



# City of Key West, FL

City Hall  
1300 White Street  
Key West FL 33040

## Action Minutes - Final

### City Commission

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Wednesday, September 1, 2021

5:00 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.

**ALL VISUAL PRESENTATIONS (POWER POINT ONLY) FOR AGENDA ITEMS MUST BE RECEIVED IN THE CITY CLERK'S OFFICE (24) TWENTY-FOUR HOURS PRIOR TO THE MEETING.**

**CALL MEETING TO ORDER - 5:01 P.M.**

#### ROLL CALL

**Present** 7 - Commissioner Davila, Commissioner Hoover, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

#### PLEDGE OF ALLEGIANCE TO THE FLAG

**APPROVAL OF AGENDA - The agenda was approved as amended.**

#### PRESENTATIONS

1 Key West Forward 2021-2024 - Elisa Levy

**Sponsors:** City Manager McLauchlin

**Attachments:** [Presentation](#)  
[Strategic Plan](#)

Received and Filed

2 Key West Sea Level Rise Design Criteria - Jason Bird,  
Jacobs Engineering

Sponsors: City Manager McLaughlin

Attachments: [Presentation](#)

Received and Filed

City Attorney's Report

City Manager's Report  
-COVID-19 Update - David Clay and Dr. Whiteside

DISCUSSION - (Public Comment will be allowed)

3 Special Events

Attachments: [Special Events for Remainder 2021](#)

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

4 \*August 17, 2021

Attachments: [Minutes](#)

Passed

RESOLUTIONS

- 5 \*Supporting a petition to the US Food and Drug Administration (FDA) to request a ban on the use of oxybenzone, octinoxate, and octocrylene in sunscreen/personal care products, and to place those chemicals into Category II - not safe for human use; Authorizing the Mayor to sign the petition on behalf of the City of Key West.

**Sponsors:** Commissioner Hoover and Commissioner Weekley

**Attachments:** [Resolution](#)  
[FDA Citizen Petition DRAFT USVI HI CA and FL 08 24 2021](#)  
[Ref 1 DiNardo CDER Comments for Sunscreen Drug Products for OTC](#)  
[Ref 2 Downs FDA EIS Public comment 07 14 2021](#)  
[Ref 3 Downs Octocrylene to Benzophenone](#)  
[Ref 4 BASF Uvinul N 539T Octocrylene Product Discontinuation Customer Letter 06 25 2021](#)  
[Ref 5 Zhong Comparison of toxicological effects of oxybenzone avobenzone octocrylene and octinoxate on cucumber plants](#)  
[Ref 6 Thorel effect of 10 UV filters on shrimp](#)  
[Ref 7 Yan Reproductive toxicity and estrogen activity in Japanese medaka exposed to environmentally relevant concentrations of octocrylene](#)  
[Ref 8 Boyd The effect of organic UV exposure avobenzone on the behavior and physiology of Daphnia magna](#)  
[Ref 9 Stien A unique approach to monitor stress in coral exposed to emerging pollutants](#)  
[Ref 10 Stien Octocrylene Breakdown and Coral](#)  
[Ref 11 Gimeno-Monforte multiresidue analysis of organic UV filters in fish of common consumption](#)  
[Ref 12 Juksu Emerg contam Thailand Ecolo Risk Perspective](#)  
[Ref 13 Muniz-Gonzalez Unveiling Complex Responses](#)  
[Ref 14 Falfushynska UV Filters in mussels](#)  
[Ref 15 Oxybenzone contamination from sunscreen pollution and its ecological threat to Hanauma Bay Hawaii](#)  
[Ref 16 NOAA Skincare Chemicals and Marine Life](#)

Enactment No: Res 21-176

- 6 \*Approving a two-year extension of the attached "Post Disaster Traffic Signal Owner-Contractor Agreement" between the City and AGC Electric Inc.

