



# City of Key West, FL

City Hall  
1300 White Street  
Key West FL 33040

## Action Minutes - Final

### City Commission

---

Tuesday, May 7, 2019

5:00 PM

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 305-809-3811 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 PM**

#### ROLL CALL

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

**INVOCATION- Bishop Jonathan Carey, Glad Tidings Tabernacle**

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

#### COMMENDATIONS

- 1 Carl A. Fischer  
Attachments: [Commendation](#)  
Postponed
- 2 School Resource Officers  
Attachments: [Commendation](#)  
Received and Filed

**PROCLAMATIONS**

- 3 Letter Carrier Food Drive Day  
Attachments: [Proclamation](#)  
Received and Filed
- 4 Sister Islands Cuba and Key West  
Attachments: [Proclamation](#)  
Postponed
- 5 National Safe Boating Week  
Attachments: [Proclamation](#)  
Received and Filed
- 6 Motorcycle Safety and Awareness Month  
Attachments: [Proclamation](#)  
Received and Filed
- 7 Williams Syndrome Awareness Month  
Attachments: [Proclamation](#)  
Received and Filed
- 8 Key West Pride Week  
Attachments: [Proclamation](#)  
Received and Filed
- 9 Police Officers Memorial Day  
Attachments: [Proclamation](#)  
Received and Filed

**PRESENTATIONS**

- 10 Duval Street Pocket Park - Michael Halpern  
Received and Filed

- 11 Sustainability Advisory Board Annual Report - Monica Haskell

Attachments: [2018 SAB Annual Report](#)

Postponed to May 21, 2019.

- 12 FY19-20 Bicycle Action Plan.

Attachments: [BAPFY19-20 One Pager](#)  
[Bicycle Action Plan 19-20](#)

Postponed to May 21, 2019.

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**

- 13 \*April 2, 2019 (Regular)

Attachments: [Minutes](#)

Approved

**RESOLUTIONS**

- 14 \*Re-appointing Mark Albury to the Key West Civil Service Board.

Attachments: [Resolution](#)  
[Mark Albury Resume](#)

Passed

Enactment No: Res 19-119

- 15                    \*Authorizing Literacy Volunteers of America-Monroe County, Inc. to Conduct its Annual Caribbean Street Fair on Saturday, July 20, 2019 from 10:00 a.m. to 10:00 p.m: Pursuant to Terms and Conditions set forth by the City Manager; Authorizing the Closure of Duval Street between Front and Southard Streets between the hours of 10:00 a.m. to 10:00 p.m.

**Attachments:**     [Resolution](#)  
                                  [Application](#)

**Passed**

Enactment No: Res 19-120

- 16                    \*Authorizing MZF Mile Zero Fights, LLC to conduct a Jiu-Jitsu Competition on Friday, May 24, 2019 from 4:00 p.m. to Midnight and a MMA, Muay Thai and Boxing Fights on Saturday, May 25, 2019 from 4:00 p.m. to Midnight at the Truman Waterfront Amphitheatre (Access Day prior and After Event); Pursuant to Terms and Conditions Set forth by the City Manager; Authorizing the Sale and Consumption of Alcoholic Beverages within an enclosed area.

**Attachments:**     [Resolution](#)  
                                  [Application](#)  
                                  [Letter from the Conch Republic Wrestling Club](#)

**Passed**

Enactment No: Res 19-121

17

\*Authorizing Key West Promotions, Inc. to conduct a Seafood Lobster Festival on Saturday, August 10, 2019 from 10:00 a.m. to Midnight; Pursuant to terms and conditions set forth by the City Manager; Authorizing the Closure of the 100, 200, 300, 400 & 500 blocks of Duval Street between Front and Southard Streets, including the Greene Street intersection and Telegraph Lane & Charles Street from 10:00 a.m. to Midnight; Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances from 10:00 a.m. to Midnight; Authorizing the Sale and Consumption of alcoholic beverages within the enclosed area.

