

MINUTES
CITY COMMISSION MEETING
OLD CITY HALL, 510 GREENE STREET
TUESDAY, OCTOBER 5, 2010

A regular meeting of the City Commission of the City of Key West, Florida was held in Commission Chambers, Old City Hall, on Tuesday, October 5, 2010.

Mayor Craig Cates called the meeting to order at 6:03 p.m.

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

Also present were City Manager Jim Scholl, Assistant City Manager David Fernandez, Assistant City Manager Mark Finigan, City Attorney Shawn Smith, City Planner Amy Kimball-Murley, Police Chief Donie Lee, Fire Chief David Fraga, Division Chief of Operations Michael Davila, Division Chief/EMG Management & Training Craig Marston, Port and Transit Director Jim Fitton, Community Services Director Greg Veliz, Community Services Director Rodrigo Delostrinos, Code Compliance Manager Jim Young, Information Technology Director Patti McLauchlin, Urban Forestry Program Manager Cynthia Coogle, Licensing Official Carolyn Walker, HARC Coordinator Enid Torregrosa, Utilities Manager Jay Gewin, Parking Manager John Wilkins, Senior Project Manager Doug Bradshaw, Senior Property Manager Marilyn Wilbarger, Senior Deputy City Clerk Sue Harrison and City Clerk Cheri Smith.

Chaplin LCDR Dorman Dowling, Naval Air Station Key West, 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 Johnston requested Item 11 be removed from the consent agenda. Commissioner Gibson requested Item 6 be removed from the consent agenda. Commissioner Rossi requested Item 15 be removed from the consent agenda.

Without opposition, the agenda was accepted as changed.

PROCLAMATIONS:

- 1) Fire Prevention Week
- 2) National Physicians Week

PRESENTATIONS:

City Attorney's Report

City Attorney Shawn Smith reported the request had not yet been submitted for the Attorney General's opinion on the Meisel-Spottswood project. He expected that to be done by the end of the week.

Mr. Smith reported on the Assisted Care Facility and the proposed operator and a sub-lease agreement.

City Manager's Report

City Manager Jim Scholl reported on the Fantasy Fest plans and the code of conduct. He had asked Linda O'Brien, Director of Fantasy Fest to address the Commission regarding the code of conduct for expected behavior during the event. Mr. Scholl stated they would enforce the rules according to our code and state statute.

Mr. Scholl introduced Architect Bert Bender to report to the Commission on Glynn Archer renovation and preservation.

Mr. Scholl reported the Truman Waterfront Development presentation should come before the Commission at the next meeting. He said Doug Bradshaw has been working on the timelines.

Mr. Scholl reported on the cemetery / Frances Street meeting. He said the group would come back with some suggestions regarding opening the gate during business hours.

Commissioner Johnston asked the City Manager about the Pier House referendum information. Mr. Scholl stated the appraisals would be done after the referendum if approved by the voters.

CONSENT AGENDA:

The Clerk read the titles of the Resolutions.

It was moved by Commissioner Rossi and seconded by Commissioner Weekley to approve the consent agenda items.

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.

MINUTES:

June 15, 2010 (Regular)

RESOLUTIONS:

RESOLUTION NO. 10-282

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPOINTING RICHARD TALLMADGE TO THE ART IN PUBLIC PLACES BOARD; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-283

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, EXTENDING THE TERM OF THE "STRATEGIC PLANNING COMMITTEE TO MAY 31, 2011; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-284

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, GRANTING A SPECIAL EVENT PERMIT PURSUANT TO SECTION 6-86 OF THE CODE OF ORDINANCE TO THE FLORIDA POWERBOAT CLUB, INC. FOR AN EVENT TO TAKE PLACE DURING THE HOURS OF 8:00 P.M. TO 11:00 P.M. ON FRIDAY, NOVEMBER 12, AND SATURDAY, NOVEMBER 13, 2010 AT THE

CONCH REPUBLIC SEAFOOD COMPANY; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-285

