

City of Key West, FL

Old City Hall 510 Greene Street Key West FL 33040

Meeting Agenda Full Detail - Final City Commission

Tuesday, September 20, 2016

6:00 PM

Old City Hall

REVISED - September 19, 2016

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 - Pastor Ozzie Vater, Fifth Street Baptist Church

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF AGENDA

PROCLAMATIONS

1 Southernmost Soccer Association U12 Boys Travel Team Day

Sponsors: Mayor Cates, Commissioner Kaufman, Commissioner Lopez,

Commissioner Payne, Commissioner Romero, Commissioner Wardlow

and Commissioner Weekley

Attachments: Proclamation

PRESENTATIONS

City Attorney's Report

City Manager's Report

Truman Waterfront Amphitheater

Attachments: *Large File* Presentation

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 *September 7, 2016 (Regular)

Attachments: Minutes

3 *September 8, 2016 (Special)

Attachments: Minutes

RESOLUTIONS

*Re-appointing Frank P. Toppino to the Housing Authority of the City of

Key West Board of Commissioners.

<u>Sponsors:</u> Mayor Cates <u>Attachments:</u> Resolution

Request for Re-Appointment
Certification of Appointment

5 *Authorizing Master Chief Jim King to conduct a Welcome Reception for

Retired US Colonel Gary West who is riding a bike from Maine and ending at Bayview Park on Saturday, October 1, 2016 from 11:00 A.M. to 2:00 P.M.; Pursuant to terms and conditions set forth by the City Manager. Authorizing the closure of Jose Marti Drive from Truman

Avenue to Virginia Street from 11:00 A.M. to 2:00 P.M. <u>Sponsors:</u> Commissioner Kaufman and City Manager Scholl

Attachments: Resolution

Application

Advertisement

6

*Authorizing the Key West Gator Club as an affiliate of the University of Florida Alumni Association, Inc. to conduct a full and 1/2 Marathon on Friday, October 7, 2016 from 12:00 P.M. to 9:00 P.M. and Saturday, October 8. 2016 from 4:00 A.M. to 2:00 P.M.; Authorizing the closure of Front Street from Duval Street and Simonton Street including Simonton Street Beach area; Authorizing certain street closures thereof during the event; Granting an exemption from the Noise Control Ordinances from 4:00 A.M. to 2:00 P.M.. Authorizing the Sale and Consumption of Alcoholic Beverages within the enclosed area. Pursuant to Terms and Conditions set forth by the City Manger.

Sponsors: City Manager Scholl

Attachments: Resolution

Large File Application

Advertisement

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*Authorizing We Cycle, Inc. to conduct the annual Zombie Bicycle Ride Event starting at East Martello Towers and ending on the 100, 200 and 300 Block of Duval Street on Sunday, October 23, 2016, from 7:00 P.M. to Midnight; Pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of the 100, 200 & 300 Block of Duval Street on Sunday, October 23, 2016 from 7:00 P.M. to Midnight.

Sponsors: City Manager Scholl

Attachments: Resolution

Application

<u>Advertisement</u>

8

*Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances to Viva Saloon 903 Duval Street for a "Day of the Dead" party during the hours of 7:00 P.M. to 2:00 A.M. on Wednesday, October 26, 2016.

Sponsors: City Manager Scholl

Attachments: Resolution

Application

Advertisement

9

*Accepting the attached Grant award package for Grant No. EMW-2016-PU-00529 from the Department of Homeland Security / FEMA 2016 Port Security Grant Program (PSGP) in the amount of \$275,592.00 for the purchase of a new patrol boat (City match of 25% - \$91,865.00); Authorizing any necessary budget amendments.

Sponsors: City Manager Scholl

Attachments: Resolution

Executive Summary

Application

Award package

10

*Approving the attached "Contract Amendment" to Contract #22776, Urban and Community Forestry Grant, between the Florida Department of Agriculture and Consumer Services and the City of Key West, providing for a no-cost six month time extension to March 31, 2017; Authorizing the City Manager to execute necessary documents on behalf of the City.

