that during the last Commission meeting Chief DiGiovanni was attending a week-long seminar in Key West titled “The Florida Executive Development Seminar”. The seminar was hosted by the FBI and covered a range of topics and offered networking opportunities with other government officials throughout the state. Corporal Buxton further updated that the Chief is currently on vacation and will return Tuesday, June 14th. Corporal Buxton stated that Chief DiGiovanni would like to have permission to spend up to \$7,500.00 to outfit the Dodge Ram 2500 that the Police Department received from the Public Works Department. Corporal Buxton stated that the requested amount is for electronics with a total estimated amount of \$6,353.00 with the additional request is for decals and other additional equipment like a gun rack. Corporal Buxton stated that the total amount budgeted in October 2021 for the vehicle was \$15,000.00, and any additional cost will be discussed with the City Administrator to be addressed by the City Commission. Mayor Trefry asked for a motion to approve up to \$7,500.00 to outfit the Dodge Ram.

MOTION: Motion made by Commissioner Ramsay-Vickrey, seconded by Vice-Mayor Harding, to approve up to \$7,500.00 to outfit the Dodge Ram.

DISCUSSION: None.

ON THE MOTION: Roll call vote. Unanimous approval.

Corporal Jamie Buxton further reported that Officer Niemiec is currently attending Field Officer Training to assist future officers to receive field training. Corporal Buxton continued updating that the department is currently processing a new potential employee whose employment is dependent on the Florida Certification at this time. Corporal Buxton further reported that on June 14th at 2:00 p.m. the Kids Fishing Derby Committee will be meeting at the Police Department Garage for the bag-stuffing for the Kids Fishing Derby. The Commission thanked Corporal Buxton for her report.

I. Building Department – Building Inspector Gerald Leggett reported for Building Official Gerard Roussin who was attending a Building Officials Code Conference in Orlando. Building Inspector Leggett reported that the Building Department has been very busy with issuing permits, and preparations were made before the storm that all job sites were picked up and no debris was flying around. Building Inspector Leggett reported on currently attending a Fire Academy to receive his Fire Inspector License and reported on being about 1/3 complete with the course. Mayor Trefry thanked Building Inspector Gerald Leggett for inspecting the city after the storm.

J. Public Works Department Head Mike Guarino reported that past week’s storm was a dry-run with hurricane-storm preparation and clean up. Public Works Department Head Mike Guarino

further reported on having set up alternate communications via HAM radio and testing confirmed that communications are working off the Monroe County repeaters. Public Works Department Head Guarino updated on assisting the Police Department with the installation of two additional radar signs as well as the continuation of coconut removal. The Commission thanked Public Works Department Head Mike Guarino for his report.

K. City Secretary/Treasurer – no report.

L. City Clerk – *City Clerk Silvia Gransee reported that the storm preparation letter to residents was send out via email blast and thanked Code Enforcement Officer Stacy Stahl and Public Works Department Head Mike Guarino for their help. City Clerk Gransee further reported on attending the TRIM webinar on Monday and working with Jen Johnson and City Administrator Dave Turner on preparing advertising schedules. City Clerk Silvia Gransee updated on completing minutes from the last Commission meeting and preparing for today’s meeting. City Clerk Gransee reported that Administrative Assistant Christine McLeod updated all 2021 Resolutions to the city website and Administrative Assistant Barbie Morales updated all permanent boat trailer applications. City Clerk Gransee reported on currently working on Code Board Minutes and is preparing for upcoming meetings. The Commission thanked City Clerk Gransee.*