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE MONROE COUNTY COMMERCIAL FISHERMEN INC. TO CONDUCT THEIR "SIXTH ANNUAL FLORIDA KEYS SEAFOOD FESTIVAL" AT BAYVIEW PARK ON SATURDAY, JANUARY 15, 2011 FROM 11:00 A.M. TO 9:00 P.M. PURSUANT TO TERMS AND CONDITIONS SET FOR BY THE CITY MANAGER; AUTHORIZING THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN THE ENCLOSED AREA; GRANTING A SPECIAL EVENT PERMIT PURSUANT TO SECTION 6-86 OF THE CODE OF ORDINANCES FROM 11:00 A.M. TO 9:00 P.M.; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-286

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING PREMIERE RACING THE USE OF THE TRUMAN WATERFRONT FOR THE STAGING, LAUNCHING AND HAULING OF RACING SAILBOATS AND SUPPORT BOATS ON JANUARY 1, 2011 TO FEBRUARY 1, 2011 FROM 6:00 A.M. TO 8:00 P.M. PURSUANT TO TERMS AND CONDITIONS SET FORTH BY THE CITY MANAGER; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-287

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, EXERCISING THE TWO-YEAR RENEWAL OPTION CONTAINED IN THE CONTRACT FOR GENERAL AND UTILITY ENGINEERING SERVICES WITH CH2M HILL, ORIGINALLY APPROVED IN RESOLUTION NO. 07-331; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-288

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, EXERCISING THE TWO-YEAR RENEWAL OPTION CONTAINED IN THE CONTRACT FOR GENERAL AND UTILITY ENGINEERING SERVICES WITH CHEN AND ASSOCIATES, ORIGINALLY APPROVED IN RESOLUTION NO. 07-330; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-289

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, EXTENDING THE CONTRACT FOR SIDEWALK ENHANCEMENTS PHASE I – SOUTHARD STREET CORRIDOR RAMPS, WILLIAM STREET SIDEWALKS AND TWELFTH STREET SIDEWALKS WITH CHARLEY TOPPINO AND SONS, INC. UNTIL JANUARY 26, 2011; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-290

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE U.S. FISH AND WILDLIFE SERVICE FOR THE BOATING INFRASTRUCTURE GRANT PROGRAM; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-291

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE PROPOSED ACTIVITIES AS OUTLINED IN THE 2011/2012 LOCAL GOVERNMENT FUNDING REQUESTS TO FDEP FOR KEY WEST BEACHES AND COASTAL SYSTEMS; AUTHORIZING THE CITY TO ACT AS A LOCAL SPONSOR WITH THE STATE DIVISION OF PARKS AND RECREATION; EXPRESSING THE CITY'S INTENTION TO PROVIDE THE LOCAL COST SHARE FROM ITS GENERAL FUND; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-292

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AMENDING THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM DISASTER RECOVERY HOUSING ASSISTANCE PLAN FOR THE CITY OF KEY WEST, FLORIDA BY ADDING A CATEGORY FOR DISASTER RECOVERY FUNDING FOR DEMOLITION/REPLACEMENT OF AFFORDABLE HOUSING; 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. 10-293

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING FOGARTY'S TO CONDUCT A RED PARTY EVENT AT 227 DUVAL STREET ON WEDNESDAY, OCTOBER 27, 2010 FROM ~~12:00 NOON~~ 4:00 P.M. TO 4:00 A.M. PURSUANT TO TERMS AND CONDITIONS SET FORTH BY THE CITY MANAGER; AUTHORIZING THE CLOSURE OF CAROLINE STREET BETWEEN DUVAL AND SIMONTON STREETS; GRANTING A SPECIAL EVENT PERMIT PURSUANT TO SECTION 6-86 OF THE CODE OF ORDINANCES FROM ~~12:00 NOON~~ 4:00 P.M. TO 4:00 A.M.; AUTHORIZING THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN THE ENCLOSED AREA; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution and read a letter into the record from Suzanne Dowling, Curry Mansion manager.

The following people spoke on the matter:

Jim Scholl, City Manager
John Marshall, Fogarty's

It was moved by Commissioner Rossi and seconded by Commissioner Lopez that the Resolution be passed and adopted changing the start time from 12:00 Noon to 4:00 P.M.