Attachments:    [Resolution](#)  
                          [Application](#)

**Passed**

Enactment No: Res 19-122

18

\*Accepting a Florida Department of Health (FDOH) Emergency Medical Services Data Collection Grant in the amount of \$23,960.00 through the overdose prevention in states (OPIS) Cooperative agreement approved by the Bureau of Emergency Medical Oversight (BEMO) for the procurement of computers with proprietary software and accessories on a reimbursement basis; Authorizing the procurement of five (5) Panasonic CF-20GX-01VM Laptop Computers with proprietary software and accessories, extended warranty and wireless plans from Intermedix with said grant funds on a sole-source basis Pursuant to Section 2-797 (1) in accordance with Section 2-844, Brand Name Specifications, of the Code of Ordinances; Authorizing necessary budget transfers; Authorizing the City Manager to execute necessary documents.

**Attachments:**    [Resolution](#)  
                              [Executive Summary](#)  
                              [City of Key West Award Letter](#)  
                              [Hardware Quote](#)

**Passed**

Enactment No: Res 19-123

- 19                    \*Approving and Authorizing the City Manager to execute the attached “Local Agency Program Supplemental Agreement #5” between the City of Key West and the Florida Department of Transportation (FDOT) to receive \$162,802.00 for additional design services associated with Project 250548-4: US-1/South Roosevelt Blvd. from Bertha St. to Smathers Beach; approving any necessary budget amendments and transfers.

**Attachments:**    [Resolution](#)  
                              [Executive Summary](#)  
                              [LAP Supplemental Agreement #5](#)  
                              [Resolution 08-122](#)  
                              [Resolution 13-293](#)  
                              [Resolution 15-294](#)  
                              [Resolution 18-070](#)

**Passed**

Enactment No: Res 19-124

- 20                    \*Approving Task Order 01-2019-SWM for Arcadis U.S., Inc., in an amount not to exceed \$23,100.00 to provide a rate study for preparation of the City’s FY 2020 Solid Waste billing.

**Attachments:**    [Resolution](#)  
                              [Executive Summary](#)  
                              [Task Order](#)  
                              [Master Agreement](#)  
                              [Resolution 15-162 \(Original\)](#)  
                              [Res 18-167 \(Extension\)](#)

**Passed**

Enactment No: Res 19-125

- 21                   \*Approving Task Order 02-2019-STM for Arcadis U.S., Inc., in an amount not to exceed \$23,100.00 to provide a rate study for preparation of the City's FY 2020 Stormwater billing.

**Attachments:**     [Resolution](#)  
                          [Executive Summary](#)  
                          [Task Order](#)  
                          [Resolution 15-162 \(Original\)](#)  
                          [Resolution 18-167 \(Extension\)](#)  
                          [Master Agreement](#)

**Passed**

Enactment No: Res 19-126

- 22                   \*Approving Task Order 03-2019-SWR from Arcadis US, Inc. in an amount not to exceed \$23,100.00 to provide a rate study for the preparation of the City's FY 2020 Sewer Billing.

**Attachments:**     [Resolution](#)  
                          [Executive Summary](#)  
                          [Task Order](#)  
                          [Resolution 15-162 \(Original\)](#)  
                          [Resolution 18-167 \(Extension\)](#)  
                          [Master Agreement](#)

**Passed**

Enactment No: Res 19-127



- 23                   \*Approving the Purchase of twelve (12) Victor Stanley SD-42 trash and recycling receptacles from Victor Stanley on a sole source basis pursuant to Section 2-797 (4) and 2-797 (1) for brand name items in accordance with 2-844 of the Code of Ordinances in an amount not to exceed \$29,618.20, as described in the attached executive summary; Authorizing necessary budget transfers; Authorizing the City Manager to execute necessary documents upon consent of the City Attorney.

