



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Meeting Agenda Full Detail - Final

City Commission

Tuesday, August 16, 2016

6:00 PM

Old City Hall

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 305-809-3731 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

CALL MEETING TO ORDER

ROLL CALL

INVOCATION - Lt. Ethan Everts, Command Chaplain NAS Key West

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF AGENDA

PROCLAMATIONS

1 Key West Lady Conchs 2016 12u Travel Softball Team Day

Sponsors: Mayor Cates, Commissioner Kaufman, Commissioner Lopez, Commissioner Payne, Commissioner Romero, Commissioner Wardlow, Commissioner Weekley and City Attorney Smith

Attachments: [Proclamation](#)

PRESENTATIONS

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 *August 2, 2016 (Regular)

Attachments: [Minutes](#)

RESOLUTIONS

3 *Urging the Florida Legislature to amend Section 775.085 of the Florida Statutes to include enhanced penalties for felonies and misdemeanors committed against Law Enforcement Officers, Firefighters, Emergency Services Personnel and Code Enforcement Officers due to their employment status.

Sponsors: Commissioner Weekley

Attachments: [Resolution](#)

4 *Urging Federal and State Elected Officials to collaborate with Local Officials and First Responders to enhance the safety of our community by limiting the availability and use of Military grade, high capacity magazine assault weapons to Law Enforcement Agencies; Urging the U.S. Congress to reinstate a Federal assault weapons ban; Urging the Florida Legislature to allow Local Governments to impose an assault weapons ban; Directing City Lobbyists to lobby for the passage of Legislation to impose an assault weapons ban, and strengthen regulations regarding assault weapons.

Sponsors: Commissioner Weekley

Attachments: [Resolution](#)

5 *Granting a Special Event permit pursuant to Section 6-86 of the Code of Ordinances to Katherine Wyatt and Laurence Watson for a Wedding ceremony and reception at the Hemingway House at 907 Whitehead Street during the hours of 10:00 P.M. to 11:00 P.M. on Sunday, May 7, 2017.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)

[Application](#)

[Advertisement](#)

6 *Approving the attached "Amendment to the Traffic Signal Maintenance and Compensation Agreement", including "Attachment 1 revised terms and conditions for the Traffic Signal and Compensation Agreement" to the "State of Florida Department of Transportation Traffic Signal Maintenance and Compensation Agreement, Contract ARU46".

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Amendment](#)
[*Large File* Attachment 1](#)
[Resolution 16-181](#)
[Resolution 15-224](#)
[Original Agreement](#)
[Exhibit A for Fiscal Year 2016/2017](#)

- 7 Supporting the stated renegotiation of goals of the newly-formed “Committee To Rescue Our Hospital” (CTROH).

Sponsors: Commissioner Kaufman

Attachments: [Resolution](#)

- 8 Directing the City Attorney to search out specilzed legal counsel to render land use and takings litigation opinion(s) concerning Truman Harbor.

Sponsors: Commissioner Payne

Attachments: [Resolution](#)

[Letter from Barbara Ramey](#)

ORDINANCES - SECOND READING (Public Hearing)

- 9 An Ordinance of the City of Key West, Florida, amending Chapter 10 of the Code of Ordinances entitled “Animals” by creating Article VI, entitled “Restrictions on Retail Pet Sales and Pet Mills” by creating Section 10-254, “Definitions; Section 10-255, “Prohibitions”; Section 10-256 “Exemptions”; Section 10-257 “Certificate of Source”; Section 10-258, “Penalty”; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Kaufman

Attachments: [Ordinance](#)

[Executive Summary](#)

Legislative History

8/2/16

City Commission

Passed to Second Reading

- 10 An Ordinance of the City of Key West, Florida, amending Chapter 70 of the Code of Ordinances entitled “Traffic and Vehicles” Article X “Division 1. Generally” by adding Section 70-496 - Definitions; Adding Section 70-497 - Bus Parking Restricted; Amending Article X, Division 2, Section 70-521 to Amend Provisions Restricting Bus Tours in the Historic District; Repealing Section 70-522, titled “Parking Restricted,” and replacing it with a new Section 70-522 to provide for Identification and Marking; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Weekley

Attachments: [Ordinance](#)

[Executive Summary](#)

[Tour Bus Access Map - 908 CAROLINE](#)

[Letters from Filipe Correa Tours To You](#)

[Letter From Nicola Cervone Xcursionsusa](#)

Legislative History

8/2/16

City Commission

Passed to Second Reading

11

An Ordinance of the City of Key West, Florida, pursuant to Section 1.08 of the City Charter, calling for a referendum authorizing the City of Key West to acquire those portions of real property located at 101 Geraldine Street, 100 Angela Street and 709 Fort Street, more particularly described as Parcel Identification numbers 13950, 13960, 13970 and which currently contain 3 existing buildings, from the Utility Board of the City of Key West, commonly referred to as Keys Energy Services, for use by the City of Key West for functions consistent with city operations, for no monetary remuneration; Authorizing the city clerk to take all necessary action to place this measure on the ballot for November 8, 2016; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date

Sponsors: City Manager Scholl

Attachments: [Ordinance](#)

[Executive Summary](#)

[Structural / Environmental Condition Assessment and Repairs Estimate](#)

[Final Cost Estimate](#)

[*Large File* Final Structural Assessment Report](#)

[*Large File* Final Environmental Report](#)

Legislative History

8/11/16

City Commission

Passed to Second Reading

12

An Ordinance of the City of Key West, Florida, amending Chapter 108 of the Code of Ordinances entitled Planning and Development by amending existing Section 108-995 to set aside all available Building Permit Allocations during the July 1, 2016 - June 30, 2017 Allocation Period exclusively for Affordable Housing; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Scholl

Attachments: [Ordinance](#)

[Executive Summary](#)

[Planning Board Resolution 2016-37](#)

[Planning Board Staff Report and Documentation](#)

Legislative History

6/16/16	Planning Board	Passed
8/2/16	City Commission	Passed to Second Reading

PRESENTATIONS

13 FDA report on Genetically Modified Mosquitos

Sponsors: City Manager Scholl

CITIZEN COMMENTS**COMMISSION COMMENTS****ADJOURNMENT**