The Mayor requested the Clerk call the roll.

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

Nays: None

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

SO ORDERED

RESOLUTION NO. 10-294

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, EXERCISING THE TWO-YEAR RENEWAL OPTION CONTAINED IN THE CONTRACT FOR GENERAL AND UTILITY ENGINEERING SERVICES WITH PEREZ ENGINEERING AND DEVELOPMENT, INC. ORIGINALLY APPROVED IN RESOLUTION NO. 07-332; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

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

The Mayor requested the Clerk call the roll.

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

Nays: None

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

SO ORDERED

RESOLUTION NO. Postponed

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE FORM OF CHARTER BOAT DOCKAGE AGREEMENT RENEWAL RATES, RULES AND REGULATIONS FOR THE CITY MARINA AT GARRISON BIGHT; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Richard Houde, 703 Catherine Street
Richie Gomez, Key Haven, President Key West Charter Boat Association
Doug Bradshaw, Senior Project Manager
Captain Billy Wickers, 114 Avenue C
Captain Bill Wickers, 161 Key Haven Road
Captain Brice Barr, Key West
David Fernandez, Assistant City Manager

It was moved by Commissioner Rossi and seconded by Commissioner Wardlow that the item be postponed until the construction project is done.

The Mayor requested the Clerk call the roll.

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

Nays: None

SO ORDERED

RESOLUTION NO. 10-295

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RESCINDING RESOLUTION 10-279 WHICH AWARDED RFP #009-10 FOR AMBULANCE SERVICES; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the resolution and read a letter into the record from Tommy Mack.

The following people spoke on the matter:

Tom Milone, 832 Caroline Street
Joe Williams, 712 Ashe Street
Steve Simanaitis, 1980 N. Roosevelt Boulevard
Christine Russell, 1014 Grinnell Street
Shawn Smith, City Attorney

It was moved by Commissioner Rossi and seconded by Commissioner Johnston that the item be passed and adopted as read.

The Mayor requested the Clerk call the roll.

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

Nays: None

SO ORDERED

ORDINANCE - FIRST READING:

ORDINANCE NO. Second Reading October 19, 2010

AN ORDINANCE GRANTING A FRANCHISE TO DUCK TOURS SEAFARI INC. TO OPERATE A NON-EXCLUSIVE CITY-WIDE AMPHIBIOUS SIGHTSEEING OPERATION; PROVIDING TERMS AND CONDITIONS, INCLUDING THE FOLLOWING: PROVIDING THAT ORDINANCE DOES NOT PROHIBIT CITY FROM OPERATING A SHUTTLE SERVICE; DEFINING THE TERRITORY TO BE SERVED; AUTHORIZING CITY INSPECTION OF SIGHTSEEING VEHICLES; PROVIDING FOR THE OBSERVANCE OF CURRENT AND FUTURE RULES AND REGULATIONS, INSURANCE REQUIREMENTS AND INDEMNIFICATION; LIMITING ASSIGNMENT OF THE FRANCHISE; PROVIDING CONSIDERATION FOR GRANT OF THE FRANCHISE AND CONTINGENT RELIEF; DIRECTING THE PROCEDURE FOR DESIGNATION OF STOPS AND OPERATIONAL REQUIREMENTS OF FRANCHISEE; PROVIDING FOR INSPECTION OF BOOKS AND RECORDS; AUTHORIZING THE ISSUANCE OF PERMITS;

