

MINUTES

KEY COLONY BEACH CITY COMMISSION REGULAR MEETING & PUBLIC HEARING

Thursday, February 16, 2023 – 09:38 a.m.

City Hall Annex & Virtually via Zoom Conferencing

1. Call to Order, Pledge of Allegiance, Prayer, Roll Call: *The Regular Meeting and Public Hearing of the Key Colony Beach City Commission was called to order at 9:38 am followed by the Pledge of Allegiance, Prayer, and Rollcall. **Present:** Vice-Mayor Beth Ramsay-Vickrey, Commissioner Tom Harding, Commissioner Freddie Foster, Commissioner Joey Raspe, Mayor Patricia Trefry. **Also Present:** City Administrator Dave Turner, Chief Kris DiGiovanni, Code Enforcement Officer Barry Goldman, Public Works Department Head Mike Guarino, City Clerk Silvia Gransee, Administrative Assistant Christine McLeod, Police Officer John Buckwalter.*

Public attendance: 62

Virtual: 42

2. Agenda Additions, Changes & Deletions: *City Administrator Dave Turner reported taking lead for Jack Crowley under Item 3a. due to health issues. City Administrator Turner also added the topic of “Pickleball Play on 7th Street” under his report. Commissioner Harding added a financial addendum to his financial report as Secretary-Treasurer.*

3. Special Request

a. St. Patrick’s Day Parade: *City Administrator Turner updated on the parade preparations and asked potential volunteers to contact City Hall for support or information. City Administrator Turner asked the Commission for approval to use the streets for the parade. Mayor Trefry gave additional information on the line-up time for City Officials. Mayor Trefry asked for a motion for the approval to use the City streets for the St. Patrick’s Day Parade.*

MOTION: *Motion made by Commissioner Raspe, seconded by Commissioner Foster, to use the City Streets for the St. Patrick’s Day Parade.*

DISCUSSION: *None.*

ON THE MOTION: *Rollcall vote. Unanimous approval.*

4. Citizen Comments and Correspondence: *Mayor Trefry invited the audience for public comment and reminded of the three-minute time restriction. Administrative Assistant McLeod explained the new timing device.*

Bob Willey, 580 11th Street, spoke on the topic of City Hall.

Joe Schmidt, 430 4th Street, spoke on the topic of City Hall.

Florence Roseborg, 430 4th Street, spoke on the topic of the City Hall.

Mary Cornford, 45 7th Street, spoke on the topic of City Hall.

Chet Dunn, 101 E. Ocean Dr., spoke on the topic of City Hall and the Post Office.
Joanne Bower, 451 11th Street, spoke on the topic of City Hall.
Larry Mills, 251 4th Street, spoke on the topic of City Hall and Commissioner's responsibilities.
James Withrow, 180 14th Street, spoke on the topic of City Hall and financials.
Corky Spehrley, 520 12th Street, spoke on the topic of City Hall.
Sandra Humphrey, 230 14th Street, spoke on the topic of City Hall and expressed agreement with public comments.
Mike Boomer, 77 11th Street, spoke on the topic of City Hall and Pickleball.
Mary Grace, 75 7th Street, spoke on the topic of City Hall.
Dave McKeehan, 2 5th Street, spoke on the topic of City Hall and withdrew his previous support for the rebuild.
Sandy and Gary, 46 Sadowski, spoke on the topic of City Hall and asked for a referendum on the issue.
John Graves, 75 7th Street, spoke on the topic of City Hall and financials.
Pete Diez, 480 4th Street, spoke on the topic of City Hall and financials.
Sue Bartkus, 140 1st Street, spoke on the topic of City Hall and agreed with the request for a referendum.
Steve Buckeridge, 740 9th Street, spoke on the topic of City Hall.
Judy Burger, 580 9th Street, spoke on the topic of City Hall.
Liz Montgomery, 420 10th Street, spoke on the topic of City Hall.
Ed Borysiewicz, 771 12th Street, spoke on the topic of City Hall.
Joanne Stewart, Key Colony Point, Unit 1, spoke on the topic of Buttonwoods at Sunset Park.
Laurie Swanson, 620 9th Street, spoke on the topic of City Hall and not being able to use the current facility.
Sandy Bachman, 171 8th Street, spoke on the topic of City Hall.
Doug Kous, 341 11th Street, spoke on the topic of City Hall.
James Lotts, 12 7th Street, spoke on the topic of City Hall and possible tax increases.

