

MINUTES

KEY COLONY BEACH
CITY COMMISSION REGULAR MEETING
Thursday, October 14, 2021, 9:30 a.m.
Marble Hall & Virtually via Zoom Conferencing

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 Sutton at 9:30 a.m. followed by the Pledge of Allegiance, Prayer, and a Moment of Silence.

Present: Mayor Ron Sutton, Vice Mayor Patti Trefry, Commissioner John DeNeale, and Commissioner Tom Harding.

Absent: Commissioner Kathryn McCullough – *excused for medical reasons.*

Also Present: City Administrator Dave Turner, City Clerk Silvia Gransee, Executive Assistant Saara Staten, City Attorney Dirk Smits, Fire Chief John Johnson, Building Official Gerard Roussin, Public Works Supervisor Mike Guarino, and Police Chief Kris DiGiovanni.

Public: (Virtual) 11 (Marble Hall) 3

2. Citizen Comments and Correspondence:

- A. Beautification Chair Greg Burke asked the Commission to approve Pam Geronemus as a new member to the Beautification Committee.

MOTION: Motion made by Vice-Mayor Trefry, seconded by Commissioner DeNeale, to approve Pam Geronemus to the Beautification Committee.

ON THE MOTION: Roll call vote. Unanimous Approval.

- B. Marie Flood had submitted an email on October 7th, 2021, voicing concern on the requisition request for three new vehicles for the city as well as tax revenue spending. Marie Flood was not present at Marble Hall nor via Zoom for further comments.
- C. Gary Furtak, 150 10th Street, spoke up via Zoom and explained the frustration on having the house on 820 10th street being in code violation.

3. **Approval of Minutes:** City Commission Public Hearing September 23, 2021
City Commission Final Budget Public Hearing September 23, 2021
City Commission Special Meeting September 23, 2021

MOTION: The minutes are accepted as written with no nays. All are in approval.

4. **Agenda Additions, Changes, Deletions:** None.

5. Special Requests:

A. Red Ribbon Week Proclamation:

Mayor Sutton read the Proclamation for Red Ribbon Week, which is October 22nd to October 28th, 2021.

MOTION: Motion made by Vice-Mayor Trefry, seconded by Commissioner Harding, for the Proclamation of Red Ribbon Week.

ON THE MOTION: Roll call vote. Unanimous Approval.

B. KCB Entrance Landscape Design Presentation by Florida Friendly Landscaping:

Beautification Committee Member Kimmeron Lisle presented FLL for the beautification of the KCB entrance. FLL designs environmentally smart gardens that thrive in the Florida environment. Kimmeron Lisle introduced Claire Lewis and Michelle Mularz from Florida Friendly Landscaping via Zoom. Claire Lewis is the FLL coordinator that designed the initial garden design as well as the landscape design for City Hall. Michelle Mularz was also introduced as the horticulturist for FLL. Claire Lewis continued to show her Zoom presentation on recommended plants and trees. Tom Harding asked the question on irrigation, which Claire Lewis replied to that no irrigation was required unless extreme drought was present. Commissioner Trefry asked about the issue on

Iguanas and whether the plants were chosen with the knowledge of problems with iguanas feeding on plants. Claire Lewis explained that the plants chosen typically do not become problematic with the iguanas.

Dave Turner asked Mayor Sutton the question on the possibility of removal of the iguanas. Mayor Sutton explained that laws have changed in the removal of them, however, iguanas most likely will never be eradicated. Commissioner Harding suggested trying an Iguana Removal Company which has been successful in his association. Commissioner Harding will bring more information on this.

6. Committee and Staff Reports:

A. Marathon Fire/EMS: Fire Chief Johnsen reported 4 medical calls, 1 internal fire alarm, 1 public assist. The chief also cautioned to be still aware of storms. Today is the High School Homecoming Parade. Traffic between the 7-mile bridge and the north end of city will be slower.

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 – Freddie Foster: No Report

H. Police Department: Chief DiGiovanni reported since the last meeting there were 2 reports of hit and runs, 1 firearm was found which was turned over to the MCSO, 5 medical alarms, 11 sheriff backups, 21 miscellaneous calls, traffic citations, 3 traffic warnings, 50 code enforcements, 3 code warnings. The tip line had calls on serving civil documents, trashcans, loud noises, vehicles parked at resident's houses, dogs on golf course, and trailer issues. Sgt. Jamie Buxton helped while the Chief was out on vacation, and Ian from Public Works helped with handing out flyers. Ian is testing at the college today, and if all goes well will proceed with police testing. Electric skate and hover boards will be added to the code for the safety of walkers. Next meeting a new patch design will be shown. On September 30th a bicycle helmet fitting class was attended. This will help with pedestrian and bicyclist safety. Commissioner DeNeale commended the Boat Patrol.

