

MINUTES

KEY COLONY BEACH CITY COMMISSION REGULAR MEETING

Thursday, September 11, 2008, 9:30 a.m.

City Hall Auditorium

1. Call to Order, Pledge of Allegiance, Prayer, 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 and Prayer. *Present:* Mayor Ron Sutton, Vice-Mayor Rusty Stevens, Commissioner Jeff Vorick, Commissioner Geraldine Zahn, Commissioner Seneca “Tucker” DeGraw. *Also Present:* Attorney Thomas Wright, Police Chief Robert Petrick, Building Official Edward Borysiewicz and City Clerk Vickie Bollinger. Public: 4
2. Approval of Minutes: Regular Meeting August 28, 2008
Approved as written.

3. Special Requests

Boat Dock – Floating Dock at KCB Marina – Terry Fisher, Owner

Mr. Fisher stated he would like to install floating boat docks at the marina. The docks would be removed prior to a storm. He said this would require new concrete pilings with rollers and would make it easier for smaller boats to use the facilities. This dock would be installed at the end of the covered area.

Building Official Borysiewicz stated that the commission has never approved floating docks, that this dock met all other requirements for a permit, and would need Army Corps approval.

Motion – Moved by Commissioner Vorick, seconded by Commissioner Zahn, to approve installation of a floating boat dock, subject to all other permit conditions being met, at the KCB Marina, Terry Fisher, Owner. Roll Call Vote: Unanimous approval.

Commissioner Vorick stated that Mr. Fisher may want to sell the marina and that the city should consider asking for the right of first refusal. He said the city may want to own this facility and asked that the commission keep it in mind for future consideration.

4. Committee and Staff Reports

A. Recreation Committee – No report.

B. Beautification Committee – No report.

C. Disaster Preparedness Committee – Building Official Borysiewicz stated the recent storm had kept staff and others busy securing the city before Hurricane Ike and clean-up after. The city has not been notified if FEMA will reimburse the city for most of the costs associated with this storm. He gave a preliminary damage assessment including landscape debris and beach erosion at Sunset Park, condos, and ocean front businesses.

Commissioner Vorick led a discussion about communication from EOC officials during storm events and how decisions to evacuate were made. Businesses were greatly affected, but the Keys were not hit directly from Hurricane Ike. Commissioners agreed there was a need for improved communication from EOC officials directly to citizens.

D. Planning & Zoning Committee – No report.

E. Utility Board – Building Official Borysiewicz reported that an 8 inch air line ruptured during Hurricane Ike which caused the plant to be shut down. Plant Operator Dave Evans and city public works staff worked during the storm to repair the air line.

Committee and Staff Reports – continued

F. Police Department – Chief Petrick reported the storm had kept the department busy.

G. Building Department/Public Works – Building Official Borysiewicz reported:

- hurricane preparation and clean-up had kept them busy.
- a permit for a single family home on 14th Street would probably be issued tomorrow.
- fire hydrant installation would begin next week.
- the Causeway milling and repaving will begin about October 1.

In response to a question from Commissioner Vorick, Building Official Borysiewicz stated that he did not recommend requiring contractors to be licensed in the city; that county licensing was sufficient to enforce licensing and work rules.

H. City Secretary-Treasurer – Commissioner Vorick stated the city is in good financial shape.

I. City Clerk – City clerk stated that staff continues to process business tax renewals and that the budget public hearing on September 8, 2008 would probably be rescheduled for September 15, 2008 at 5:15 p.m.

5. Unfinished Business - None

6. Items of Discussion/Approval

Stormwater Project Request by Mr. & Mrs. DeNeale

Commissioners and Mr. DeNeale discussed the request for additional improvements to the stormwater system in front of their property at 660-670 10th Street. It was stated and generally agreed that:

- the recent stormwater project was not intended to resolve all stormwater issues but make significant improvements.
- there are other issues (including from adjacent properties) that may result in more ponding on the DeNeale property than there should be.
- some ponding can be expected during heavy rains, such as during Tropical Storm Fay.
- the streets are crowned so that water flows onto the right-of-way.
- when it was agreed to install pipe and rock in place of the open swale it was known that it was less efficient at stormwater control.

Mr. DeNeale withdrew his request.

Mayor Sutton directed Building Official Borysiewicz to review the stormwater control at the adjoining properties and have corrections made if needed to try to improve the situation for the DeNeales.

7. City Administrator Items For Discussion/Approval

Stormwater Update on 9th and 10th Streets

Mayor Sutton stated:

- the workshop to discuss police staffing had been cancelled due to Hurricane Ike. He asked it to be rescheduled for September 22, 2008 at 9:30 a.m. Commissioners agreed.
- the stormwater project was delayed due to the hurricane, but the project will be completed to comply with the grant deadline.
- a preconstruction meeting will be held today regarding the Causeway repaving. Fire hydrants will be installed prior to the repaving.
- Golf Course Manager, Mary Spano, had asked that Todd Spano be allowed to assist her with landscape, irrigation and other issues, especially after storms. Commissioners agreed as long as he was not involved in the daily operation of the course.

City Administrator Items For Discussion/Approval - continued

- also with the golf course, the lease payment was late and that Ms. Spano could only pay part of the payment at this time. She had requested until mid October to pay the balance of the September payment and all the October payment. He stated he had met with her and discussed the effect of the recent storms, revenues and expenses. Attorney Wright advised that the commission could abate the payment or give additional time to pay. Commissioners agreed to accept payment as requested by October 15, 2008.

8. Ordinances and ResolutionsResolution 2008-11 Amending Personnel Policy for Longevity Pay

Attorney read by title only Resolution 2008-11.

Motion – Moved by Commissioner DeGraw, seconded by Vice-Mayor Stevens, to adopt Resolution 2008-11 Amending the Personnel Policy for Longevity Pay. Roll Call Vote: Unanimous approval.

9. Commissioners' Reports or Comments

Commissioner Zahn commended city staff for their efforts during the storm and encouraged all citizens to remove garbage receptacles from the streets rather than drive around them.

Commissioner DeGraw stated that he had talked to the Anderson family about moving the monument, but no decision had been made. He suggested selling the flag pole that is now by the monument. Commissioners discussed moving that pole, other options for the pole, and then directed Building Official Borysiewicz to research the existing pole and options.

Vice-Mayor Stevens stated there were no rental issues and asked about putting house numbers on garbage cans.

Current ordinances require that owners have house numbers on every garbage receptacle. City clerk was directed to include a note on the sewer bill reminding owners to put numbers on their garbage receptacles.

10. City Attorney Report – Thomas D. Wright

Attorney Wright stated that the roller blade case was settled for \$10,000 which is less than it would have cost to take it to trial. There are no pending legal matters for our city.

11. Correspondence & Citizen Comments

Correspondence - None

Citizen Comments

John DeNeale, 10th Street, asked about the requirement for sewer inspections.

Building Official Borysiewicz explained that the Utility Board continues to repair and maintain the sewer collection system, but that there is infiltration and exfiltration on private property. Owners have until June of 2011 to get an inspection by a licensed plumber. It is important to identify these leaks and get them corrected. Mayor Sutton will follow-up with the Utility Board to provide more specific guidelines for the inspections.

The meeting adjourned at 10:35 a.m.

Vickie L. Bollinger, City Clerk

Note: A mechanical recording has been made of the meeting of which these minutes are a part, and a copy is on file in the office of the City Clerk, as a public record.