Mayor Trefry thanked everyone for their comments and asked the Commission on feedback to discuss the subject of the City Hall rebuild at this point or later. The Commission agreed to discuss the topic immediately.

Mayor Trefry asked to move the City Administrator's City Hall update to the current discussion. There were no objections.

City Administrator Turner addressed questions raised during Citizen Comments including questions on the Post Office, ADA compliance, a 20-year lease for the Post Office, assessments, cost of running a new building, cost of insurance rates, evacuations during storms, size of the new Marble Hall, and current offices. City Administrator Turner further addressed questions on the government offices being overly expensive.

Mayor Trefry asked on obtaining flood insurance for the old building which City Administrator Turner expressed might pose difficulties. Commissioner Harding gave additional thoughts on insurance being expensive. City Attorney Smits gave further input on the question of acquiring flood insurance.

Commissioner Harding gave insights on current debt, available monies, and expected expenses. Commissioner Harding continued reporting on the evaluation of a bank loan, and repeated financial information that was given at the January City Commission meeting. Commissioner Foster stated that a bid is needed for expected building costs and re-building costs, and a timeline to end speculations.

Vice-Mayor Ramsay-Vickrey asked about informing the audience on CRS (Community Rating System) and possible insurance increases. Vice-Mayor Ramsay-Vickrey agreed with the need for a bid for building costs and thanked Commissioner Harding for his detailed report in January.

City Administrator Turner explained the CRS to the audience and the correlation to flood maps, percentages in insurance breaks, and the City's anticipated standings. City Administrator Turner continued talking on rebuilding and the potential issues involved with rebuilding City Hall on the new flood map zones. City Administrator Turner gave further information on the new flood map zones and location of the City Hall. City Administrator Turner further updated on the approved building plans by the state and stated that the plans are ready to go out for bid.

Commissioner Raspe thanked the audience for their public comment and expressed his understanding of feelings in the audience and stated that the Commission will work on providing hard data.

Commissioner Harding spoke on the documented rise of sea levels and predicted rises in the next decades which Commissioner Harding stated should give thoughts for the rebuilding of City Hall. City Administrator Turner updated on possible financial help from Tallahassee and that no final update has been given from FEMA.

Commissioner Harding explained current received grants and outstanding grant requests to Tallahassee which will be decided in July.

City Administrator Turner asked the Commission for approval to put the building plans out to bid and explained the option of declining a bid if the Commission does not agree with the numbers. The Commission discussed the benefits of receiving a bid. City Administrator Turner further explained the process of putting out the bid package and clarified the process.

Commissioner Foster asked for the consideration to obtain a bid to redo the old City Hall building. City Administrator Turner and Commissioner Harding gave their thoughts on the suggestion. Vice-Mayor Ramsay-Vickrey suggested to move forward with LIVS to put out the plans for bid and gave thoughts on losing the Post Office if remaining in the old building, in addition to increases in flood insurance due to CRS. Vice-Mayor Ramsay-Vickrey gave further thoughts on drawbacks trying to repair in the flood zone and stated the need to go out for bid. Commissioner Raspe explained that bids are not etched in stone and agreed with obtaining a number to repair the old building.

Mayor Trefry stated that the Hardening Grant will go away with the rebuilding of the old City Hall which City Administrator Turner further explained had been extended and explained estimated timeline for completion. The Commission directed City Administrator Turner to have an updated fact sheet on the new City Hall to be put up on the website. Commissioner Harding asked for a review prior to it being made public.

Mayor Trefry asked for a motion to put existing plans out to bid, and a report from staff on what is needed for a comparable plan to be put together for a repair the old City Hall building. Mayor Trefry clarified for an estimate only with a recommendation.

Commissioner Harding suggested a rebuild option for costs would not be a formal estimate it may include errors. Mayor Trefry asked for other factors to be included including flood insurance, ADA compliance, Post Office, Grants, and insurance rates.

