

# **AGENDA**

## **KEY COLONY BEACH CITY COMMISSION REGULAR MEETING & PUBLIC HEARING**

Thursday, October 19, 2023 – 9:30 am

Located at the Temporary Meeting Place for the City of Key Colony Beach,  
at the Key Colony Inn Banquet Room, 700 W. Ocean Drive, Key Colony Beach  
& Virtually via Zoom Conferencing

[Zoom Login Information at the end of this Agenda](#)

### **1. Call to Order, Pledge of Allegiance, Prayer, Roll Call**

### **2. Agenda Additions, Changes & Deletions**

### **3. Special Request**

- a. Proclamation for the support of Red Ribbon Week October 23-31, 2023
- b. Special Request by Havana Jack's for extended music hours for the night of December 31<sup>st</sup>, 2023 – Lisa Ferrante

### **4. Announcement of Commencement of Closed Attorney/Client Session pertaining to 'Laurie Swanson vs. Key Colony Beach' Case No. 23-CA-000205-M; per FS 286.011 (8).**

### **5. Re-opening of Special Meeting and Termination of Closed Session**

### **6. Citizen Comments and Correspondence**

Key Colony Beach, Code of Ordinances: Sec. 2-90. - Public participation

**(1) Public participation on agenda items:** Members of the public may speak for three minutes on any agenda items; and may only speak once unless waived by a majority vote of the commission.

**(2) Decorum.** Members of the public shall not make inappropriate or offensive comments at a city commission meeting and are expected to comply with the rules of decorum that are established for commissioners. Individuals who violate any rules of the city commission may be ruled out of order by the mayor or on a point of order made by a commissioner. A majority vote of the city commission will rule on the point of order. An individual who violates the rules of decorum may be removed from the meeting at the direction of the mayor.

### **7. Approval of Minutes**

- a. September 7, 2023 - First Budget Public Hearing Minutes
- b. September 7, 2023 – Special Meeting to fill vacant seats on the Utility Board Meeting Minutes
- c. September 20, 2023 – Townhall Meeting for public input on the relocation of the tennis courts
- d. September 21, 2023 – Second/Final Budget Public Hearing
- e. September 21, 2023 – City Commission Public Hearing

### **8. Committee and Department Reports**

- a. Marathon Fire/EMS – Marathon Assistant Fire Marshal Card
- b. Police Department – Chief DiGiovanni
- c. Building Department – Building Official Leggett
- d. Public Works – Public Works Department Head Guarino

- e. *City Clerk – City Clerk Gransee*
- f. *Code Enforcement Officer – Code Officer Goldman*
- g. *Beautification Committee*
- h. *Planning & Zoning Board*
- i. *Recreation Committee*
- j. *Utility Board*

**9. City Administrator Items for Discussion/Approval**

- a. *Discussion/Approval of an Interlocal Agreement between the City of Key Colony Beach and the City of Marathon for the extension of services for the delivery of Emergency Medical & Fire Rescue Services*
- b. *Request for approval to hold a Townhall meeting for Fiber Optic Services – Smart City*
- c. *Approval of quotes for purchase of playground equipment for 1<sup>st</sup> Street*
  - i. *Quote N. 0267628 by Superior Recreational Products in the amount of \$27,465.55 for the purchase of a shade structure*
  - ii. *Estimate No. 51901 by Lanier Plans, Inc. dba KorKat in the amount of \$54,522.00 for the purchase of new playground equipment*

**10. Items for Discussion/Approval**

- a. *Review of December City Commission meetings*
  - i. *Organizational & Regular Meeting*

**11. Secretary-Treasurer’s Report**

- a. *September 2023 Financial Summary*
- b. *Approval of Warrant 0923 in the amount of \$493,520.20*

**12. City Attorney’s Report**

- a. *Explanation of procedures for filling vacant commission seat and invitation to apply*

