

**MINUTES**  
KEY COLONY BEACH  
CITY COMMISSION REGULAR MEETING  
Thursday June 8, 2017 9:30 A.M.  
City Hall Auditorium

1. **Call to Order, Pledge of Allegiance, Prayer, and Roll Call:** The Regular Meeting of the Key Colony Beach City Commission was called to order by Mayor John DeNeale at 9:30 A.M. followed by the Pledge of Allegiance and Prayer.

*Present:* Mayor John DeNeale, Vice Mayor Ron Sutton, Secretary/Treasurer Jim Pettorini, Commissioner Jerry Ellis and Commissioner April Tracy. *Also Present:* City Administrator Chris Moonis, City Clerk Kathryn McCullough, City Attorney Tom Wright, Building Official Ed Borysiewicz, Assistant Building Official Gerard Roussin, Police Officer Chuck Griffin and Fire Chief John Johnson. Excused: Chief DiGiovanni. Public - 4

2. **Approval of Minutes:**

**MOTION:** Motion made to approve the minutes of the 05/10/2017 Special Commission Meeting.

**ON THE MOTION:** Unanimous approval.

**MOTION:** Motion made to approve the minutes of the 05/11/2017, with corrections.

**ON THE MOTION:** Unanimous approval

3. **Agenda Additions, Changes, Deletions:** None Requested.

4. **Special Requests:** -

A. **Report Microcommunities and Key Colony Beach:** Alison Morales, Department of Health (DOH), reported she has a Master's Degree in Public Health. She has been with DOH for 5 years focusing on Community Public Health. The results of the interviews, approved by the Commission in January, have been tabulated and are very interesting. Basically Key Colony Beach is a very healthy community. After sharing all the results with the Commission, Ms. Morales requested approval to report the results directly to the citizens at a public meeting on June 27, 2017 at 5:30 pm in Marble Hall. The Commission approved the meeting by consensus.

5. **Committee and Staff Reports:**

A. **Marathon Fire/EMS** –Fire Chief John Johnson reported, due to a software system upgrade, he was unable to ‘pull a report’. He reminded everyone it is storm season. Even yesterday’s rainstorm resulted in downed branches. Everyone should have trees trimmed in preparation for the season. He also reminded everyone to dump standing water after a rain to deter mosquitoes. The fire at the Vaca Key Marina in Marathon was bad, however he was disappointed the news did not report 80% of the traps, 3 buildings and several vessels were saved. Monroe County Fire and Monroe County Sherriff also responded to the call. It was fortunate there was no wind. The State Fire Marshall’s office is investigating to determine the cause of the fire.

B. **Recreation Committee** – No report.

C. **Beautification Committee** –No report.

**D. Disaster Preparedness Committee** –Building Official Borysiewicz reported a truck load of sand was delivered for sand bags.

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

**F. Utility Board** –No report.

**G. Police Department** –Officer Griffith reported Chief DiGiovanni is attending the Medical Examiners Nomination Committee Meeting. Officer Griffith stated there has been 2 reports, 3 medical/alarm calls, 11 Sheriff Office assist responses and 12 miscellaneous calls since the last meeting. The Police Department also issued 24 code enforcement warnings, 19 traffic warnings and 1 traffic citation. A lock has been placed on the water hose bib valve at the Public Works garage to stop unauthorized use of the water. A resume has been received for the Police opening. Chief DiGiovanni has sent an application to be completed. The Sheriff's office continues to cover the vacant night shift position. Chief DiGiovanni is covering the weekend boat patrol shifts.

**H. Building and Public Works** –

1. Approval of a 4 post 24,000 # boat lift at 56 7<sup>th</sup> Street.

**MOTION:** Motion made by Vice Mayor Sutton, seconded by Commissioner Ellis, to approve a 4 post 24,000 # boat lift at 56 7<sup>th</sup> Street.