MOTION: *Motion made by Commissioner Foster, seconded by Commissioner Raspe, to put the existing state approved building plans out for bid.*

DISCUSSION: *None.*

ON THE MOTION: *Rollcall vote. Unanimous approval.*

MOTION: *Motion made by Commissioner Foster, seconded by Commissioner Raspe, to compile a document of what it will take to bring the existing building back to pre-Irma conditions, to include pros and cons and overall comparisons between built and re-built.*

DISCUSSION: *Commissioner Raspe asked for the importance to compare line-item to line-item.*

ON THE MOTION: *Rollcall vote. Unanimous approval.*

MOTION: *Motion made by Mayor Trefry, seconded by Vice-Mayor Ramsay-Vickrey, for Commissioner Harding to be in charge of compiling the documentation.*

DISCUSSION: *City Administrator Turner reminded that the State Department would need to give approval if the City Commission decides to choose the rebuilding path.*

ON THE MOTION: *Rollcall vote. Unanimous approval.*

Mayor Trefry asked for a 10-minute break.

The meeting resumed at 11:23 am.

5. Approval of Minutes: *The Regular Meeting & Public Hearing Minutes from January 18th, 2023, were accepted as written with a minor name correction on Page 2 ‘Kirk Diehl’.*

6. Committee and Department Reports

a. *Marathon Fire/EMS: Marathon Fire Chief Mike Card updated on calls received during the last month. Fire Chief Card further updated on the Circus being in town, heavy traffic in Marathon, and the problem of people driving under the speed limit in the left lane. The City Commission had no questions.*

b-k. *Commissioner Harding thanked Public Works Department Head Guarino for cleaning the 7th Street public restroom. Commissioner Harding further thanked Administrative Assistant Christine McLeod on the upcoming business tax license workshop and commented on the Ocean Front lot landscaping to the City Administrator. City Administrator Turner updated on the use of the current Stormwater Project staging area on 10th street and explained the current effort of using the Ocean Front lot for the new Stormwater staging area.*

The Commission had no other comments or questions.

7. Items for Discussion/Approval

a. Discussion/Approval on Recommendation by the Utility Board to approve the Raftelis Wastewater Rate Study in the amount of \$29,445.00.

Mayor Trefry reported on the agenda item to the Commission.

City Administrator Turner advised that the recommendation is only for discussion to hear what direction the Commission wants to go.

Commissioner Foster gave his opinion on the study.

Commissioner Harding gave his background on the Utility Board and suggested that the study can go forward internally and gave further thoughts on the topic.

Vice-Mayor Ramsay-Vickrey shared her doubts if this should not be sent out for a rate study and gave her thoughts on the possible need for repairs. The Commission discussed if prior rate studies were held in the past with Commissioner Harding further explaining what is needed for a rate study. Vice-Mayor Ramsay-Vickrey agreed with Commissioner Harding's suggestion on how to go forward. Commissioner Foster gave further thoughts on the rate study and explained water usage in the City. Commissioner Harding gave further insights on how the City manages their wastewater cost assessment.

Toni Hairston, Raftelis representative, joined the discussion via Zoom and answered Commissioner's questions on the rate study. Utility Board Chair Toni Appell had to recuse herself and was not able to comment.

Vice-Mayor Ramsay-Vickrey agreed with Commissioner Harding's assessment of an internal study and the importance of understanding what the capital needs are. Commissioner Harding stated he is happy to work with the Utility Board, Jason Shepler from Mittauer, and Staff to go forward with an internal study.

b. Cure prior Motion on Approval of a 60,000 lb. Boat Lift Installation at 1 Sadowski Causeway

Mayor Trefry addressed the prior motion on the approval of the boat lift during the January 19th City Commission meeting and asked for a new motion to approve the 30,000 lb. boat lift for 1 Sadowski Causeway.

MOTION: *Motion made by Commissioner Raspe, seconded by Vice-Mayor Ramsay-Vickrey, to approve the 30,000 lb. boat lift for 1 Sadowski Causeway.*

DISCUSSION: *None.*

ON THE MOTION: *Rollcall vote. Unanimous approval.*

c. Discussion on open Board/Committee Positions and implementation of new Advisory Board & Committee Application

Mayor Trefry reported on the agenda item and opened the dais up for discussion. City Attorney Smits stated legal recommendations on page 56 of the agenda packet. Commissioner Foster gave the Commission suggestions for changes. The Commission agreed with the changes. Mayor Trefry asked for a motion to approve the Advisory Board and Voluntary Committee Application as revised.