M. Code Enforcement Officer – *Code Enforcement Officer Stacy Stahl reported on having created 21 new cases since the last meeting including 12 for trash, 1 for noisy animals, 1 for animals at large, 1 for outside lighting, 1 complaint regarding occupancy/noise, 1 trailer lot parking without a permit, 1 for multiple trailers on one parcel, 1 for trash accumulation behind the Plaza, 1 for advertising without a rental license, and 1 landscaping issue. Code Enforcement Officer Stahl reported year-to-date 447 cases with total fines of \$16,900.00, of which \$9,600.00 have been paid and \$7,300.00 are outstanding. Code Enforcement Officer Stahl reported on having created a new contact sheet for the Save-The-Turtle group to have access to all ocean front properties. Code Enforcement Officer Stacy Stahl reported training the administrative assistants on assisting with daily tasks and licensing procedures and communicating with Citizenserve on updating users. Code Enforcement Officer Stahl reported that Citizenserve is not able to add the inspection scheduling calendar to their site and that alternative calendars are currently being looked at. Code Enforcement Officer Stahl further updated on changing code complaint updates through Citizenserve and updating inspection forms. Code Enforcement Officer Stacy Stahl reported on having completed the Property Managers Class on June 2nd, with a total of 52 attendees of which 24 are now certified. Code Enforcement Officer Stahl reported on having completed address comparisons in Access and Citizenserve. The Code Enforcement Officer further reported on hosting the Marathon Code Enforcement Team who show interest in the Rentalscape software. Code Enforcement Officer Stahl reported that the 8 unlicensed cases showing in Rentalscape currently are all in process of being resolved or have already been resolved. Code Enforcement Officer Stahl reported that once a Citizenserve update has been done they will show zero. Code Enforcement Officer Stahl reported on having completed a public records request and preparing for the July Code Board Hearing, working on transfers and new applications for vacation rentals and 18 trailer*

lot calls. Vice-Mayor Harding asked Code Enforcement Officer Stahl if the follow-ups by Citizenserve are now better, which the Code Enforcement Officer confirmed.

N. City Administrator Dave Turner reported that the appropriation for 2.6 Million Dollars was granted through the Governor's budget, which will enable the city to complete all their stormwater throughout the city. City Administrator Turner further reported that Key Colony Beach will be the first city in Monroe County to manage all their stormwater. In addition, City Administrator Dave Turner reported on having received an additional \$400,000.00 from Stewardship. The City Administrator informed that the playground and engineering bids were reviewed, the temporary building trailer was received and installed, and the Post Office trailer will be arriving by July 1st. City Administrator Turner reported the possibility that the Building Department will be moved completely in the next few weeks so City Hall can be taken care of.

a) City Administrator Dave Turner asked for approval of the Wilscot invoice for the setup of the Building Department trailer. The City Administrator explained that the reason the invoice went over is that the knock-down, return, and handling of the trailer after use is completed in the invoice amount. City Administrator Dave Turner asked for approval for payment of the Wilscot invoice in the amount of \$7,893.28. Vice-Mayor Harding asked for clarification on the invoice in regard to rent payments. City Administrator Dave Turner confirmed that the monthly rent payment is \$544.00 and further explained the breakdown of the invoice costs. Mayor Trefry asked for a motion for payment of the Wilscot invoice in the amount of \$7,893.28.

MOTION: Motion made by Commissioner Sutton, seconded by Commissioner Ramsay-Vickrey, to approve payment of the Wilscot invoice in the amount of \$7,893.28.

DISCUSSION: None.

ON THE MOTION: Roll call vote. Unanimous approval.

b) City Administrator Dave Turner reported on the Engineering Services bid. The City Administrator explained that the bid was put out via DemandStar and the Review Committee met on June 7th for the reviewal of the bid. City Administrator Turner stated the staff recommendation is to select K2M Engineering Services. The City Administrator explained that the firm is local with offices throughout the Keys with a diverse staff, anticipated short response time, and recommends moving forward with K2M. City Administrator Dave Turner reported that K2M had representatives from the company at the meeting in case the Commission had questions. City Administrator Turner further stated that the agenda packet included past and current K2M projects and believes that the company would be a great fit for Key Colony Beach. Mayor Trefry asked for a motion to approve the Engineering Services Bid for K2M. City Administrator Turner clarified that the agreement would be for three years as needed for services with no dollar amount attached and a contract would be drawn by legal after approval.