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

2. Approval of a 4 post 24,000 # boat lift at 66 7<sup>th</sup> Street.

**MOTION:** Motion made by Mayor DeNeale, seconded by Commissioner Pettorini, to approve a 4 post 24,000 # boat lift at 66 7<sup>th</sup> Street.

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

Building Official Borysiewicz announced Assistant Building Official Roussin will be in Orlando June 12<sup>th</sup> and June 13<sup>th</sup> to obtain the provisional license for 1 and 2 family dwelling inspector. He is also seeking permission to take the test for Building Code Administrator. Mr. Borysiewicz is recruiting for another inspector for 1 and 2 family dwellings. The new inspector will allow Gerard to step into the Building Official position when Mr. Borysiewicz retires. Joey and Alan are trimming trees at the sewer plant, the boat trailer yard and other areas around the City. They are also cleaning the storm drains. Mr. Borysiewicz reported he will be attending a Building Official Conference next week for continuing education credits. After the conference he will be on vacation for a few weeks. Mayor DeNeale asked how the storm drains functioned during the recent rain storm. He reported 5 inches at his home. Mr. Borysiewicz reported all the storm drains are operating properly. The 'lake' on Shelter Bay Drive is full. There was standing water on West Ocean Drive but it had drained by this morning. The flood at Clara Blvd. is caused by a Department of Transportation (DOT) drain under US 1. It drains, but very slowly. The issue has been addressed with DOT numerous times.

**I. City Secretary/Treasurer** – Commissioner Pettorini reported the May financial reports have not been distributed. A portion of the May report, available the Budget Workshop, shows income is still ahead of projections. The estimated taxable value for

fiscal year 17/18 is \$696,786,323 as reported by the Monroe County Property Appraisers. This is a 7.8% increase over the previous year taxable value.

**J. City Clerk** - City Clerk McCullough reported the front desk has been very busy with \$2,000 collected in temporary boat storage requests since Memorial Day. Becky Todd has 30 people signed up for a Property Manager Class scheduled for June 15, 2017. Blanca Kulig is attending a Grant Symposium.

**K. City Administrator:**

1. **Use of Key Colony Beach City Logo** City Administrator Moonis reported the City has been approached for the use of the logo. Mr. Moonis suggested it would be best to evaluate the use of the logo on a case by case basis. Florida Statue gives the governing body discretion concerning the use of its seal. Commissioner Tracy said the patrons of the Cabana Club really love Key Colony Beach. Because of this, she thought it would be a good idea to have the logo on the Cabana Club coolies. Commissioner Ellis asked City Attorney Wright if approving the use of the logo for the Cabana Club would it open it up for others to use the logo? City Attorney Wright stated Florida Statue and the Attorney General opinion, give the City discretion over the use of the logo. A precedent would be set by allowing it. He suggested a motion should include a period of time for use of the logo and for a specific purpose. Mayor DeNeale asked if the logo should be added to the City code along with requiring permission from the Commission for its use. Attorney Wright answered it is in the Florida Statutes, therefore, does not need to be included in the City code. Mayor DeNeale said use of the logo for promotion of the City is good, however, the logo should not be used for false identification. He suggested the City adopt the logo as the official logo of the City.

**MOTION:** Motion made by Mayor DeNeale, seconded by Vice Mayor Sutton, to adopt the logo as the official City logo.

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

**MOTION:** Motion made by Mayor DeNeale, seconded by Vice Mayor Sutton, to allow the Cabana Club to use the City logo on its coolies for a period of 5 years.

**Discussion:** Commissioner Tracy recused herself from the vote.

**ON THE MOTION:** Commissioner Pettorini, yes. Vice Mayor Sutton, yes. Commissioner Ellis, yes. Mayor DeNeale, yes. Motion passed.