MOTION: Motion made by Vice-Mayor Ramsay-Vickrey, seconded by Commissioner Foster, to approve the revised Advisory Board and Voluntary Committee Application.

Discussion: None.

ON THE MOTION: Rollcall vote. Unanimous approval.

d. Discussion/Approval of Appointment of current alternate member Jo Corso as a full member to the Beautification Committee (2-year term): Mayor Trefry asked for the individual approval of members to follow individual Boards and Committees. Mayor Trefry asked for a motion to appoint Jo Corso.

MOTION: Motion made by Vice-Mayor Ramsay-Vickrey, seconded by Commissioner Foster, to appoint Jo Corso as a full member to the Beautification Committee.

DISCUSSION: None.

ON THE MOTION: Rollcall vote. Unanimous approval.

e. (g) Discussion/Approval of Re-Appointment of Greg Burke as a full member to the Beautification Committee (2-year term): Mayor Trefry asked for a motion to re-appoint Greg Burke to the Beautification Committee.

MOTION: Motion made by Vice-Mayor Ramsay-Vickrey, seconded by Commissioner Foster, to re-appoint Greg Burke to the Beautification Committee.

DISCUSSION: None.

ON THE MOTION: Rollcall vote. Unanimous approval.

f. (h) Discussion/Approval of Re-Appointment of George Lancaster as a full member to the Planning & Zoning Board (2-year term): Mayor Trefry asked for a motion to re-appoint George Lancaster to the Planning & Zoning Board.

MOTION: Motion made by Commissioner Raspe, seconded by Vice-Mayor Ramsay-Vickrey, to re-appoint George Lancaster to the Planning & Zoning Board.

DISCUSSION: None.

ON THE MOTION: Rollcall vote. Unanimous approval.

g. (i) Discussion/Approval of Re-Appointment of Tom DiFransico as a full member to the Planning & Zoning Board (2-year term): Mayor Trefry asked for a motion to re-appoint Tom DiFransico to the Planning & Zoning Board.

MOTION: Motion made by Commissioner Raspe, seconded by Vice-Mayor Ramsay-Vickrey, to re-appoint Tom DiFransico to the Planning & Zoning Board.

DISCUSSION: None.

ON THE MOTION: Rollcall vote. Unanimous approval.

h. (e) Discussion/Approval of Appointment of current alternate member Doug Cuje as a full member to the Code Enforcement Board (3-year term): Mayor Trefry asked the Commission for

opinions on the Code Enforcement Board and stated her feelings on residents judging neighbors on a quasi-judicial Board. Mayor Trefry asked for a discussion on potentially moving to a Special Master. City Administrator Dave Turner gave input on costs for the past two Code Board Hearings and gave a cost comparison to a Special Master. Mayor Trefry gave her thoughts and asked for input from the Commission.

Commissioner Raspe gave his thoughts and concerns on time constraints.

Mayor Trefry gave her thoughts on Commissioner Raspe's comments.

Vice-Mayor Ramsay-Vickrey commented that a Special Master would help reduce liabilities and expenses.

Commissioner Harding gave his thoughts and reported receiving feedback from other local cities on delay of time, concern of no knowledge of the city, and citizens not being represented correctly. Commissioner Harding gave further thoughts on minor cases for the Code Board, and the current involvement of staff, and gave additional thoughts on received recommendations.

Mayor Trefry asked for additional input from staff. City Attorney Smits recalled his prior experience as a Special Master and gave thoughts on the topic in support of a Special Master.

Mayor Trefry gave additional thoughts on possible difficult positions for Board members.

Commissioner Foster voiced concern on the delay in time in the prior Special Master Hearing and the possible impact for respondents. City Attorney Smits gave his opinion on the decision-making process and possible explanations of delay and gave further information on alternative hearing processes.

Mayor Trefry gave further thoughts on establishing a quorum and the appearance of impartiality. City Attorney Smits explained the required quorum of four for the Code Board. Code Officer Goldman explained statutes and laws of the Code Enforcement Board. Discussion followed on a possible ordinance change to establish a quorum and further input from Commissioner Harding. City Attorney Smits asked for a consensus from the Commission to go forward. Mayor Trefry asked for a cost comparison for a Special Master. Commissioner Foster asked for the code requirements for a quorum. City Attorney Smits explained the requirements and possible changes.

