

MINUTES
CITY COMMISSION MEETING
OLD CITY HALL, 510 GREENE STREET
TUESDAY, AUGUST 5, 2014

A regular meeting of the City Commission of the City of Key West, Florida was held in Commission Chambers, Old City Hall, on Tuesday, August 5, 2014.

Mayor Craig Cates called the meeting to order at 6:05 p.m.

Answering roll call were Commissioners Teri Johnston, Clayton Lopez, Mark Rossi, Billy Wardlow, Jimmy Weekley, Tony Yaniz and Mayor Craig Cates.

Reverend Phillip Smedstad from Unity of the Keys gave the invocation.

The pledge of allegiance to the flag of the United States of America was given by all present.

CHANGES TO THE AGENDA:

Commissioner Weekley requested Resolution Item #29 be postponed to the August 19, 2014 meeting.

Commissioner Wardlow requested Resolution Item #21 be removed from the Consent Agenda.

The Sr. Deputy Clerk announced speakers for Resolution Item #8 and Item #20 and requested those items be removed from the Consent Agenda.

It was moved by Commissioner Rossi and seconded by Commissioner Wardlow to approve the agenda as changed.

The Mayor asked for objections and seeing none the agenda was approved.

PRESENTATIONS:

Charterboat Association

A Presentation was given to the Commission by Mr. Ritchie Gomez and Mr. Billy Wickers, Sr.

Key West Police Chief Donald Lee – 20 Year Service Award

City Attorney's Report

The City Attorney requested a closed session for August 12, 2014 at the City Attorneys Conference Room at 6:00 P.M. regarding to discuss the litigation styled ADA 24 Hours Plus, LLC v. City of Key West; Case No. 2014-CA-451-K and Matthew Klosowski v. City of Key West; Case No. 2007-CA-1642-K.

The City Attorney advised he will contact the appointments to discuss setting up a meeting for the members to the Advisory Screening Committee for a new City Manager.

City Manager's Report

City Manager Scholl reviewed the organizational chart with the City Commission.

Commissioner Yaniz requested the City Manager to review the Easter Seals property for a potential Housing site.

Commissioner Johnston requested the City Manager to schedule a workshop for commercial use of public property such as beaches within the City's jurisdiction.

Commissioner Rossi requested a meeting with the Florida Department of Transportation to discuss correcting the issues and Rights-of-Way on North Roosevelt Boulevard.

MINUTES:

June 30, 2014 (Special)
July 1, 2014 (Special)
July 1, 2014 (Regular)
July 21, 2014 (Workshop)

July 22, 2014 (Workshop)

CONSENT AGENDA:

The Sr. Deputy Clerk read the titles of the Minutes and the Resolutions.

It was moved by Commissioner Rossi and seconded by Commissioner Wardlow to approve the Minutes and to Pass the Resolutions on the consent agenda.

The Mayor acknowledged the motion and second and requested verbal approval. The response was unanimous to approve the Minutes and pass the Resolutions as read.

RESOLUTIONS:

RESOLUTION NO. 14-194

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING TRIKW, LLC TO CONDUCT THEIR ANNUAL TRIATHLON ON SATURDAY, DECEMBER 6, 2014 AT HIGGS BEACH; AUTHORIZING CERTAIN STREET CLOSURES THEREOF DURING THE EVENT AND CLOSING ATLANTIC BLVD EXCEPT RESIDENTS DURING THE EVENT; GRANTING AN EXEMPTION FROM THE NOISE CONTROL ORDINANCES PURSUANT TO SECTION 6-86 OF THE CODE OF ORDINANCES FROM 6:00 A.M. TO 12:00 NOON; PURSUANT TO TERMS AND CONDITIONS SET FORTH BY THE CITY MANAGER; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-195

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RATIFYING THE EMERGENCY AWARD OF BID IN RESPONSE TO ITB 13-023 (PROJECT OM1302) TO DN HIGGINS, INC. FOR MOLE PIER FENDER REPLACEMENT IN A TOTAL AMOUNT NOT TO EXCEED \$219,700.00, PURSUANT TO SECTION 2-797 (2) OF THE CODE OF ORDINANCES; RATIFYING AN EMERGENCY BUDGET TRANSFER; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-196

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING TASK ORDER NO. 2-14-SWR FROM CH2M HILL ENGINEERING, INC. IN THE AMOUNT NOT TO EXCEED \$66,190.00 FOR DESIGN, BID PHASE SERVICES, AND CONSTRUCTION PHASE SERVICES FOR THE WASTEWATER TREATMENT PLANT ROOF REPAIR PROJECT AT THE RICHARD A. HEYMAN ENVIRONMENTAL PROTECTION FACILITY; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-197