MOTION: Motion made by Commissioner DeNeale, seconded by Commissioner Ramsay-Vickrey, to approve the bid for the Engineering Services.

DISCUSSION: Vice-Mayor Harding asked if the company would have a local person assigned to the city. Steve Grasley, co-owner of K2M, addressed the Commission and stated that he has been a resident of Marathon for over 23 years. Mr. Grasley explained that K2M has three offices in the Keys and seven additional offices throughout the country. Mr. Grasley further stated that Mr. Eddie Blanco works in the Marathon Office and will be the contact person for Key Colony Beach. Mr. Grasley continued saying that one of their best clients is Key Colony Point, and they have been working with them for nearly twenty years, as well as the previous Building Official, and are looking forward to a great continued relationship with Key Colony Beach. Vice-Mayor Harding asked if the local contact would be assigned for one-on-one contact for the City Administrator or the Building Official, which Mr. Grasley confirmed and stated it will be Mr. Eddie Blanco out of the Marathon Office.

ON THE MOTION: Roll call vote. Unanimous approval.

c) City Administrator Dave Turner reported on the Playground Equipment Bid. The City Administrator explained that the city received \$50,000.00 for a grant, and the city went out to bid for shade for 1st Street and a complete redo of the 7th/8th Street area. The City Administrator further explained that the submitted design is a concept, ADA compliant, with name brand equipment, and includes shade for 1st Street as well as 7th and 8th Street areas. City Administrator Dave Turner continued saying that the Review Committee met on June 7th, and after review and scoring, selected KorKat as the leader for the bids, and asked for approval of the bid in the amount of no more than \$94,683.07. City Administrator Dave Turner stated that the balance of \$50,000.00 will come out of ARP or Impact Funds which will be decided after meeting the City Accountant. City Administrator Turner stated that he believes this is a great investment for the city's parks. City Attorney Dirk Smits explained that the Commission will approve the number one ranked bid and that the contract will come later with a notice of intent to award. Mayor Trefry called for a motion to award the contract to KorKat in the amount of no more than \$94,683.07.

MOTION: Motion made by Vice-Mayor Harding, seconded by Commissioner DeNeale, to award the playground equipment bid to KorKat in the amount of no more than \$94,683.07.

DISCUSSION: Vice-Mayor Harding asked for clarification on the inclusion of 1st Street and 8th Street in the bid. City Administrator Turner explained that the bid includes shade for 1st Street, and equipment and shade for 8th Street, and further confirmed that the grant was for general playground equipment and includes resurfacing.

ON THE MOTION: Roll call vote. Unanimous approval.

Commissioner DeNeale asked City Administrator Turner if the update on the temporary Building trailer concluded the city hall update which the City Administrator confirmed. City Administrator Turner stated that the new city hall drawings should be received by the first week of July, which then will go to the Building Official and then to the State. City Administrator Dave Turner further stated that he will have to reach out personally to Congressman Hernandez and Senator Rubio since FEMA is not moving forward. The City Administrator further stated that the city's lobbyist firm is also being contacted on the issue. Vice-Mayor Harding asked for clarification if FEMA is not responding, which City Administrator Turner stated that FEMA is responding but has no

updates to give and is still under review. The Commission discussed on further possible ways to move along with FEMA. Mayor Trefry asked if additional Townhall Meetings were planned for the topic on building heights, which the City Administrator explained were currently not scheduled due to staff timetables, but will have one or two more Townhall meetings scheduled for residents in the future. Commissioner Ramsay-Vickrey asked City Administrator Dave Turner to update on the 7th Street retention pond. City Administrator Turner reported that with the appropriations money of 2.6 Million Dollars, in addition to the Stewardship money of \$400,000.00, the balance after the Stormwater project will go to landscaping and replacing trees along the roadway to improve the neighborhood in that area. The City Administrator further explained that the pond was under review for one year to monitor drainage and seems to be draining well.