Commissioner Foster expressed support for Mayor Trefry's position on neighbors judging neighbors and asked for more information on a Special Master. Mayor Trefry gave a past example of neighbors judging neighbors and further thoughts on the discussion of the Code Board.

Commissioner Harding asked for clarification on Code Board Hearings versus Planning & Zoning Meetings.

City Attorney Smits confirmed that a Special Master can be specified to be local with Code Officer Goldman giving more requirements for qualifications. Further discussion followed including staff recommendations, anticipated hourly rates, City staff cost, and the question on changing the ordinance.

Discussion followed on the next Code Board Hearing with Code Officer Goldman anticipating a more sufficient process.

Mayor Trefry concluded for the Commission to go forward with today's appointments and the Commission can decide on how to proceed at the next Commission meeting.

Mayor Trefry asked for a motion to appoint Doug Cuje as a full member to the Code Enforcement Board.

MOTION: Motion made by Commissioner Foster, seconded by Vice-Mayor Ramsay-Vickrey, to appoint Doug Cuje as a full member to the Code Enforcement Board.

DISCUSSION: None.

ON THE MOTION: Rollcall vote. Unanimous approval.

i. (f) Discussion/Approval of Appointment of current alternate member Pete Diez as a full member to the Code Enforcement Board (3-year term): Mayor Trefry asked for a motion to appoint Pete Diez as a full member to the Code Enforcement Board.

MOTION: Motion made by Vice-Mayor Ramsay-Vickrey, seconded by Commissioner Foster, to appoint Pete Diez as a full member to the Code Enforcement Board.

DISCUSSION: None.

ON THE MOTION: Rollcall vote. Unanimous approval.

j. (j) Discussion/Approval of Re-Appointment of Kimmeron Lisle as a full member to the Code Enforcement Board (3-year term):

Mayor Trefry asked for a motion to re-appoint Kimmeron Lisle to the Code Enforcement Board.

MOTION: Motion made by Vice-Mayor Ramsay-Vickrey, seconded by Commissioner Raspe, to re-appoint Kimmeron Lisle as a full member to the Code Enforcement Board.

DISCUSSION: Mayor Trefry voiced concerns going forward on a temporary basis. Commissioner Harding and Commissioner Foster voiced concerns as well.

ON THE MOTION: Rollcall vote. Commissioner Foster – No. Commissioner Raspe – Yes. Vice-Mayor Ramsay-Vickrey – Yes. Commissioner Harding – No. Mayor Trefry – No. The motion failed (3 three to (2) two.

Mayor Trefry stated the possibility on being able to look at the nomination in the future again.

k. Discussion/Approval of Recommendation by the Planning & Zoning Board for pool side Setback requirements changes in the R2B zone: City Administrator Turner reported on the recommended change from the Planning & Zoning Board and the benefit the change represents to residents. Mayor Trefry asked for a motion.

MOTION: Motion made by Commissioner Raspe, seconded by Vice-Mayor Ramsay-Vickrey, to decrease the side setbacks to five (5) feet in the R2B zone for pools.

DISCUSSION: Commissioner Harding stated this being a great example of the ordinances being fluid and streamlining the process.

ON THE MOTION: Rollcall vote. Unanimous approval.

l. Discussion/Approval of artwork for the purchase of banners by the Beautification Committee: Mayor Trefry addressed the agenda item and asked for clarification for funding of the project. City Clerk Gransee clarified the funding of the banners.

MOTION: Motion made by Commissioner Harding, seconded by Commissioner Foster, to approve the artwork.

DISCUSSION: None.

ON THE MOTION: Rollcall vote. Unanimous approval.

Mayor Trefry asked for a recess until 12:42 pm. The meeting resumed after recess.

m. Discussion/Approval of Project Manager for current 10th Street Stormwater Project: City Administrator Turner gave an update on the project status, update from the Building Official, and the need for a project manager. Commissioner Harding suggested to accept Commissioners Foster's prior proposal to finish the project. Commissioner Foster reiterated his offer to be a liaison and to connect with Jason Shepler, City Administrator Turner, and the Commission. City Attorney Smits expressed the importance of being a liaison only. Commissioner Harding gave further thoughts. Vice-Mayor Ramsay-Vickrey gave her concerns and reminded that the Commission functions as a whole. Vice-Mayor Ramsay-Vickrey stated concern on licensing, insurance, and perceptions by the public. Commissioner Raspe stated support for fact finding only. Mayor Trefry reminded of former Commissioner Sutton's involvement not being a decision maker and voiced further concerns on the Building Official's update. Mayor Trefry reminded on the Commission setting policy, and staff implementing it.