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RATIFYING AN EMERGENCY PURCHASE OF NEW SOLID TIRES FOR THE FRONT END LOADER AT THE TRANSFER STATION FROM KELLY TRACTOR, IN THE AMOUNT OF \$26,673.84, APPROVED BY THE CITY MANAGER IN EXCESS OF \$20,000.00 PURSUANT TO SECTION 2-797 (2) OF THE CITY'S CODE OF ORDINANCES; AUTHORIZING NECESSARY BUDGET TRANSFERS; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-198

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE PURCHASE; OF A MOBILE PORT SECURITY GUARD HOUSE FOR OUTER MOLE CRUISE SHIP OPERATIONS FROM UH STRUCTURES-dba EBTECH INDUSTRIAL BUILDING SOLUTIONS PURSUANT TO GSA CONTRACT # GS-07F-0647W MOD P0025, IN AN AMOUNT NOT TO EXCEED \$66,475.00, PURSUANT TO SECTION 2-797 (3) OF THE CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-199

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AWARDING THE BID OF SPORT SURFACES LLC FOR BAYVIEW PARK TENNIS COURTS RESURFACING IN ACCORDANCE WITH THE TERMS SPECIFIED IN ITB #14-021 IN AN AMOUNT NOT TO EXCEED \$28,700.00; AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT IN SUBSTANTIAL CONFORMANCE WITH THE CONTRACT DOCUMENTS CONTAINED IN THE BID PACKAGE ON BEHALF OF THE CITY OF KEY WEST; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-200

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AWARDING THE BID OF FAITELLA ENTERPRISES, INC. FOR THE PURCHASE OF A TRAILER MOUNTED PRESSURE WASHER UNIT IN ACCORDANCE WITH THE TERMS SPECIFIED IN ITB #14-022 IN AN AMOUNT NOT TO EXCEED \$29,995.00; AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT IN SUBSTANTIAL CONFORMANCE WITH THE CONTRACT DOCUMENTS CONTAINED IN THE BID PACKAGE ON BEHALF OF THE CITY OF KEY WEST; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-201

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, REJECTING, PURSUANT TO SECTION 2-834 (4) OF THE CODE OF ORDINANCES, ALL SUBMITTALS RECEIVED IN RESPONSE TO RFQ #14-003 FOR AN OPEN SPACES AND RECREATION MASTER PLAN; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-202

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED “PUBLIC TRANSPORTATION JOINT PARTICIPATION AGREEMENT” (JPA) BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND THE CITY OF KEY WEST FOR DISTRICT DISCRETIONARY REVENUE FUNDS THROUGH THE STATE TRANSIT CORRIDOR PROGRAM FOR THE CITY OF KEY WEST DEPARTMENT OF TRANSPORTATION TO PURCHASE UP TO FIVE (5) BUS ENGINES, DRIVE TRAINS AND RELATED PARTS IN AN AMOUNT NOT TO EXCEED \$100,000.00 (CONTRACT #ARJ40); AUTHORIZING THE CITY MANAGER AND/OR TRANSIT DIRECTOR TO EXECUTE NECESSARY DOCUMENTS AND NECESSARY BUDGET AMENDMENTS; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-203

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE AUTHORITY TO EXECUTE AND SUBMIT GRANT DOCUMENTATION THROUGH THE TRANSPORTATION ELECTRONIC AWARD MANAGEMENT SYSTEM (TEAM) TO THE FEDERAL TRANSIT AUTHORITY (FTA) AND THE FEDERAL TRANSIT

ADMINISTRATION (FTA) AND FEDERAL HIGHWAY ADMINISTRATION (FHWA), AND TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (USDOT) TO THE CITY MANAGER JIM SCHOLL, KEY WEST DEPARTMENT OF TRANSPORTATION DIRECTOR NORMAN WHITAKER, AND ALTERNATE DESIGNEES PROJECT AND GRANTS MAANGER CAROLYN HAIA, AND THE ASSISTANT CITY MANAGER SARAH-HANNAH-SPURLOCK; AUTHORIZING CITY ATTORNEY SHAWN SMITH AND CHIEF ASSISTANT CITY ATTORNEY LARRY ERSKINE TO AFFIRM THE AUTHORITY OF THE CITY AND ITS DESIGNEES TO APPLY FOR AND ACCEPT GRANT FUNDING; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-204

