

# MINUTES

KEY COLONY BEACH  
CITY COMMISSION REGULAR MEETING  
Thursday, September 24, 2015 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 Ellis at 9:30 a.m. followed by the Pledge of Allegiance and Prayer.

*Present:* Mayor Jerry Ellis, Vice-Mayor Ed Wovas, Secretary Treasurer Jim Pettorini, Commissioner Ron Sutton and Commissioner Zahn. *Also Present:* Attorney Tom Wright, City Clerk Cathy Henninger, Building Official Ed Borysiewicz, Fire Chief John Johnson and Police Chief Kris DiGiovanni. *Public:* 8

2. **Approval of Minutes:** Commission Meeting September 10, 2015 Approved as submitted.

3. **Special Request:**

4. **Committee and Staff Reports:**

**A. Marathon Fire/EMS** –Chief Johnson reported there were 4 medical calls, 3 alarm calls and 5 public assists during the past two weeks. On behalf of the Rotary Club he thanked the Commission for the use of Marble Hall for the “Best of Marathon” Event to be held in Marble Hall this Saturday evening.

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

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

**D. Disaster Preparedness Committee** – No report.

**E. Planning & Zoning Committee** –No Report.

**F. Utility Board** – Chairman Teague stated the Commission has the proposal before them recommended by the Utility Board for 3<sup>rd</sup> Generation Plumbing to replace the pipe underwater for the lift station on Coral Way at a cost of \$14,150.00. He reported the DEP has granted permission for this repair and the City is awaiting Army Corp approval. Once approval is granted, the Utility Board wants to begin work immediately. He asked for questions. Mayor Ellis stated this repair is been in the works for some time and discussed with the Commission at length which is why there may be no questions at this time.

**Motion:** Made by Vice-Mayor Wovas, seconded by Commissioner Zahn to authorize payment to 3<sup>rd</sup> Generation Plumbing in the amount of \$14,500.00 as soon as Army Corp approval is received.

**On the Motion:** Approved by unanimous consent.

**G. Police Department** – Chief DiGiovanni reported they are still investigating a broken window to a home on 7<sup>th</sup> Street. There was one alarm call in the past two weeks (10<sup>th</sup> Street) no issue found. Key Colony Beach Officers assisted the Sheriff’s Office with 4 calls consisting of suspicious subjects at two locations, vehicle crash and a suspicious vehicle at the Holiday Inn location. 8 miscellaneous calls were handled ranging from assistance with locked vehicles, trespassing, verbal arguments, vessel assist, wellness checks, assistance to renters with boats and location assistance. 4 warnings were issued for code violations and one citation issue during this past two weeks. The watch order program; daily business checks; traffic enforcement; bicycle and vehicle patrols continue as well.

**H. Building and Public Works** –Ed Borysiewicz reported the public works staff are cleaning the wastewater cassettes on a weekly schedule. The repairs to the Causeway Bridge are now complete. The playground equipment at the 7th Street Park is being repaired. The Australian Pines at the Golf Course have been trimmed by the Public Works staff. New pipes and fresh drains were installed at the end of the 5<sup>th</sup> Street to alleviate a standing water issue. Code citations were issued for trash can violations in the amount of \$1,200.00 this past two weeks. Applications for building permits were submitted with payments of \$6,700.00 in the past two weeks. One stop order was issued for working without a permit in this time frame. Inspections for vacation, commercial and long term are ongoing as we near the deadline. 5 sign variance applications have been received and processed.

**I. City Secretary/Treasurer** –Commissioner Pettorini stated we are at the end of the fiscal year and the City remains in good financial shape. He stated in October, he will review the final quarter financials and a year end summary. He stated the ad valorem rate for Key Colony Beach is 2.2513.