Commissioner Foster gave further thoughts on the remainder of the project. Additional discussion followed on a possible change of policies, the second phase of the project, and a project manager for the next phase, and what is needed to complete the first phase.

City Administrator Turner gave different options on how to go forward to have a project manager for the second phase. Further discussion followed.

The Commission agreed for Commissioner Foster to be the liaison for the remainder of the first phase and to observe and report only.

n. Discussion on Sunset of Ordinance No. 2022-479: An Ordinance of the City of Key Colony Beach, Florida, amending Chapter 2, Article VII, Sections 2-86-2-88, and 2-93 of the Code of Ordinances of the City of Key Colony Beach related to meetings of the City Commission, providing for the repeal of all ordinances or parts thereof found to be in conflict, providing for severability, repeal, and codification, providing for inclusion in the code of ordinances and providing for an effective date.

Mayor Trefry addressed the Commission on the agenda item and asked for feedback from the Commission.

Commissioner Raspe stated support for one meeting a month.

Vice-Mayor Ramsay-Vickrey voiced support for one meeting a month.

Commissioner Harding asked for City Clerks Gransee opinion. City Clerk Gransee explained her support for monthly meetings. Commissioner Harding agreed.

Commissioner Foster agreed with holding monthly meetings.

Mayor Trefry gave her opinions on the positives and negatives on holding meetings once a month and asked for more community engagement and better communication for residents.

The Commission agreed to continue with the first reading later during the meeting.

8. City Administrator Items for Discussion

a. City Hall Update

i. LiVS Update: *See after Citizen Comments & Correspondence*

ii. Post Office Update & iii. Key Colony Inn Update: *City Administrator Turner gave an update on the Post Office contract and the process of moving to the Key Colony Inn for meetings. City Administrator Turner clarified the timeline for Mayor Trefry for holding a presentation from the Baptist Hospital Group at the City Hall Annex.*

Commissioner Harding asked on backup options in case of damage to the Key Colony Inn. Discussion followed on possible options and scenarios.

iv. Question on flood insurance on vacant building: *City Administrator Turner spoke to the Commission on the question of the continuance of insurance for the vacant City Hall building. The Commission discussed the possibility of having monies prorated if the insurance will be cancelled at a later point and the possibility of making payments. City Administrator Turner clarified that this is just for flood insurance and recalled last year's liability insurance numbers. City Attorney Smits addressed options available for the Commission to go forward. Further discussion followed on the different options and the Commission agreed to drop the flood insurance.*

b. Stormwater Project Update

i. Update by Jason Shepler: *Received by the Commission.*

c. 2023 Personnel Manual & Policies: *City Administrator Turner reported on the additions that were made to the manual. Commissioner Foster asked on the overtime budget and explained his thoughts behind the question. The Commission gave further input on comp time and prior practices. Commissioner Harding voiced his concern on rollover vacation time and suggested for a reduction to one week. Commissioner Harding further suggested for Public Works Department Head Mike Guarino to be the contact person for the Disaster Emergency Management position on page 92. Commissioner Harding asked on the monthly Safety Committee report and suggested for a car infraction policy to be implemented.*

City Administrator Turner asked for clarification on the suggested changes. A discussion followed on the emergency management position, sick leave, vehicle use by Police Officers, the position of the safety coordinator, holding monthly safety meetings, personnel evaluation processes, and rollover on vacation time.

Mayor Trefry asked for Chief DiGiovanni to take his concerns on vacation rollover time to the City Administrator to bring back to the Commission.

d. Sunset Park Trimming Update: *City Administrator Turner gave an update on the information he received from the FWC and the need for a vegetation and species survey. Mayor Trefry commented on a possible need for procedures review for the future. City Administrator Turner confirmed the Buttonwood and Sea Grapes are considered a habitat and Sunset Park is an endangered species habitat.*

Vice-Mayor Ramsay-Vickrey and Mayor Trefry recalled experiences with endangered species and the difficulties associated with them.

e. Approval of Annual 7-meter KCB Bridge Run: City Administrator asked for approval for the annual 7-meter KCB Bridge Run. Mayor Trefry asked for a motion.

