

City of Marco Island Florida

*51 Bald Eagle Drive
Marco Island, Florida
cityofmarcoisland.com*



Meeting Minutes - Final

Monday, May 6, 2024

2:00 PM

Workshop - City Code Update

Community Meeting Room

City Council

Chair: Jared Grifoni

Vice-Chair: Erik Brechnitz

*City Council: Rich Blonna,
Greg Folley, Becky Irwin,
Darrin Palumbo, Joe Rola*

City Manager: Mike McNees

Assistant City Manager: Casey Lucius

City Attorney: David N. Tolces

City Clerk: Joan Taylor

1. Call to Order

Chair Grifoni called the Workshop to order at 2:00 P.M.

2. Roll Call

Present: 6 - Councilor Blonna, Vice-Chair Brechnitz, Councilor Folley, Councilor Palumbo, Councilor Rola and Chair Grifoni

Not Present: 1 - Councilor Irwin

(Note: Councilor Irwin joined the Workshop beginning at 2:02 P.M.)

Also Present

Michael McNees, City Manager
Casey Lucius, Assistant City Manager
Joan Taylor, City Clerk
David Tolces, City Attorney
Tracy Frazzano, Police Chief (arrived at 2:04 P.M.)
Dave Ennis, Police Captain
Keith Richter, Community Service Officer Supervisor
Chris Byrne, Fire Chief
Daniel J. Smith, Community Affairs Director (arrived at 2:08 P.M.)
Mary Holden, Senior Planner
Raul Perez, Chief Building Official
Martin Luna, Video/Broadcast Technician
Jim Kornas, Recording Specialist

3. Business

[ID 24-3523](#) Municipal Code Audit Update - Jeff Katims, Complete Cities

Chair Grifoni outlined the purpose of the Workshop, and he invited City-hired consultant, Mr. Jeff Katims, to review his proposed changes to the City of Marco Island Municipal Code in follow-up to his Municipal Code Audit that was initially reviewed in a City Council Workshop on April 24, 2023.

Mr. Katims briefly reviewed the objective of the initiative, and he presented his recommendations to streamline, organize, and more effectively align the City's Code of Ordinances with existing State statutes and regulations. Through the course of the Workshop, Mr. Katims responded to a number of questions from members of the Council.

The following summarizes the Council's direction to Mr. Katims and the City Staff:

- 1) Proceed with removing current provisions in the Code related to fees and fines; bring those before Council as Resolutions for annual Council review and approval;
- 2) Remove restatements of State regulatory and statute provisions currently included in the City's Municipal Code, and replace them with referencing citations to ensure ongoing, up-to-date alignment with those State regulations and statutes;
- 3) Retain sections related to the City's: a) investment policy; b) procurement policies and procedures; c) travel policies and procedures; d) provisions related to the administrative processing of development and redevelopment applications; and, e) post disaster redevelopment plan, Chapter 6, Article VI, within the

existing Municipal Code of Ordinances;

4) Proceed to include all proposed edits and additions as drafted in Sections 1 - 14, 18 - 26, and 32 - 54 of the Municipal Code of Ordinances with the exception of the following:

a) Section 2-121 (6) : add "...member of the Board of Trustees of the Marco Island Community Parks Foundation ..." as a duty of the City Clerk;

b) Section 4-10 (a) & (b) : remove the adjective "anatomically"; revert to using original language references for female, male, his, her;

c) Section 18-211 : add "swale" to the definition of "watercourse";

d) Section 18-145 (3a), (3b), (4a) & (11c) : consult with the subject matter expert, such as FWC or Audubon contractor to determine if a more uniform protection zone around named, protected animal species is practical and can be specified in the Code

e) Section 18-104(b)(2)(3): review timing aligned with decibel vs. audible reading within General Noise Prohibitions.

6) Proceed to engage with City Staff in preparing a proposal to audit and recommend modifications to Sections of the Municipal Code that were identified as "out of scope" in the initial Audit: Chapter 4, Alcoholic Beverages and Chapter 18, Article II, Environment .

The Council also directed Mr. Katims and Staff to work towards completing all additions and modifications within six weeks from the date of this Workshop so that: 1) the Council may be provided at least 30 days to review the final recommended City of Marco Island Municipal Code and; 2) a First Reading of the updated Municipal Code of Ordinances is provided at the July 22 City Council Meeting.

4. Public Comment

No members of the public came forward to offer comment.

5. Adjournment

There being no further business before the Council, Chair Grifoni adjourned the Workshop at 3:15 P.M.

Jared Grifoni, Council Chair

ATTEST:

Joan Taylor, City Clerk

PREPARED BY:

Jim Kornas, Recording Specialist