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING RENEWAL OF THE ADMINSTRATIVE AGREEMENT FOR THE COMMUNITY DEVELOPMENT OFFICE BETWEEN THE CITY OF KEY WEST AND THE HOUSING AUTHORITY OF THE CITY OF KEY WEST, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-205

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED "COMBINED VOLUNTARY COPERATION AND OPERATION ASSISTANCE MUTUAL AID AGREEMENT" BETWEEN THE KEY WEST POLICE DEPARTMENT (KWPD) AND THE MONROE COUNTY SHERIFF'S OFFICE (MCSO), PURSUANT TO THE FLORIDA MUTUAL AID ACT, CHAPTER 23, PART I, FLORIDA STATUES; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-206

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING A COMMERCIAL DOCKAGE AGREEMENT AND SETTLEMENT AGREEMENT FOR BONITA PIER, SLIP 1 TO CHIANYAI, LLC; AUTHORIZING THE CITY MANAAGER TO EXECUTE ALL DOCUMENTS CONSISTENT THEREWITH; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-207

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING AND APPROVING THE LOCATION AND PLACEMENT OF A MEMORIAL STATUE HONORING AFRICAN-AMERICAN SOLDIERS OF THE CIVIL WAR AT BAYVIEW PARK, IN SUBSTANTIAL CONFORMANCE WITH THE ATTACHED SITE PLAN; DIRECTING THE CITY MANAGER TO WORK WITH THE ORGANIZERS TO COMPLETE A SUITABLE MEMORIAL; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-208

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING TRANSFER OF MOBILE VENDOR LICENSE (MVL) #12786 FROM THEODORE WASILAK TO DYLAN LAFFERMAN DUE TO HARDSHIP; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-209

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED “AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT” TO CONTRACT NUMBER N69450-12-RP-00166, BETWEEN THE UNITED STATES OF AMERICA, ACTING BY THE THROUGH THE DEPARTMENT OF THE NAVY, NAVAL FACILITIES ENGINEERING COMMAND SOUTHEAST, AND THE CITY OF KEY WEST, REGARDING A PORTION OF THE OUTER MOLE PIER AT TRUMAN ANNEX; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-210

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE SETTLEMENT IN ALICE RAMIEREZ-GATES VS. THE CITY OF KEY WEST, WORKER’S COMPENSATION CASE NO. 92-3797-CMH IN THE AMOUNT OF \$146,119.00; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL SETTLEMENT DOCUMENTS CONSISTENT THEREWITH; PROVIDING FOR AN EFFECTIVE DATE

The said Resolutions were thereupon declared by the Mayor to have been duly passed and adopted and were authenticated by the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

RESOLUTION NO. 14-211

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE CREATION AND PLACEMENT OF A STATUE OF BISHOP ALBERT KEE IN THE AREA OF THE SOUTHERNMOST POINT; AUTHORIZING THE EXPENDITURE OF CITY FUNDS COLLECTED FOR THE PURPOSE OF ART IN PUBLIC PLACES; PROVIDING FOR AN EFFECTIVE DATE

The Sr. Deputy Clerk read the title of the Resolution.

The Sr. Deputy Clerk read a letter from Mr. John Jones into the record.

The following people spoke on the matter:

Former Commissioner Carmen Turner
Tom Joris, 217 Olivia Street
Bruce Neff, 1310 Petronia Street
Michael Shields, 1826 Fogarty Avenue
Mona Clark, 809 Elizabeth Street
Kelly Friend, 1220-1 Newton Street
Judy Martinez, 1020 Emma 3A
Margaret Romero, 1615 Washington Street
Eunice Kee-Johnson, 800 Thomas Street
Patrick Stecher, 645-2 United Street
Glenwood Lopez, 396 Balido Street
Greg Sullivan, Waste Management

Mr. Sullivan advised his Employer, Waste Management, would make a donation of \$10,000.00 to fund the Bishop Albert Kee statue.

Commissioner Yaniz will make a donation of \$500.00 and Commissioner Weekley stated he would match Commission Yaniz's donation.

Sr. Deputy Clerk reported Blue Heaven gave a donation of \$3000.00 for the Statue.

It was moved by Commissioner Lopez and seconded by Commissioner Wardlow that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: None

SO ORDERED

RESOLUTION NO. 14-212

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RELATING TO THE COLLECTION AND DISPOSAL OF SOLID WASTE IN THE CITY OF KEY WEST, FLORIDA; ESTABLISHING THE ESTIMATED ASSESSMENT RATE FOR THE SOLID WASTE SERVICE ASSESSMENTS AGAIN ASSESSED PROPERTY LOCATED WITHIN THE CITY OF KEY WEST, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2014; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; PROVIDING FOR AN EFFECTIVE DATE

The Sr. Deputy Clerk read the title of the Resolution.