**Sponsors:** City Manager McLauchlin

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Res 19-268 AGC Post Disaster Signal Repair](#)  
[AGC Post Disaster Traffic Signal Repair Contract Executed 9.16.19](#)  
[RFP 008-19 Post Disaster Traffic Signal Repair](#)  
[Traffic Maint Bid Summary Negotiate Prices](#)

**Passed**

Enactment No: Res 21-177

- 7 \*Authorizing the purchase and installation of 26 CWT Parking Pay Stations, from Cale America, Inc. in an amount not to exceed \$173,890.00, on a brand name, sole source, and in the Best Interests of the City, pursuant to Section 2-844, 2-797(1) and 2-797(4)(b) of the Code of Ordinances; Authorizing necessary budget transfers and adjustments; Authorizing the City Manager to execute necessary documents upon consent of the City Attorney.

**Sponsors:** City Manager McLauchlin

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Cale Quote - City of Key West - CWT 26 - 8.5.2021](#)  
[Replacement and New paystation locations 2021](#)  
[Brand Name Letter 2021](#)

**Passed**

Enactment No: Res 21-178

- 8 \*Approving the proposed settlement agreement with Joanna Schuyler in the amount of \$120,000.00; Authorizing the City Manager to execute all settlement documents with the advice and consent of the City Attorney.

**Sponsors:** City Attorney Smith

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Schuyler Mediation Agreement](#)  
[Picture 1](#)  
[Picture 2](#)

**Passed**

Enactment No: Res 21-179

- 9 \*Authorizing an increase to purchasing exception pursuant to Sections 2-797(3) and 2-797(4)(b) of the Code of Ordinances, to allow and increase not to exceed \$9,000.00 in cumulative additional expenditures during FY 20-21 to Verizon Communications (from \$61,000.00 to \$70,000.00) and an increase not to exceed \$10,000.00 in cumulative additional expenditure during FY 20-21 to Comcast Corp (from \$83,950.00 to \$93,950.00); Authorizing any necessary budget adjustments or transfers.

**Sponsors:** City Manager McLaughlin

**Attachments:** [Resolution](#)  
[Executive Summary FY20-21 Blankets-Ammended](#)  
[Res 20-208](#)

**Passed**

Enactment No: Res 21-180

### **Approval of the Consent Agenda**

**A motion was made to Approve the Consent Agenda. The motion was carried unanimously.**

- 10 Approving the attached Letter of Representation with Radey Law Firm for services related to Ports Referendum/Ordinances; Providing for conditions.

**Sponsors:** City Attorney Smith

**Attachments:** [Resolution](#)  
[Representation Letter](#)  
[Christopher Lunny Bio](#)  
[Drew Parker Bio](#)  
[Public Comment - SCS](#)  
[Email from Shawn](#)  
[Radey Law Firm Letter](#)

**Withdrawn**

- 11 Accepting the proposal of A.H. of Monroe County, Inc., and authorizing the City Manager or designee and the City Attorney to negotiate an agreement for development and lease of affordable and workforce multifamily housing at the 3.2 acre parcel, pursuant to Section 2-797(4)(b), Best Interests of the City; Authorizing the City Manager to initiate the referendum process in the event an agreement is executed; Authorizing the City Manager to execute all necessary documents consistent therewith upon the consent and advice of the City Attorney.

**Sponsors:** Vice Mayor Kaufman

**Attachments:** [Resolution](#)  
[AH Monroe County Inc. Proposal to the City of Key West - The 3.2 Wendover Proposal](#)  
[Revised Schedule for the 3.2 Acre RFP](#)

**A motion was made by Vice Mayor Kaufman, seconded by Commissioner Hoover, that the Resolution be Approved. The motion failed by the following vote:**

**No:** 4 - Commissioner Davila, Commissioner Lopez, Commissioner Wardlow and Mayor Johnston

**Yes:** 3 - Commissioner Hoover, Vice Mayor Kaufman and Commissioner Weekley

**CITIZEN COMMENTS**

**COMMISSION COMMENTS**

**ADJOURNMENT - 8:12 P.M.**