ESTABLISHING THE DURATION OF THE FRANCHISE; PROVIDING FOR THE ESTABLISHMENT OF RATES, FEES AND ROUTES; SPECIFYING DEFAULT PROVISIONS AND PROCEDURE FOR NOTICE, SUSPENSION AND/OR TERMINATION UPON DEFAULT, INCLUDING APPEAL PROVISIONS; PROVIDING REMEDIES UPON BANKRUPTCY OF FRANCHISEE; INDICATING FRANCHISE IS NOT A WAIVER OF OTHER CITY REQUIREMENTS; CLARIFYING THAT NO JOINT VENTURE IS CREATED; PROHIBITING DISCRIMINATION; PROVIDING FOR CONSTRUCTION AND INTERPRETATION OF PROVISIONS; INDICATING TIME IS OF THE ESSENCE; PROVIDING FOR ATTORNEYS FEES, WAIVER OF JURY TRIAL AND SPECIFYING VENUE IN THE EVENT OF LITIGATION; PROVIDING FOR NOTICE, ACKNOWLEDGEMENT, ACCEPTANCE AND CUMULATIVE PROVISIONS; SPECIFYING THE FRANCHISE CONSTITUTES THE ENTIRE AGREEMENT BETWEEN THE PARTIES AND MAY ONLY BE AMENDED BY SUBSEQUENT ORDINANCE OF THE CITY COMMISSION; PROVIDING FOR ELIMINATION OF PERMANENT INJUNCTION UPON INSTITUTION AND COMPLIANCE WITH THE FRANCHISE AGREEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Ordinance.

The following people spoke on the matter:

Ed Swift, 26 Driftwood Drive
Ron Demes, Executive Director Naval Air Station Key West
Greg Wythe, 330 Elizabeth Street
Christine Russell, 1014 Grinnell Street
Shawn Smith, City Attorney
Attorney Peter Rysman

It was moved by Commissioner Rossi and seconded by Commissioner Johnston that the Ordinance be passed and adopted as read.

The Mayor requested the Clerk call the roll.

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

Nays: None

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

SO ORDERED

ORDINANCES SECOND READING: (Public Hearing)

ORDINANCE NO. 10-20

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 110 OF THE CODE OF ORDINANCES ENTITLED “RESOURCE PROTECTION”; BY AMENDING SECTION 110-255 TO PROVIDE FOR PALM WEAVING PERMIT ISSUANCE PURSUANT TO SECTION 6-1 THROUGH 6-9; RESTRICTING THE METHODOLOGY OF COCONUT PALM TREE TRIMMING; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

The Clerk read the title of the Ordinance.

It was moved by Commissioner Weekley and seconded by Commissioner Rossi for the Ordinance to be passed on second reading as read.

The Mayor requested the Clerk call the roll.

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

Nays: None

The said Ordinance was thereupon declared by the Mayor to have been duly passed on first and second reading and was adopted and authenticated with the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

ORDINANCE NO. 10-21

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 26 OF THE CODE OF ORDINANCES ENTITLED “ENVIRONMENT” BY AMENDING SECTION 26-194 TO PROVIDE FOR THE REGULATION OF SOUND EMANATING FROM A PUBLIC RIGHT OF WAY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Ordinance.

The following people spoke on the matter:

Tom Milone, 832 Caroline Street
Beau Kirkpatrick, 2405 Seidenberg
Steve Clark, 5650 Laurel
Patrick Stecher, 1015 Simonton Street
Black Dog, 701 Palm Avenue
Shawn Smith, City Attorney

It was moved by Commissioner Johnston and seconded by Commissioner Rossi that the Ordinance be denied.

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Johnston, Rossi and Mayor Cates

Nays: Commissioners Gibson, Lopez, Wardlow and Weekley

Motion to deny failed.

It was moved by Commissioner Weekley and seconded by Commissioner Wardlow for the Ordinance to be passed on second reading as read.

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Gibson, Lopez, Wardlow and Weekley

Nays: Commissioners Johnston, Rossi and Mayor Cates

The said Ordinance was thereupon declared by the Mayor to have been duly passed on first and second reading and was adopted and authenticated with the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

The Mayor called for a ten minute recess.