MOTION: Motion made by Commissioner Raspe, seconded by Vice-Mayor Ramsay-Vickrey, to approve the annual 7-meter Bridge Run.

DISCUSSION: City Administrator Turner stated that the date of the run will be confirmed upon approval.

ON THE MOTION: Rollcall vote. Unanimous approval.

City Administrator Turner gave updates on received grants for the year 2023, the possibility of a cyber security grant, and the request for funds in Tallahassee. Commissioner Harding explained the importance of the vulnerability grant.

f. Introduction to the Smart City Concept – Fiber Optic Services for Key Colony Beach:

City Administrator Turner spoke to the Commission on his vision for Key Colony Beach on fiber optic services and informed on possibilities, cost, benefits of independence from Wi-Fi, cable, and phone services. City Administrator Turner gave further details on the proposed service and benefits in case of a storm. City Administrator Turner described that this would be a line item on the tax bill and gave information on talking to the City of Golden Beach's City Administrator and Mayor.

Vice-Mayor Ramsay-Vickrey gave thoughts on the line-item on the tax bill, possible increases, and asked for more information on the topic.

The Commission continued discussion on possible cost, non-participation in the program, public involvement, yearly increases in cost, competitive vendors, and installation process.

The Commission gave a head nod to City Administrator Turner for more information.

g. Agenda addition: Pickleball Play on 7th Street: City Administrator Turner asked the Commission for guidance and direction on the use of the Basketball courts for Pickleball. Mayor Trefry gave a recollection on past behavior on court sharing and 7th Street residents opposed to Pickleball courts in the past. The Commission talked on the amount of people playing on the City's courts and the possibility of charging for the use of courts. City Administrator Turner updated on Pickleball and Tennis and the current situation of court sharing. Commissioner Foster gave his thoughts on both sports, shared his observations on activity on the basketball courts, and stated not seeing an issue letting the pickleball players try it. Mayor Trefry recalled stipulations that were given prior to building additional courts on 8th Street and voiced concerns with outside people using the amenities. City Administrator Turner explained he will sit with the Committee and figure out a solution. Commissioner Harding indicated good news that people are using the City's facilities and suggested looking for different real estate. Commissioner Harding asked for a landscape architect to look at the City and see what might work for expansion. Discussion followed on possible solutions for using facilities for residents and guests. City Administrator Turner gave further possible solutions for the topic at hand. Mayor Trefry asked if a recommendation from the Recreation Committee can be brought for a long-term plan. Commissioner Foster went back to the original question on using the basketball court. Vice-Mayor Ramsay-Vickrey liked the idea of charging outside people using the City's facilities. Code Officer Goldman gave additional thoughts on enforcement. Commissioner Harding gave further thoughts on the use of cards for the use of pickleball courts. Mayor Trefry

recalled a previous offer from a resident to help build additional pickleball courts. City Administrator Turner stated he will reach out to the Recreation Committee.

Commissioner Raspe commented on illegal parking destroying the grass and trash. Discussion followed on possible solutions. Commissioner Raspe further commented on the update of using the Key Colony Inn as a meeting facility and asked for the AED to be moved to the Restaurant.

9. Secretary-Treasurer's Report

a. January Financial Report: Secretary-Treasurer Harding gave the update for the January financials and an in-depth look at utilities. Secretary-Treasurer Harding reported that utilities will go over budget and gave further information on costs of electricity, including usage, rate increases, and electricity. Secretary-Treasurer Harding recommended an engineering study on motors, plants, and possible use of solar. Secretary-Treasurer Harding gave further information on the opportunity for grants and asks the Utility Board to follow up on electricity reduction.

Secretary-Treasurer Harding continued giving the financial report for January.

b. Discussion/Approval of Warrant No. 0123 in the amount of \$663,571.66: Secretary-Treasurer suggested for a motion to approve the Warrant in the amount of \$663,571.66. Mayor Trefry asked for a motion to approve Warrant No. 0123.

MOTION: Motion made by Commissioner Foster, seconded by Commissioner Raspe, to approve Warrant No. 0123 in the amount of \$663,571.66.

DISCUSSION: None.

ON THE MOTION: Rollcall vote. Unanimous approval.