7. Commissioner Items for Discussion/Approval:

Emergency Resolution 2022-07: A Resolution Of The City Of Key Colony Beach, Florida, Commission, Finding That Emergency Circumstances Warrant Expedited Adoption Of Ordinance No. 2022-477 Concerning Condemnation And Demolition Of Unsafe Structures, And Providing For An Effective Date.

Mayor Trefry asked City Attorney Dirk Smits if he had additional explanations to add to the agenda item, who stated that it is hurricane season and the city needs to be able to address situations quicker than what the current process allows to deal with dangerous structures in case a hurricane approaches.

MOTION: Motion made by Commissioner Sutton, seconded by Commissioner DeNeale, to approve Emergency Resolution 2022-07.

DISCUSSION: None.

ON THE MOTION: Roll call vote. Unanimous approval.

A. Discussion on Proposed Condemnation/Demolition Ordinance No. 2022-477: An Ordinance Of City Of Key Colony Beach, Florida, Amending Chapter 6, Article II Of The Code Of Ordinances Of The City Of Key Colony Beach By Adopting Sections 6-38 Through 6-43 Providing For Authority And Procedure To Condemn And Order The Demolition And Removal Of Any And All Buildings And Structures Within The City Limits Found To Be In A Dilapidated, Unsanitary, Unsafe, Or Uninhabitable Condition; Providing For The Definition Of Uninhabitable, Dilapidated, Unsafe, Or Unsanitary Buildings Or Structures; Providing For Periodic Inspection Of Buildings And Structures And Notice Of Condemnation Hearing; Providing For Order Of Condemnation; Repair Or Removal; Providing For Demolition By The City; Municipal Special Assessment Lien; Providing For Emergency Powers;

Mayor Trefry read the proposed ordinance and stated to the Commission that everyone had a chance to review the proposed ordinance. City Attorney Ryan Benninger stated the purpose behind the requested ordinance and explained, that initially the matter was up for discussion today, but it was declared as imperative and imminent to have the matter finalized today by a single emergency adoption which is permitted via Chapter 166 Florida Statutes. City Attorney Benninger explained

that a few edits are still necessary on the proposed ordinance and asked Mayor Trefry for permission to screenshare the document and make the last edits on the record to be able to vote on the finalized document today. Mayor Trefry asked if this would be the first reading today or at the next meeting which the City Attorney explained the reading would be today. Mayor Trefry gave permission to open the document via screenshare on the Zoom meeting. City Attorney Benninger opened the document and explained edits being made as he was making them in real time. Vice-Mayor Harding stated to the City Administrator and Building Inspector, that if the city tears down a building, the city needs an independent licensed engineer to approve it which would be important if litigation should occur later, and asked City Attorney Ryan Benninger to add it to the document. Vice-Mayor Harding stated that the ordinance is there for the city's discretion and only be done if needed. City Administrator Turner agreed with Vice-Mayor Harding and stated that now that the city has an engineering service it can be taken care of immediately. City Attorney Benninger made another minor non-substance change and the Commission had no further questions. Mayor Trefry asked for a motion to approve Ordinance No. 2022-477 as amended and edited on screen.

MOTION: *Motion made by Commissioner DeNeale, seconded by Commissioner Ramsay-Vickrey, to approve Ordinance No. 2022-477 with changes and edits made on the record.*

DISCUSSION: *None.*

ON THE MOTION: *Roll call vote. Unanimous approval.*

8. Approval of Warrant – None.

9. ORDINANCES & RESOLUTIONS

A. Ordinances - First Reading

a) Ordinance No. 2022-473 Recertification Ordinance: *An Ordinance Of City Of Key Colony Beach, Florida, Amending Chapter 6, Article II (“Dangerous Structures”) Of The Code Of Ordinances Of The City Of Key Colony Beach By Amending Section 6-31 – Definitions And Further Adopting Section 6-37 – Existing Buildings, Which Shall Provide For A Certification And Recertification Process For Existing And Future Multistory Structures; Providing For The Repeal Of All Ordinances Or Parts Thereof Found To Be Conflict; Providing For Severability; Providing For Inclusion In The Code Of Ordinances And Providing For An Effective Date.*