I. Building Department – Gerard Roussin:

1. Request Approval to Purchase (2) 2021 Ram Classic 1500 in the amount of \$47,846

Building Official Roussin explained the benefits of requiring new trucks as well as the problems the current truck is having. The trucks that are being replaced will move to Public Works or somewhere else where they are needed. Mayor Sutton also explained that the trucks are not being paid with taxpayer money. Dave Turner explained the trucks are being paid with building permit monies. No cost to the taxpayer.

MOTION: Motion made by Commissioner Harding, seconded by Commissioner DeNeale, to approve the requisition of the (2) new vehicles for the Building Department.

ON THE MOTION: Roll call vote. Unanimous Approval.

Gerard Roussin informed that there is still lots of traffic in the building department office. Permits and new house permits are still requested. Building Official Roussin also explained that the vacation rental inspections are at least 90% finished. They are still working on system that works for everybody. DeNeale talked about lots that are not maintained. Dave Turner will send an email blast on Monday to send first warning to owners that are not complying. Mayor Sutton says that rules must be followed to stay the Gem of the Florida Keys. Gerard Roussin is excited for new code enforcement officer. DeNeale mentioned some well know code violations that need to be addressed on 10th street. The owner, Bruce Schmitt was emailed this morning by Gerard Roussin. Vice-Mayor Trefry was asking what time frame there was for the needed repairs. Gerard Roussin explained that it takes a least 6 months to do Army Corp paperwork. The owner was also stuck due to Covid in Costa Rica for 6 months. New Code Officer will address issue next week. 160 10th Street has a lien against them. The property on 1000 W. Ocean has permits in place but no work has been done. Mayor Sutton said that the yard for this property looks terrible and is a terrible image for the city. Dave Turner confirmed that fines will go up October 28th and a reminder will be sent out via email blast.

J. Public Works – Michael Guarino:

Hand dryers have been installed at Sunset Park. Golf Course has been trimmed and is ready for season. Wednesday Public Works will help the Police Department getting arrows and do not block pointers painted. The work will be done between 9:30am and 12pm with possible traffic delays. Vice-Mayor Trefry asked for an update on the golf course club house. Michael Guarino replied that this afternoon test colors will be applied, and he will let Vice-Mayor Trefry know when ready.

J. City Secretary/Treasurer: No Report.

K. City Clerk: No Report.

L. City Administrator – David Turner:

1. Request Approval to Purchase 2021 Dodge Charger 4dr Sdn SXT in the amount of \$23,441:
City Administrator Dave Turner explained that the current vehicle will go to the new code enforcement officer. Dave Turner explained life span and cost efficiency for the city. The current vehicle has problems and should stay within the city limits. Vice-Mayor Trefry explained that she is hesitant on the expense on the vehicle. She asks if mileage reimbursement was possible. Dave Turner that the money in budget, however, it is the decision of the Commission. If the car is used for code and the car breaks down, there will be no car. Dave Turner further explained the benefits for the city overall.

MOTION: Motion made by Commissioner Harding, seconded by Mayor Sutton, to approve the requisition of the (1) new vehicle for the City.

ON THE MOTION: Roll call vote. Unanimous Approval.

Discussion: Commissioner DeNeale voiced his support for the requisition of the vehicle and the purpose it will fulfil. Mayor Sutton agreed with the Commissioners opinion. Dave Turner confirmed the repurpose option for the new vehicle and different uses for it.

2. Update on House Bill 2057

Dave Turner worked with City Representative and Florida Senator and is working on the funding for street projects and City Hall as well as Grants that were approved last Commission Meeting. The Appropriations Project Request has been signed and is in Tallahassee for further approval.

3. Additional Notes

KCB named best place for a wedding for Best of Marathon

Dave Turner has attended different meetings for funding.

American Rescue funding has disbursed \$201,000 to the City of Key Colony Beach. Jennifer Johnson will see what projects the money can be spend on.

Vacation Rental meeting with Department Heads was held to help the new Code Enforcement Officer.

There will be no more Farmers Market in KCB, will be held in Duck Key now.

Dave Turner stated that he is working with Kimmeron Lisle on 10 extra items for Key Colony Beach to be added to the Resolution which will go before the county and then to the Florida Department for Transportation for projects on US1.

New Code Enforcement officer will start on Monday.