The Sr. Deputy Clerk read a letter from Chris Stone into the record.

The following people spoke on the matter:

City Manager Scholl
Mark Songer, 1310 Newton Street
City Attorney Smith
Michael Turner, Collections Manager
Greg Sullivan, Waste Management

It was moved by Commissioner Rossi and seconded by Commissioner Lopez, with direction to staff to keep the current 1-1-1 weekly trash, recycling and yard waste pick up schedule and that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Lopez, Rossi, Wardlow, Yaniz and Mayor Cates

Nays: Commissioners Johnson and Weekley

SO ORDERED

RESOLUTION NO. 14-213

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING AN EXEMPT CONTRACTUAL SERVICES PURCHASING EXCEPTION PURSUANT TO SECTION 2-797 (4) OF THE CODE OF ORDINANCES, TO ALLOW PURCHASE OF A CLASSIFICATION AND BENEFITS STUDY FOR THE CITY OF KEY WEST FROM EVERGREEN SOLUTIONS, LLC. IN A TOTAL AMOUNT NOT TO EXCEED \$43,000.00; PROVIDING FOR A BUDGET TRANSFER FROM THE CITY MAANGER'S CONTINGENCY FUNDS; PROVIDING FOR AN EFFECTIVE DATE

The Sr. Deputy Clerk read the title of the Resolution.

The following people spoke on the matter:

City Manager Scholl
Human Resources Director Samantha Farist

It was moved by Commissioner Johnston and seconded by Commissioner Yaniz, for Discussion, that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Weekley, Yaniz and Mayor Cates

Nays: Commissioners Rossi and Wardlow

SO ORDERED

RESOLUTION NO. 14-214

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, NOMINATING PROPERTY LOCATED AT 1012 FLEMING STREET FOR ACQUISITION BY THE

**MONROE COUNTY LAND AUTHORITY FOR AFFORDABLE
HOUSING CONDOMINIUM UNITS; PROVIDING
REQUIREMENTS; PROVIDING FOR AN EFFECTIVE DATE**

The Sr. Deputy Clerk read the title of the Resolution.

The following people spoke on the matter:

Mark Moss, Habitat for Humanity
Mark Rosch, Monroe County Land Authority
Manuel Castillo, Housing Authority Director
City Planner Don Craig

It was moved by Commissioner Weekley and seconded by Commissioner Lopez that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Lopez, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: Commissioners Johnston and Rossi

SO ORDERED

RESOLUTION NO. POSTPONED TO AUGUST 19

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
KEY WEST, FLORIDA, APPROVING AN EASEMENT OF 129
SQUARE FEET, MORE OR LESS, TO ADDRESS THE
ENCROACHMENT OF EXISTING BRICK PAVERS INTO CITY
RIGHT-OF-WAY ABUTTING THE PROPERTY LOCATED AT
951-955 CAROLINE STREET, KEY WEST, FLORIDA (RE
#00002970-000000; AK #1003069); PROVIDING FEES AND
CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE**

The Sr. Deputy Clerk read the title of the Resolution.

It was moved by Commissioner Weekley and seconded by Commissioner Johnston to postpone the item to the August 19th meeting.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: None

The Resolution was postponed.

QUASI-JUDICIAL HEARING: EASEMENT

RESOLUTION NO. 14-215

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING AN EASEMENT OF 1,639 SQUARE FEET, MORE OR LESS, TO ADDRESS THE ENCROACHMENTS OF AN EXISTING METAL AWNING AND ROOFTOP CORNICE INTO CITY RIGHTS-OF-WAY ABUTTING THE PROPERTY LOCATED AT 500 DUVAL STREET, KEY WEST, FLORIDA (RE # 00009850-000000, AK #1010111); PROVIDING FEES AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE

The Sr. Deputy Clerk read the title of the Resolution.

The following people spoke on the matter:

Peter Pike, Architect
City Planner Don Craig
Patrick Stecher, 645-2 United Street

Commissioners Lopez, Wardlow, Yaniz and Mayor Cates all disclosed they spoke to Mr. Stecher on the matter.