ORDINANCE NO. Postponed to October 19, 2010

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 6 OF THE CODE OF ORDINANCES ENTITLED "AMUSEMENTS AND ENTERTAINMENT" BY AMENDING SECTION 6-1, TO ADD DEFINITIONS; SECTION 6-2 TO AMEND PERMIT, APPLICATION AND APPEAL PROCESSES, ADDING PALM WEAVING PERMITS AND EXTENDING 2010 PERMITS; AMENDING SECTION 6-3, REGARDING LOCATIONS; AMENDING SECTION 6-4 BY AMENDING PERMIT REGULATIONS AND PROHIBITIONS;

**AMENDING SECTION 6-7 REGARDING REVOCATION OF PERMITS;
AMENDING SECTION 6-8, ADJUSTING PERMIT FEES; AMENDING
SECTION 6-9 REGARDING PENALTY ENFORCEMENT; PROVIDING
FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT
PROVIDING; PROVIDING FOR AN EFFECTIVE DATE**

The Clerk read the title of the Ordinance.

The City Clerk read the revised “whereas” clauses.

The following person spoke on the item:

Ron Ramsingh, Assistant City Attorney

It was moved by Commissioner Lopez and seconded by Commissioner Rossi that the Ordinance be postponed to October 19, 2010.

The Mayor requested the Clerk call the roll.

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

Nays: None

SO ORDERED

ORDINANCE NO. Withdrawn

**AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA,
AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES ENTITLED
“ADMINISTRATION” BY ADDING SECTIONS 2-700 THROUGH 2-704
IN ORDER TO ESTABLISH THE “CAROLINE STREET CORRIDOR
TAX INCREMENT FINANCING BOARD”; PROVIDING FOR ITS
CREATION COMPOSITION, TERMS, DUTIES AND SUNSET;
PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF
INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE
DATE**

The Clerk read the title of the Ordinance.

The following people spoke on the matter:

Bill O’Connor, 804 Caroline Street
Margaret Romero, 1615 Washington Street
Christine Russell, 1014 Grinnell Street
Theo Glorie, 713 Caroline Street

Commissioner Weekley withdrew this item for consideration.

SO ORDERED

ORDINANCE NO. 10-22

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 18 OF THE CODE OF ORDINANCES ENTITLED “BUSINESSES” BY ADDING ARTICLE XII, CONDITIONAL APPROVAL PERMIT, DIVISION 1, SECTIONS 18-610 THROUGH 18-615 TO PROVIDE FOR A CONDITIONAL APPROVAL PERMIT APPLICATION AND ENFORCEMENT PROCESS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Ordinance.

It was moved by Commissioner Johnston and seconded by Commissioner Rossi that the Ordinance be passed and adopted as read.

The Mayor requested the Clerk call the roll.

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

Nays: None

The said Ordinance was thereupon declared by the Mayor to have been duly passed on first and second reading and was adopted and authenticated with the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

ORDINANCE NO. 10-23

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 74 OF THE CODE OF ORDINANCES ENTITLED “UTILITIES” BY AMENDING SECTION 74-246 TO ADJUST THE SEWER SERVICE MONTHLY BASE CHARGE UNIT (BCU); PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Ordinance.

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

The Mayor requested the Clerk call the roll.

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

Nays: None

The said Ordinance was thereupon declared by the Mayor to have been duly passed on first and second reading and was adopted and authenticated with the signatures of the Mayor and the Clerk of the Commission.

CITIZEN COMMENTS:

Tom Milone, 832 Caroline Street
Christine Russell, 1014 Grinnell Street
Mike Mongo, 1218 Pearl Street

COMMISSION COMMENTS:

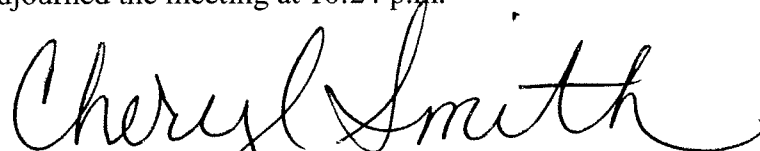
Commissioner Johnston pointed out this was the last meeting for Bachelor Rossi.

Commissioner Rossi invited everyone to come by his business on Sunday to celebrate his wedding with his new wife Teri.

Mayor Cates commented regarding the Glynn Archer property with respect to the comments made by Ms. Russell.

ADJOURNMENT:

There being no further business the Mayor adjourned the meeting at 10:24 p.m.


Cheryl Smith, MMC, CPM
City Clerk