Mayor Trefry gave City Attorney Ryan Benninger permission to open the screenshare via Zoom to edit Ordinance No. 2022-473 on screen. City Attorney Ryan Benninger opened the proposed ordinance via screenshare and explained the proposed edits to the Commission. City Attorney Benninger continued to edit the document live on the screen. Commissioner Beth Ramsay-Vickrey suggested an edit on page 2 regarding definitions on dwellings and accessory structures. Mayor Trefry asked if the Building Department had an input on the change which it had not. Commissioner Ramsay-Vickrey suggested a further edit under item V. on threshold buildings regarding who completes inspections. Vice-Mayor Harding asked to go back to the previous edit on 631 and asked Commissioner Ramsay-Vickrey on clarification on the wording of accessory and the

swimming pool being part of the structure. Commissioner Ramsay-Vickrey and Vice-Mayor Harding discussed the definitions and meanings of dwellings and accessories of a structure and subsequent needed inspections. Vice-Mayor Harding explained that state law tells that if a swimming pool is on top of a 3-story structure it is part of the structure and if it is separate from the building there is no need for an inspection short of the Health Department. Building Inspector Leggett suggested to change the language in the ordinance to come into compliance. Vice-Mayor Harding and Commissioner Ramsay-Vickrey continued to discuss the understanding of the definitions. City Attorney Dirk Smits, Vice-Mayor Harding, and Commissioner Ramsay-Vickrey, continued to discuss the meaning and understanding of language in the proposed ordinance and agreed upon the change in wording. City Attorney Ryan Benninger edited the proposed document on screen per City Attorney's Dirk Smits direction. City Clerk Gransee asked if the definition of the seawalls should still be included in the language which City Attorney Dirk Smits confirmed. Mayor Trefry asked Commissioner Ramsay-Vickrey if there were many additional edits which Commissioner Ramsay-Vickrey declined. Mayor Trefry stated that perhaps the ordinance should be deferred to when the Building Official is there to verify some of the language changes. Vice-Mayor Harding stated that he is very supportive of the ordinance change and that the State is putting into law a very similar document, but their timing is a year and half from now, with one year to complete the work after the year and half. Vice-Mayor Harding stated that basically the work would have to be done in 2.5 years on any existing property in Florida. Vice-Mayor Harding stated that his understanding is that if this ordinance is approved, in 90 days the inspection has to be done by a state licensed Florida engineer which he believes is too aggressive with the current engineering workload. Vice-Mayor Harding suggested to change the timing to allow an engineering inspection of six month and further suggested to change the effective date of the ordinance to allow residents time to prepare for it. Vice-Mayor Harding suggested the effective date of October and to give 6 months to complete the inspections, which would bring the timeline to March, and then to allow 180 days to complete all work. Mayor Trefry asked Vice-Mayor Harding to confirm that he would like 180 days on Section 4 which the Vice-Mayor confirmed. Vice-Mayor Harding further stated that the effective date of October 1st of 2022 is a suggestion. City Attorney Ryan Benninger asked the Commission to confirm the requested changes and made the live edits as requested. The Commission agreed to Vice-Mayor Harding suggested changes. Vice-Mayor Harding stated that the State document has different inspection levels where the city only has one inspection level. Commissioner Ramsay-Vickrey asked if the prior edit request was completed which City Attorney Ryan Benninger stated was drafted as they were speaking. Mayor Trefry asked if there were any other requested changes which there were none. Mayor Trefry asked for a motion on Ordinance No. 2022-473 Recertification Ordinance with edits.

Mayor Trefry read the Recertification Ordinance 2022-473.