It was moved by Commissioner Rossi and seconded by Commissioner Wardlow, for discussion, that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: None

SO ORDERED

QUASI-JUDICIAL HEARING: REVOCABLE LICENSE

RESOLUTION NO. Postpone to August 19

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE CITY OF KEY WEST TO ENTER INTO A REVOCABLE LICENSE AGREEMENT FOR NONPERMANENT USE OF CITY PROPOERTY TO MAINTAIN AN EXISTING WOOD FENCE LOCATED ON CITY RIGHT-OF-WAY ABUTTING THE PROPERTY LOCATED AT 1119 OLIVIA STREET (RE #00022290-000000, AK #1023078) PURSUANT TP SECTIN 2-939 OF THE CODE OF ORDINANCES OF THE CITY OF KEY WEST, FLORIDA; PROVIDING FEES AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE

The Sr. Deputy Clerk read the title of the Resolution.

It was moved by Commissioner Rossi and seconded by Commissioner Yaniz for postpone the item to the August 19th meeting.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: None

The Resolution

SO ORDERED

ORDINANCES – FIRST READING:

ORDINANCE NO. PASSED TO SECOND READING

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, PURSUANT TO SECTION 1.05 OF THE CHARTER OF THE CITY OF KEY WEST, FLORIDA, PROPOSING A REFERENDUM TO PERMIT AN AMENDMENT OT THE LAND DEVELOPMENT REGULATIONS TO PROVIDE AN EXCEPTION TO BUILDING HEIGHT REGULATIONS FOR THE SPECIFIC PURPOSE(S) OF PROTECTING HOMES AND POSSESSIONS FURING FLOOD EVENTS; TO MITIGATE RISING INSURANCE RATE DISCOUNTS CITYWIDE BY IMPROVING THE CITY’S COMMUNITY RATING SYSTEM STANDING; AND IN RESPONSE TO COMPREHENSIVE PLAN POLICIES RELATED TO ADAPTION; SETTING THE GENERAL ELECTION OF NOVEMBER 4, 2014, AS THE DATE OF REFERENDUM; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL

**OF INCONSISTENT PROVISIONS; PROVIDING FOR AN
EFFECTIVE DATE**

The Sr. Deputy Clerk read the title of the Ordinance.

The following people spoke on the matter:

Mark Songer, 1310 Newton Street
Margaret Romero, 1615 Washington Street
Michael Larson, 1110 17th Street
Sloan Bashinsky, 1711 Seminary Street
John Wilkins, 1440 17TH Street
City Planner Craig

It was moved by Commissioner Yaniz and seconded by Commissioner Johnston, for discussion, that the Ordinance be passed on first reading as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: None

The said Ordinance was thereupon declared by the Mayor to have been duly passed on first reading.

SO ORDERED

ORDINANCE NO. PASSED TO SECOND READING

**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 ACCEPT TITLE TO APPROXIMATELY 8.87
ACRES OF LAND LOCATED AT 1801 NORTH ROOSEVELT
BLVD., AND COMMONLY REFERRED TO AS CITY MARINA
AT GARRISON BIGHT FROM THE STATE OF FLORIDA
WITHOUT COST FOR CONTINUED USE FOR PUBLIC
PARKING, PUBLIC BOAT RAMPS, PUBLIC DOCKMASTER
FACILITY, AND A COMMERCIAL AND LIVE-ABROAD
MARINA; AUTHORIZING THE CITY CLERK TO TAKE ALL**

**NECESSARY ACTION TO PLACE THIS MEASURE ON THE
BALLOT FOR NOVEMBER 4, 2014; PROVIDING FOR
SEVERABILITY; PROVIDING FOR REPEAL OF
INCONSISTENT PROVISIONS; PROVIDING FOR AN
EFFECTIVE DATE.**

The Sr. Deputy Clerk read the title of the Ordinance.

The following people spoke on the matter:

Robert Paige Haverty, Garrison Bight
City Attorney Smith

It was moved by Commissioner Yaniz and seconded by Commissioner Lopez, for discussion, that the Ordinance be passed on first reading as read.

The Mayor acknowledged the motion and second and requested verbal approval. The response was unanimous to pass the Ordinance.

The said Ordinance was thereupon declared by the Mayor to have been duly passed on first reading.

SO ORDERED

CITIZEN COMMENTS:

Sloan Bashinsky, 1711 Seminary Street
Mundy Parro, Pirate Seafood

COMMISSION COMMENTS:

Commissioner Yaniz congratulated Coaches Knowles and Garcia along with the young men who are Key West High School Boys Baseball Team for a successful season.

ADJOURNMENT:

There being no further business the Mayor adjourned the meeting at 9:05 p.m.



Cheryl Smith, MMC, CPM
City Clerk