



# City of Key West, FL

City Hall  
1300 White Street  
Key West FL 33040

## Action Minutes - Final

### City Commission

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Tuesday, March 7, 2017

6:00 PM

City Hall

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**ADA Assistance:** It is the policy of the City of Key West to comply with all requirements of the Americans with Disabilities Act (ADA). Please call the TTY number 1-800-955-8771 or for voice 1-800-955-8770 or the ADA Coordinator at 305-809-3811 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

**CALL MEETING TO ORDER - 6:00 P.M.**

#### ROLL CALL

**Absent** 1 - Commissioner Payne

**Present** 6 - Commissioner Kaufman, Commissioner Lopez, Commissioner Romero, Commissioner Wardlow, Commissioner Weekley and Mayor Cates

**INVOCATION - Pastor Ozzie Vater, Fifth Street Baptist Church**

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**APPROVAL OF AGENDA -** Commissioner Lopez asked to add on a Resolution, it did not meet with unanimous support and therefore not added to the agenda. The Agenda was approved unanimously as changed removing Item #7 from the Consent Agenda.

#### PRESENTATIONS

**1** Healthiest Weight Community Champion Award - Bob Eadie

**Sponsors:** Commissioner Lopez

**Received and Filed**

**City Attorney's Report**

**City Manager's Report**

**CONSENT AGENDA\***

\*Item is considered to be routine and enacted by one motion with no separate discussion, unless requested by a Commission Member or citizen, in which event the item will be removed from the order and considered in its normal sequence on the agenda. The City of Key West may take action on any matter during this meeting, including items that are not set forth within this agenda.

**MINUTES**

2 \*February 22, 2017 (Regular)

**Attachments:** [Minutes](#)

**Approved**

**RESOLUTIONS**

3 \*Opposing Florida House Bill 17, which, if passed, would place an expiration date on certain ordinances already in effect, and prohibit municipalities from establishing local regulations on businesses, professions and occupations.

**Sponsors:** Commissioner Weekley

**Attachments:** [Resolution](#)  
[House Bill 17](#)

**Passed**

Enactment No: Res 17-072

4 \*Authorizing Zonta Foundation of Key West, Inc. to conduct an Annual Zonta Radio Day on Friday, April 28, 2017 from 3:00 P.M. to 9:00 P.M.; Pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of a portion of Catherine Street between Simonton Street and the entrance to Gato Building parking lot from 3:00 P.M. to 9:00 P.M.; Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances from 3:00 P.M. to 9:00 P.M.; Authorizing the sale and consumption of alcoholic beverages within the enclosed area.

**Sponsors:** City Manager Scholl

**Attachments:** [Resolution](#)  
[Application](#)  
[Advertisement](#)

**Passed**

Enactment No: Res 17-073

- 5 \*Authorizing free use of Key West Public Transportation on March 17, 2017; Encouraging residents and visitors to use public transportation throughout the year.

**Sponsors:** City Manager Scholl

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Daily Route Report](#)

**Passed**

Enactment No: Res 17-074

- 6 \*Approving the attached "Agreement for the Conveyance of Real Property" between the City of Key West and the School Board of Monroe County for a .264-acre parcel of land adjacent to College Road and Gerald Adams School, pursuant to Article VII, Section 7.03(a) of the Key West City Charter.

**Sponsors:** City Manager Scholl

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Parcel C Conveyance Agreement Packet](#)

**Passed**

Enactment No: Res 17-075

- 7 \*Approving the purchase of 45 Protective Electrical Relays from Basler Electric, Inc. in an amount not to exceed \$128,625.00 of In-kind Funds on a Sole Source Basis pursuant to Section 2-797(1) for Brand Name Items in accordance with 2-844 of the Code of Ordinances for the Navy Mole Pier.

**Sponsors:** City Manager Scholl

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[In-kind Authorization Letter](#)  
[Basler Quote](#)  
[Sole Source Memo](#)  
[Resolution 14-034](#)  
[Sales Tax Exempt](#)  
[Navy Email](#)

**Passed**

Enactment No: Res 17-076

- 8 \*Approving Modification #1 from Perez Engineering and Development, Inc. in the amount of \$6,700.00 for Tasks and Materials related to an increased scope of work on the Navy Mole Pier Entry Control Point Project (Project OM19001602); Authorizing the City Manager to execute necessary documents; Authorizing necessary budget transfers.

**Sponsors:** City Manager Scholl

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Executed Work Order](#)  
[Perez Proposal Added Scope](#)  
[In-kind Letter Added Scope](#)  
[In-kind Letter Original](#)  
[Resolution 14-034](#)  
[Resolution 12-280 Perez](#)  
[Resolution 15-208 Perez](#)

**Passed**

Enactment No: Res 17-077

- 9 \*Approving Task Order #6 under the City's General Utilities Contract with Charley Toppino & Sons, Inc. in a total amount not to exceed \$25,329.58 for Sod Installation at the Landfill.

**Sponsors:** City Manager Scholl

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Task Order 6 Charley Toppino & Sons](#)  
[Resolution 15-292](#)

**Passed**

Enactment No: Res 17-078

### Approval of the Consent Agenda

**A motion was made by Commissioner Wardlow, seconded by Commissioner Weekley to Approve the Consent Agenda. The motion carried unanimously.**

- 10 Approving and authorizing the Mayor to execute the attached "Lease Agreement" between the City of Key West, Florida and the Monroe County School Board, for a strip of land adjacent to Gerald Adams School, pursuant to Section 2-941(c) of the Code of Ordinances, upon consent of the City Attorney.

**Sponsors:** City Manager Scholl

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Lease Agreement](#)  
[Exhibits](#)

**A motion was made by Commissioner Kaufman, seconded by Commissioner Lopez, that the Resolution be Passed. The motion carried by the following vote:**

**No:** 1 - Commissioner Romero

**Absent:** 1 - Commissioner Payne

**Yes:** 5 - Commissioner Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Cates

Enactment No: Res 17-079

#### **ORDINANCES - SECOND READING (Public Hearing)**

- 11 An Ordinance of the City of Key West, Florida amending Chapter 42 of the Code of Ordinances, entitled "Miscellaneous Offenses," by creating Section 42-18, entitled "Sexual Orientation or Gender Identity Change Efforts," to prohibit licensed professionals from engaging in counseling efforts, practices, or treatments with the goal to change a minor's sexual orientation or gender identity; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Sponsors:** Commissioner Weekley

**Attachments:** [Ordinance](#)  
[Executive Summary](#)  
[Letter From Tara Hooper](#)  
[Letter From Dakin Weekley](#)

**A motion was made by Commissioner Weekley, seconded by Commissioner Lopez, that the Ordinance be Adopted as changed "A violation of Section 42-18(2) shall be a civil infraction". The motion passed by a unanimous vote.**

Enactment No: Ord 17-01

**CITIZEN COMMENTS**

**COMMISSION COMMENTS**

**ADJOURNMENT - 7:22 P.M.**