10. City Attorney's Report

a. Upcoming required Advisory Board & Volunteer Committee Training set tentatively for March 13th, 10:00 am – 2:00 pm.

City Attorney Smits gave an update on the upcoming Board and Committee training. The City Commission had no questions.

b. Key Colony Beach Review & Update on Sec.17-1 Traffic Regulations

Chief DiGiovanni addressed the Commission on the agenda item and explained the new proposed code on e-bikes and electrical device use. Chief DiGiovanni explained the absence of a stated fine and suggested a fine of \$25.00 for e-bikes that go over 10 miles per hours to generally follow the State guidelines. Chief DiGiovanni stated the goal was to keep e-bikes speed down and to keep hoverboards and skateboards off the bike path and the streets. Chief DiGiovanni continued explaining the proposed changes in the traffic regulations and confirmed to add the definition of recreational vehicles with a speed limit of 25 mph. Further discussion followed on the bike path as a multi-use exercise path and enforcement, and additional signage. City Attorney Smits clarified that a vote is not needed for the ordinance to come back for first and second reading.

Commissioner Raspe asked on clarification on language in HB-597 which Chief DiGiovanni clarified.

11. Ordinances & Resolutions

a. First Reading of Ordinance No. 2023-481:

Ordinance No. 2023-481: An Ordinance of the City of Key Colony Beach, Florida, amending Chapter 2, Article VII, Sections 2-86, 2-88, and 2-93, of the Code of Ordinances of the City of Key Colony Beach related to meetings of the City Commission; providing for the repeal of all ordinances or parts thereof found to be in conflict; providing for inclusion in the Code of Ordinances and providing for an effective date.

City Attorney Smits addressed the minor changes of scrivener's error in the proposed Ordinance. City Attorney Smits explained the changes that were made including the first meeting date in December and the first reading date which was changed to February 16th.

Mayor Trefry continued to give the first reading of Ordinance No. 2023-481 and asked for a motion to approve.

MOTION: *Motion made by Vice-Mayor Ramsay-Vickrey, seconded by Commissioner Raspe, to approve the first reading of Ordinance No. 2023-481.*

DISCUSSION: *None.*

ON THE MOTION: *Rollcall vote. Unanimous approval.*

12. Commissioner's Reports & Comments

a. *Mayor Trefry update on City Commission Conference travels including the Legislative Action Days and League of Cities Conference.*

Mayor Trefry continued her report by updating on attending all City Board and Committee meetings virtually via Zoom, participation in the Fisherman's Hospital Medical Arts groundbreaking ceremony, and participating in the Baptist Hospital Tour of Medical Facilities in Miami and to bring more information of that tour to residents in the near future. Mayor Trefry continued reporting being part of the Monroe County Leadership Roundtable Discussion for Mayors on March 3rd and having participated in the monthly legal meetings in preparations for Commission meetings.

Commissioner Raspe reported on attending the inaugural Concert in the Park, as well as the February Code Board Hearing.

Vice-Mayor Ramsay-Vickrey reported volunteering for the KCBCA Pub Crawl at Havana Jacks, attending the Marathon City Council Vacation Rental Workshop, the KCB Fishing and Boating Club February meeting, the Concert in the Park, as well as the Chamber of Commerce monthly luncheon which focused on affordable housing through the County Land Authority and FEMA.

Commissioner Harding reported attending the South Florida Planning Commission Meeting which had good discussions on home rule and his intentions on attending an FDOT meeting on the replacement of the Long Key Bridge which unfortunately occurred during the current meeting. Commissioner Harding continued reporting on the approved FDOT Grant and upcoming planning meetings, updating CRS records, attending a webinar from the EPA on available wastewater funds, attending a meeting with the grant writer on upcoming grants, and a grant request involving the monitoring of wastewater for Covid 19. Commissioner Harding asked on agreement from the

Commission on representing City and to go forward with a meeting in support of the grant. The Commission had no objections and was in agreement.

***Commissioner Foster** reported attending various City volunteer meetings, the KCBCA Pub Crawl, the KCB Fishing & Boating Club meeting, and participation with the Mayor on the Baptist Fishermen's Hospital Presentation.*

***13. Adjournment:** The meeting adjourned at 3:10 pm.*

Respectfully submitted,

Silvia Gransee

City Clerk

ADOPTED: March 16, 2023

Silvia Gransee

City Clerk