Sponsors: City Manager Scholl

Attachments: Resolution

Executive Summary
Contract Amendment
Large File Contract
Resolution 15-192

11

*Approving the Proposed Settlement Agreement in Robert and Joan Kocher v. City of Key West, in the amount of \$98,000.00; Authorizing the City Manager to Execute Settlement Documents upon the Advice and Consent of the City Attorney.

Sponsors: City Manager Scholl

Attachments: Resolution

Executive Summary
Settlement Agreement

12

Supporting in concept the siting of a U.S. Navy Triton Unmanned Aircraft System at Naval Air Station Key West; Urging Navy personnel to consider the use of vacant Navy housing at Sigsbee Park and other locations, to minimize impact to the Affordable Housing stock in Key West and the Lower Keys.

Sponsors: Commissioner Wardlow

Attachments: Resolution

Navy Press Relase

Large File Navy Draft Environmental Assessment Report

Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances to Fausto's Food Palace, LLC for a "90th Year Anniversary Party" during the hours of 4:00 P.M. to 7:00 P.M. on Saturday, October 15, 2016 at 522 Fleming Street.

Sponsors: City Manager Scholl

Attachments: Resolution

Application

Advertisement

Accepting the recommendation of the Key West Bight Management
District Board by authorizing the siting of a surface parking lot at 609
Greene Street; Directing City Staff to solicit design proposals from qualified consultants.

Sponsors: City Manager Scholl

Attachments: Resolution

Preliminary Concept

Key West Bight Management District Board meeting minutes

KB1035 CIP

Resolution 14-325

Approving the use of Deepwater Horizon Settlement Funds in an amount not to exceed \$148,800.00 for construction / permitting fees for the new FKSPCA Animal Shelter on College Road; Authorizing necessary budget transfers.

Sponsors: Commissioner Kaufman and City Manager Scholl

Attachments: Resolution

Supporting Information
Resolution 15-279

ORDINANCES - SECOND READING (Public Hearing)

An Ordinance of the City of Key West, Florida, amending Chapter 70 of the Code of Ordinances entitled "Traffic and Vehicles" by amending Section 70-121 to add a Civil Penalty for Violation of Section 70-497 Bus Parking Restricted; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Scholl

Attachments: Ordinance

Executive Summary

Legislative History

9/7/16 City Commission Passed to Second Reading

17

An Ordinance of the City of Key West, Florida, amending Chapter 26 of the Code of Ordinances entitled "Environment" by amending Article II, entitled "Nuisances," Division 3 "Use of Beaches on City Property" by amending the Title of Division 3; By amending Section 26-96, "Definitions"; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Attorney Smith

Attachments: Ordinance

Executive Summary

Legislative History

9/7/16 City Commission Passed to Second Reading

18

An Ordinance of the City of Key West, Florida amending Chapter 26 of the Code of Ordinances entitled "Environment" by amending Article II, entitled "Nuisances," Division 4 "Use of Parks on City Property" by amending the Title of Division 4; By amending Section 26-96, "Definitions"; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Attorney Smith

Attachments: Ordinance

Executive Summary

Legislative History

9/7/16 City Commission

Passed to Second Reading

19

An Ordinance of the City of Key West, Florida, amending Chapter 2 entitled "Administration," Article VI entitled "Code Enforcement", by amending Section 2-636 entitled "Staff Support and Legal Counsel to the Special Master"; By amending Section 2-639 entitled "Presentation of City's Case"; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Attorney Smith

Attachments: Ordinance

Executive Summary

Legislative History

9/7/16 City Commission Passed to Second Reading

PROPOSED ADD-ON RESOLUTION:

20 Appointing Erin Stover Sickmen to the Art in Public Places Board.

Sponsors: Commissioner Weekley

Attachments: Resolution

<u>Letter</u> <u>Resume</u> **CITIZEN COMMENTS**

COMMISSION COMMENTS

ADJOURNMENT