**13. Ordinances & Resolutions**

- a. **SECOND/FINAL Reading of Ordinance No. 2023-487:** *An Ordinance of the City of Key Colony Beach, Florida Amending Chapter 101, Article VII of the Land Development Regulations of the City of Key Colony Beach, Florida to Enact Regulations Relating to Protection of Sea Turtles; Specifically Amending Article III “Environmental and Drainage Regulations”, Sections 101-79 through 101-92 "Reserved" to Establish Regulations Related to Sea Turtle Nesting Protection; Providing for the Repeal of all Ordinances or Parts Thereof Found to be in Conflict; Providing for the Repeal of all Code Provisions and Ordinances Inconsistent with this Ordinance; Providing for Severability; Providing for Inclusion In the Code; and Providing for an Effective Date.*
  - i. *Ordinance 2023-487: Protection for Sea Turtles*
  - ii. *Proof of Publication*
  - iii. *Impact Statement*
- c. **SECOND/FINAL Reading of Ordinance No. 2023-488:** *An Ordinance of the City of Key Colony Beach, Florida, Amending Article III, Chapter 101 of the Land Development Regulations Related to Reduction of Setbacks for Residential Pools; specifically amending Sections 101-13 and 101-26 of the Land Development Regulations to Provide for Reduced Setbacks for Pools Within The R-2b Zoning District; Providing for the Repeal of all Ordinances or Parts Thereof Found to be in Conflict; Providing for Severability, Repeal, and Codification in the Code of Ordinances; and Providing for an Effective Date.*

- i. *Ordinance 2023-488: Amendment for Pool Side Setbacks*
  - ii. *Proof of Publication*
  - iii. *Impact Statement*
- c. **RESOLUTION 2023-16:** *A Resolution of the City Commission of the City of Key Colony Beach, Florida, Adopting the Monroe County Multi-Jurisdictional Program for Public Information, providing new comprehensive outreach strategy options for the distribution of Flood Hazard information to Residents and Non-Residents and providing for an effective date.*
- d. **RESOLUTION 2023-17:** *A Resolution of the City Commission of the City of Key Colony Beach, Florida, Approving a One-Year Extension of the Agreement, Between the City of Key Colony Beach and the City of Marathon for the Provision of Emergency Medical and Fire Rescue Services; Proving for an Effective Date.*

**14. Commissioner’s Reports & Comments**

- a. *Commissioner Harding*
  - i. *Wastewater Status Update*
  - ii. *Mitigation Learning – FEMA/State of Florida Bureau of Mitigation – Hurricane Ian*

**15. Adjournment**

This meeting will be held at the temporary meeting place for the City of Key Colony Beach at the Key Colony Inn Banquet Room at 700 W. Ocean Drive, Key Colony Beach, Florida, and virtually via Zoom.

Join from a PC, Mac, iPad, iPhone or Android device:

Please click this URL to join.

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Passcode: 847196

Or One tap mobile:

+13052241968,,88388618565#,,,,\*847196# US

+13017158592,,88388618565#,,,,\*847196# US (Washington DC)

Or join by phone:

Dial(for higher quality, dial a number based on your current location):

US: +1 305 224 1968 or +1 301 715 8592 or +1 309 205 3325 or +1 312 626 6799 or +1 646 931 3860 or +1 929 205 6099 or +1 564 217 2000 or +1 669 444 9171 or +1 669 900 6833 or +1 689 278 1000 or +1 719 359 4580 or +1 253 205 0468 or +1 253 215 8782 or +1 346 248 7799 or +1 360 209 5623 or +1 386 347 5053 or +1 507 473 4847

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“Members of the public may speak for three minutes and may only speak once unless waived by a majority vote of the commission.”

Letters submitted to the city clerk to be read at the Commission Meeting will be made part of the record but not read into record. Persons who need accommodations in order to attend or participate in this meeting should contact the city clerk at 305-289-1212 at least 48 hours prior to this meeting in order to request such assistance. If a person decides to appeal any decision made with respect to any matter considered at any meeting, that person will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.