2. **Grants Update**

City Administrator Moonis advised there is a grant available for FY 2022-2023 for funding to alleviate traffic congestion on US1. He requested anyone with ideas, on way(s) to alleviate traffic on the Causeway, let him know and he will write the grant. Mayor DeNeale indicated the biggest traffic bottleneck is in Islamorada. City Administrator Moonis asked for authority to submit a Federal Cops Community Policing Development Grant. This grant will pay for a community police officer for 3 years on a 75/25 split. The Commission approved submittal of the application for this grant. Mr. Moonis advised the Department of Economic Opportunity (DEO) is releasing funding for technological assistance grants to develop an economic strategy. The grants are for \$5,000 to 15,000 in one area and \$25,000 to \$40,000 in another area. Mayor DeNeale asked if this funding could be used for a Comp Plan update. Mr. Moonis answered in the affirmative. Mr. Moonis is working with Corky Spehrley on a TDC bricks and mortar grant to construct restrooms at Sunset Park. Commissioner Ellis reported the original

idea was to purchase restrooms and construct a concrete pad to set them on. Corky has revamped that idea and wants to build a tiki hut partitioned in the middle to use as rest rooms. Corky reported to Commissioner Ellis these bathrooms could be constructed for about \$15,000. Corky also reported he could get contributions to cover the cost and therefore not need the grant. Building Official Borysiewicz has sent the plans to FEMA for evaluation. Anything constructed below the flood elevation would require a variance and flood proofing. He is waiting for an answer from FEMA. Vice Mayor Sutton reminded everyone Sunset Park was devastated by Hurricane Wilma in 2005. He would prefer a block building. It could be surrounded with tiki to make it ascetically pleasing. Mr. Moonis stated the handicap ramp would be too long if built above the flood plain. Another issue is placement as a portion of the park was purchased with State funds. Mr. Moonis would like Commission approval to pursue a TDC grant. City Attorney Wright said the City needs to be mindful of the restrictions placed on the Sunset Park by the State.

City Administrator Moonis reported he is working with all the stake holders concerning the Pickleball courts. He has met with the Marathon Fire Chief and Marathon City Administrator with reference to the Emergency Management contract. He has met with Darryl Rice concerning the Golf Course lease. He continues to work on a policy concerning the use of electronic devices and on an investment policy. Commissioner Ellis offered background on the Pickleball issue which started because too many people were trying to play on too few courts. The answer to the problem is to have more courts so people would not have to wait hours for a chance to play. He has also met with the Marathon Recreation Supervisor and the Mayor of Marathon to request Pickleball courts be constructed that City.

6. **Unfinished Business:** N/A

7. **Commissioners Open Discussion:** N/a

8. **Items for Discussion/Approval:** N/A

10. **Commissioner Reports and Comments:** Commissioner Pettorini, as a follow-up to last meeting's discussion on aligning City elections with Monroe County, asked if there would be enough time for a referendum to change to a four year term. Mayor DeNeale asked if there is a Commission consensus to move forward. The Commission agreed there is a consensus to explore a charter amendment for the purpose of aligning the City elections with Monroe County. Mayor DeNeale asked Commissioner Pettorini to spearhead the effort. City Attorney Wright said the first step would be to meet in a workshop to formulate charter revision language to place on a referendum.

11. **City Attorney:** City Attorney Wright reported no updates on the manhole case. No other issues are on the legal front.

12. **Citizen Comments and Correspondence:**

City Clerk McCullough reported a note from the Department of Economic Opportunity thanking Mayor DeNeale for meeting with them and for the opportunity to visit our beautiful city.

Toni Appel, 38 7<sup>th</sup> Street, asked if extra security is in place for lobster mini season. Mayor DeNeale responded a coordinated effort between the County, the Coast Guard and Fish

and Wildlife during the season. Also divers are not permitted in the canals or within 300 feet of the shore line for, prior to the start of mini-season and for the first two weeks of the regular season.

There being no further issues, the meeting adjourned at 10:20 A.M.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Kathryn McCullough". The signature is written in a cursive style with a large initial "K" and "M".

Respectfully submitted,  
Kathryn McCullough, City Clerk

**Note: These minutes are unofficial and have not been formally approved by the Commission. The approval will be at the next scheduled Commission meeting.**

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