MOTION: *Motion made by Commissioner DeNeale, seconded by Commissioner Ramsay-Vickrey, to approve Ordinance No. 2022-477 with changes and edits made on the record.*

DISCUSSION: *None.*

ON THE MOTION: *Roll call vote. Unanimous approval.*

b) Ordinance No. 2022-475 Legal Notice between P&Z and Commission Meetings: An Ordinance Of The City Of Key Colony Beach Florida, Amending Land Development Regulation Article XII – Other Development Review Procedure, Section 101-173(3) Requiring Mailed Notice Of City Commission Public Hearings In Circumstances Of Appeals And Variance Applications Submitted To – And On Behalf Of The City And Further Requiring That Such Notice Shall Be Mailed To The Last Known Address Of Property Owners By Reference To The Latest Ad Valorem Tax Records, At Least Ten (10) Days Prior To The Hearing; Repealing Conflicting Ordinances; Providing For Severability; Providing For Inclusion In The Code Of Ordinance And Land Development Regulations; And Providing For An Effective Date.

City Attorney Ryan Benninger asked for permission from Mayor Trefry for screensharing to correct two scrivener’s errors. Mayor Trefry gave permission and City Attorney Benninger made the live edits on the document. Mayor Trefry asked for a motion to approve Ordinance No. 2022-475 with edits.

MOTION: *Motion made by Commissioner Ramsay-Vickrey, seconded by Commissioner Sutton, to approve Ordinance No. 2022-475 with edits.*

DISCUSSION: *None.*

ON THE MOTION: *Roll call vote. Unanimous approval.*

c) Ordinance No. 2022-476 Utility Board Ordinance: An Ordinance Of City Of Key Colony Beach, Florida, Amending Chapter 14 Of The Code Of Ordinances Of The City Of Key Colony Beach Article III, Section 14-50; Providing For The Repeal Of All Ordinances Or Parts Thereof Found To Be In Conflict; Providing For Severability; Providing For Inclusion In The Code Of Ordinances And Providing For An Effective Date.

City Attorney Ryan Benninger asked Mayor Trefry to open the screenshare with the Mayor’s permission. City Attorney Benninger stated that the green highlighted language are the edits that were approved during the discussion at the last City Commission Hearing. City Attorney Benninger removed the green highlighting in the document live on screen. Mayor Trefry asked for a motion to approve Ordinance No. 2022-476 Utility Board Ordinance with edits.

Motion: *Motion made by Commissioner Ramsay-Vickrey, seconded by Commissioner DeNeale, to approve Ordinance No. 2022-476 with edits.*

DISCUSSION: *None.*

ON THE MOTION: *Roll call vote. Unanimous approval.*

Mayor Trefry stated that her hope is for ordinances, with the Commissions input, to have a clean reading in Commission meetings. City Attorney Dirk Smits stated that the live edits were done, and all is good to go.

B. Ordinances – Second Reading

a) Ordinance No. 2021-468 Comprehensive Plan Amendment: An Ordinance Of Key Colony Beach, Florida, Amending The Goals, Objectives And Policies Of The Future Land Use, Transportation, Housing, Infrastructure, Coastal Management, Conservation, Recreation And Open Space, Intergovernmental Coordination, And Capital Improvements, Elements Of The Comprehensive Plan; Adding A Property Rights Element And Accompanying Goal, Objective And Policies; As Mandated By Florida Statutes 163.3177; Providing For Transmittal To The State Land Planning Agency; Providing A Conflicts Clause And Severability Clause, Providing An Effective Date.