**J. City Clerk**–Cathy Henninger reported the property manager class held yesterday had 35 participants. Melanie met with the vendor to plan the transition to collect the annual storm water fee on the property tax bills for the City of Key Colony Beach in future years. Thanks to Commissioner Zahn’s assistance, the City has qualified to claim reimbursement for the expenditures at Waterfront Park in the amount of \$23,000.00. This is the FRDAP Grant valued at \$50,000.00. Good news was received from the DEO on the pending Mayfield Grant (\$1,000,000.00); the bonds are to be released for sale and distributions will begin mid October. The City has a claim in for approximately \$600,000.00 now and will submit a second claim for reimbursement of the balance for the expenditures that have been made at the wastewater plant thus far. The amount collected from parking and trash can citations for the fiscal year thus far are \$10,355.00. Inspections and the support work of the annual vacation, commercial and annual inspections are ongoing.

5 **Unfinished Business:** None.

6. **Items for Discussion/Approval:**

7. **City Administrator Items for Discussion/Approval**

A. **Mobilitie Public Utility**– Mayor Ellis stated that based upon his research and discussions with Mobilitie representatives he was unsatisfied with their information and does not recommend the City enter into an agreement with them.

**Motion:** Made by Vice-Mayor Wovas seconded by Commissioner Sutton to reject the right of way agreement with Mobilitie with the City.

**On the Motion:** Approved by unanimous consent to reject the offer.

B. **Glen Boe & Associates** – Mayor Ellis asked that this item be added to the agenda due to the time constraints of a grant application deadline. Mayor Ellis proposed a Waterfront Landing be built along the 7<sup>th</sup> Street Canal mangroves with walkovers to the Sadowski Causeway. This would allow daytime access to the restaurants and the island for day visitors arriving in the City by boat. No overnight dockage would be permitted along this landing. Engineered plans need to be submitted with this grant application with a deadline of the October 31<sup>st</sup>. As this request is preliminary step in the planning process, Mayor Ellis asked for approval to make the expenditure of \$7,500.00 for this initial step. Commissioner Sutton stated he could support this project once the public has an awareness and input in such a project.

**Motion:** Made by Commissioner Zahn, seconded by Commissioner Pettorini to authorize the expenditure for engineering cost of up to \$7,500.00 to Glen Boe & Associates

**On the Motion:** Roll Call Vote: Unanimous approval with the stipulation that the public be made aware of the proposed project.

**8. Ordinances and Resolutions**-None.

**9. Commissioner Reports & Comments:** Commissioner Zahn stated she will be away and unable to attend the October 22, 2015 Commission Meeting. Commissioner Sutton also stated he will not be available for the October 22<sup>nd</sup> meeting. Commissioner Sutton asked Commissioner Wovas what his plans are, since the public is asking if Vice-Mayor Wovas is leaving the Commission. Vice-Mayor Wovas stated he will provide proper notice and that the Commission will have his decision within the next thirty days. He did acknowledge that he is permanently relocating. Mayor Ellis stated that he will be traveling to Tallahassee to attend a Cabinet meeting with the Governor to discuss the MOU and vested building rights of the City. He stated he will make every attempt to state the City position and the accurate number of vacant parcels in the City. He acknowledged he is most hopeful that the City will not be placed under ROGO. He introduced April Tracy as a new candidate who will be running for Commission in the March election.

**10. City Attorney Report-** Attorney Wright stated there is no pending litigation in the City. He stated he did attend the Keys-wide Attorney luncheon on behalf of the City this past week.

**11. Correspondence and Citizen Comments:** Cathy reported that an email was received from Mr. and Mrs. Flanigan opposing the increase in vacation rental license fees. Tucker DeGraw asked for an update on the letter that the Mayor sent to the DEO regarding the City and their building rights. Mayor Ellis stated he received a call from Representative Raschein relaying the message that she had spoken with Mr. Panuccio and that the letter Mayor Ellis submitted did reflect the discussion and its intent.  
Meeting adjourned at 10:10 a.m.



Respectfully submitted,  
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.**