

MINUTES
KEY COLONY BEACH
CITY COMMISSION SPECIAL MEETING
Monday, December 14, 2015, 3:00 p.m.
City Hall Conference Room

1. **Call to Order and Roll Call:** The Special Meeting of the Key Colony Beach City Commission was called to order by Mayor Ellis at 3:00 p.m.

Present: Mayor Jerry Ellis, Secretary Treasurer Jim Pettorini, Vice-Mayor Ron Sutton, Commissioner Geraldine Zahn and Commissioner Tucker DeGraw. *Also Present:* City Clerk Cathy Henninger Public: 18

2. **MOU Discussion** Mayor Ellis thanked everyone for coming to the meeting. He provided a brief background as to the reason for the meeting and the work that has been done to this point to get the memorandum of understanding that the DEO has presented for review today. Mayor Ellis explained the leadership at the DEO that the City has met with and worked with for the past 3 years are leaving or have left the agency. Jesse Panuccio, Executive Director is leaving the State Agency January 8, 2016 which is the reason for calling the special meeting and the urgency of the Commissions' decision on this proposed Memorandum of Understanding. He explained the cover letter directed to the City is the first confirmation in writing of the ability of the City to continue to issue permits without a rule. The City will submit new building permits to the State DEO office electronically for approval. The turnaround time for approvals is a maximum of 45 days. The City has been assured the average time for turn-around will be less than a week.

Ed Borysiewicz has reviewed this requirement with Mayor Ellis and does not see a problem with this procedure. Mayor Ellis offered copies of the new document as well as the 2004 MOU that this will replace. Mayor Ellis stated that he had reviewed the proposed MOU with Attorney Wright as well. Mary Schmidt, 13th Street requested that each page of the document be initialed to ensure no changes were made to the presented document. Mary Schmidt also asked why the consultants were not in attendance and the city attorney for questions from the public at this meeting. Mayor Ellis stated that Attorney Wright is traveling and unable to call in and that the consultants are aware of this proposed MOU and support the signing of this agreement. Mayor Ellis stated he views this new MOU as a win for the City.

Motion: Made by Vice-Mayor Sutton, seconded by Commissioner Pettorini to approve the signing of the Memorandum of Understanding with the DEO dated December 2015.

Discussion: John DeNeale, 10th Street stated he was glad to hear the City would not be under ROGO. He did voice concern the 60 permits limitation over the next ten (10) years remains in place. Mary Schmidt, 13th Street asked why the urgency to sign this and validation of whether the City remains under the 60 building permit limitation for new buildings. Mayor Ellis explained this MOU replaces the one of 2004. Paul Cole, 8th Street asked for clarity of the details of the MOU. Eve Povolo, Monte Christo for the record stated she wants to know what happened to the 2012 MOU that was signed with DEO and whether the limitation of 6 permits per year over 10 years remains in effect. She asked why the City attorney was not present for questions from the public.

After no further questions or discussion the Commission took a vote.

On the Motion: Roll Call Vote: Yes: Pettorini, Sutton, Zahn, Ellis, Abstain: DeGraw

Motion carries.

Meeting adjourned at 3:35 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Cathy Henninger". The signature is written in a cursive, flowing style.

Cathy Henninger, City Clerk, CMC

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