Mayor Trefry read Ordinance No. 2021-468 and stated her understanding that the Water Management Plan and Comprehensive Plan will be addressed individually. Mayor Trefry asked if Jim LaRue from LaRue Planning was available on Zoom. Mr. LaRue had technical difficulties unmuting himself but was able to after login back into the Zoom meeting. Mr. LaRue gave a review on adopting the plan amendments, which were initiated several months ago, and include updates to the property rights element and the capital improvements element, as well as other elements to modernize the comprehensive plan. Mr. LaRue reported on the Response to the Objections, Recommendations, and Comments Report to the DEO, and explained the different objections and corresponding solutions that were given. Vice-Mayor Tom Harding asked Mr. LaRue on the question on sea level rise and the timeline of the city addressing the issue prior to August 3rd. Mr. LaRue explained that it is a deadline that has been given but an extension can be given, and that he has a clear understanding of what is expected. Commissioner DeNeale asked Mr. LaRue on the separation between the Comprehensive Plan and the Water Plan. Mr. LaRue stated that the response included that the Water Plan has been revised and submitted to the SFWM for compliance purposes. Mr. LaRue further stated that the Water Plan is not part of the Comprehensive Plan and that the Commission will have a separate motion so it can be amended in the future without having the Comprehensive Plan amended. Commissioner DeNeale asked Mr. LaRue if it is mentioned in the Comprehensive Plan that the Water Plan is being handled separately, to which Mr. LaRue stated that the policies are changing the Comprehensive Plan, and along with the submittal of the plan amendments the Water Management Plan will be submitted as well. Mr. LaRue explained further that the Water Management Plan was part of the response but is no longer part of the Comprehensive Plan but a separate document.

Mayor Trefry called for two separate votes and called for a motion on adopting the 2022 Water Supplies Facilities Workplan Update.

MOTION: *Motion made by Commissioner Sutton, seconded by Commissioner Ramsay-Vickrey, to adopt the 2022 Water Supplies Facilities Workplan Update.*

DISCUSSION: *None.*

ON THE MOTION: *Roll call vote. Unanimous approval.*

Mayor Trefry asked for a motion to approve Ordinance No. 2021-468 Comprehensive Plan Amendment.

MOTION: Motion made by Commissioner DeNeale, seconded by Commissioner Sutton, to approve Ordinance No. 2021-468 Comprehensive Plan Amendment.

DISCUSSION: None.

ON THE MOTION: Roll call vote. Unanimous approval.

10. Commissioner's Reports or Comments

Commissioner DeNeale had no report.

Commissioner Sutton had no report.

Vice-Mayor Harding updated on continuing answering questions to the State for the Flood Panels and reported that things are going well. Vice-Mayor Harding further updated on FEMA being awarded additional monies and the cost split will go to 90/10 instead of 75/25 which in return will mean a lower cost of funding for the city if approved. Vice-Mayor Harding continued his update by reporting that the Transportation Committee met recently and for Chief DiGiovanni to be informed that FDOT has started work with some of the city's request on US1 and the Causeway. Vice-Mayor Harding further reported that the Transportation Committee is considering a separate Transportation Committee for Monroe County of which FDOT is supportive of.

Commissioner Ramsay-Vickrey reported on participating in the Walk-n-Wag Charity event at Sunset Park dedicated to children with cancer. The Commissioner further reported on touring the city with Public Works Department Head Mike Guarino, attending the dedication to the new government facility in Plantation Key, attending the Strategic Planning Townhall in the Middle Keys, meeting with KCB Community Leaders, touring the city with Kimmeron Lisle from the Code Board and Beautification Committee, and attending a Marathon Chambers After-Hours Event. Commissioner Ramsay-Vickrey continued by reading a public service announcement which addressed the need for fostering animals from the Marathon Animal Shelter in case evacuations are needed during a hurricane.

Mayor Trefry reported on having contacted Representative Moony, Senator Albritton's office, as well as Senator Rodriguez' office and reminded everyone that the city's lobbyist group will be here next week. Mayor Trefry thanked everyone for working hard to receive the 2.6 Million in appropriation funds and thanked City Administrator Dave Turner.

11. City Attorney Dirk Smits thanked the Commission for working with Attorney Ryan Benninger for passing the days ordinances and stated that he is available for questions. City Attorney Dirk Smits updated that Mr. Harper appealed the Code Boards Stipulation Order but stated that this should have no impact at this point. The Commission had no further questions.

12. The meeting adjourned at 11:12 a.m.

Respectfully Submitted,

Silvia Gransee

City Clerk

ADOPTED: June 23, 2022

Silvia Gransee

City Clerk