Boat ramp fees discussions in the City of Marathon. Key Colony Beach residents must be treated the same as Marathon residents.

Job description will go out for new Public Works position to replace Jesse.

Commissioner DeNeale inquired about the Vacation Rental Inspections and Dave Turner explained that by next year all rentals will comply.

7. Items for Discussion /Approval:

A. Discussion/Approval of Financial Services by Bishop, Rosasco & Co. in the amount of \$84,000 per year

Dave Turner voiced his satisfaction on the services that are being provided and that Jen will be starting training City Clerk Gransee on QuickBooks, invoice payments etc. Mayor Sutton asked for a reliable schedule for the accountant to be on premises. City Administrator Dave Turner confirmed that a reliable schedule will be

reestablished and that he will inform the Commission of it. He also invoices are paid on time and checks go out in a timely manner.

MOTION: Motion made by Vice-Mayor Trefry, seconded by Mayor Sutton, to approve the Financial Services by Bishop, Rosasco & Co.

ON THE MOTION: Roll call vote. Unanimous Approval.

B. Discussion/Approval to Modify Rental Fees for Sunset Park

City Administrator Dave Turner stated that he would like to change the Fees for City Park Rentals. The fees would not change for residents. He suggested an increase for Marble Hall from \$62.50 to \$75.00/hour and City Park events from \$25.00 to \$100.00/hour. Venue fees within 10 miles each way would be \$500.00, and vendors would be required to buy a package.

Discussion: Vice-Mayor Trefry asked Chief Digiovanni if the current fee for Police Services of \$50.00/hour need to be changed. Chief Digiovanni stated that he is satisfied with the current \$50.00/rate.

MOTION: Motion made by Commissioner DeNeale, seconded by Vice-Mayor Trefry, to modify the rental fees for Sunset Park.

ON THE MOTION: Roll call vote. Unanimous Approval.

8. Approval of Warrant: None.

9. Ordinances and Resolutions:

A. Resolution 2021-15 Opioid Litigation

Mayor Sutton stated the intent of Resolution No. 2021-15 to join with the State of Florida as a participant in the Florida Memorandum regarding opioid litigation.

MOTION: Motion made by Vice-Mayor Trefry, seconded by Commission Harding, to adopt the Resolution regarding Opioid Litigation.

ON THE MOTION: Roll call vote. Unanimous Approval.

10. Commissioner Reports:

Vice-Mayor Trefry: None

Commissioner DeNeale will not be able to attend the next Commission Meeting.

Commissioner Harding completed Ethics Training and informed that FEMA will have new webinars for improving flood insurance.

Mayor Sutton: Also attended Ethics Course. In addition, the KCB flag was lowered in honor of Rusty Stevens for 3 days. The flag will be shipped to Rusty Stevens wife after it will be taken down.

City Administrator Dave Turner: BOCC Meeting will be coming up and Dave Turner will be attending it. Vice-Mayor Trefry also voiced concern about the current insurance coverage in particular emergency room use.

11. City Attorney Report – Dirk Smits:

A. Discussion of the Implementation of a “Swim Zone”

City Attorney Smits explained the project of the “Swim Zone” and the intent of it. Smits wanted to make clear on expenses on installation, maintenance. Mike Guarino stated that from previous experience there is a high cost of buoy maintenance program. The cost is estimated to be significant. Commissioner Harding stated that boat traffic is intermittent and that he is not aware of any accidents in recent history. Commissioner DeNeale voiced the same opinion.

Commissioners agreed that there is no reason to pursue the matter.

B. Discussion to Increase the City Administrator/Mayor Discretionary Spending Maximum to \$3,500

Amendment to code needed for a change in discretionary spending. Attorney Dirk Smits would like to know if the intent is there to proceed with the change. Commissioner Harding stated that he believes the spending maximum should be at least \$5000.00. Mayor Sutton asked Dave Turner on times were the 2500 were exceeded. He answered that materials have gone up tremendously and that the money is in the budget and sometimes restrictions hold him back. Mayor Sutton agreed with the reasoning and City Attorney Smits will go ahead with

the process.

B. Update on Key Colony Beach Logo Trademark

The logo is in the system and the process is underway to have the trademark completed.

C. Update on Senate Bill SB280

City Attorney Smits explained the purpose of the Bill and referred to the summary explanation. The city will have to put forward ordinances regarding this bill which will go into effect October 2022. A template must be put in place prior to that date.

The meeting adjourned at 11:18 a.m.

Respectfully Submitted,

Silvia Gransee

Silvia Gransee, City Clerk