**Attachments:**     [Resolution](#)  
                          [Executive Summary](#)  
                          [Victor Stanley Sole Source Letter](#)  
                          [Victor Stanley Quote](#)

**Passed**

Enactment No: Res 19-128

- 24                   \*Approving the attached Public Transportation Grant Agreement (PTGA) FM 444447-1-94-01 between the Florida Department of Transportation (FDOT) and the City of Key West for the Mallory T-Pier Extension/ improvements Project in an amount not to exceed \$425,000.00 (City Match \$141,667.00 for a total project cost of \$556,667.00); Authorizing necessary budget amendments and transfers to accept the grant; Authorizing City Manager to execute the PTGA and related documents upon consent of the City Attorney.

**Attachments:**     [Resolution](#)  
                          [Executive Summary](#)  
                          [Public Transportation Grant Agreement](#)  
                          [Application](#)

**Passed**

Enactment No: Res 19-129

- 25 \*Approving the proposed Settlement Agreement in Jennifer Weinstock vs. The City of Key West Monroe Circuit Court Case No.: 2017-CA-730-K in the amount of \$50,000.00; Authorizing the City Manager to execute all settlement documents with the advice and consent of the City Attorney.

**Attachments:** [Resolution](#)  
[Executive Summary and Photos](#)  
[Mediation Agreement](#)

**Passed**

Enactment No: Res 19-130

- 26 \*Authorizing pursuant to Code of Ordinances 2-771 (3)c the disposal of two surplus and obsolete International Vactor Sewer Cleaning Vehicles in exchange for a trade-in allowance of \$50,000.00 toward the purchase of a 2019 Sewer Cleaning Truck from Environmental Products of Florida; Authorizing the City Manager to execute any necessary documents upon consent of the City Attorney.

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Resolution 18-370](#)  
[Disposal Forms](#)

**Passed**

Enactment No: Res 19-131

27

\*Approving the use of an owner direct purchase program to eliminate sales tax fees on select project materials (sand) for Smathers Beach re-nourishment, in conformance with terms contained in the project contract between the City and Earth Tech Enterprises, Inc.; Ratifying Pursuant to Section 2-797 (4) (B) of the Code of Ordinances, an emergency procurement dated April 1, 2019, from Vulcan Construction Materials LLC, in the amount of \$176,460.00 Under the ODP Program; Authorizing any necessary budget adjustments.

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Purchase Order 089141 for Sand](#)  
[Smathers Change Order 1](#)  
[Res 18-197 Earth Tech Beaches Renourishment](#)  
[Earth Tech Executed Contract 7/17/18](#)

**Passed**

Enactment No: Res 19-132

28

\*Authorizing pursuant to Sections 2-797(4) (b) - Best Interests of the City, and 2-844(a) (b) - Brand Name Specifications, of the Code of Ordinances the purchase of twenty-two (22) GETAC B300G7 Extreme Rugged Convertible Notebook Computers and related equipment from PCN Strategies in the amount of \$85,800.00.

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[PCN Quote](#)  
[MRA Quote](#)  
[SHI Quote](#)

**Passed**

Enactment No: Res 19-133

29

\*Accepting the Ranking, Approving the selection committee recommendation and Awarding a contract to AECOM in response to RFQ 18-003 for cultural resources assessment under FDOT LAP Agreement FM# 440023-1 for the Bahama Village Connectivity Project in amount not to exceed \$202,491.41 (Task #1 for a Cultural Resources Assessment in the amount of \$50,002.00, Task #2 for a Cultural Resources Survey in the amount of \$152,498.41, contingent upon the completion of Task #1); Authorizing the City Manager to execute necessary documents; Authorizing the necessary budget adjustments.

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[FDOT Concurrence to Award](#)  
[AECOM Contract](#)  
[Res 17-191](#)  
[Res 18-357](#)  
[RFQ 18-003-SA #1](#)  
[\\*Large File\\* AECOM Response](#)  
[\\*Large File\\* Edwards Pitman Response](#)  
[\\*Large File\\* S&ME Response](#)  
[Clerks Qualifications Tabulation](#)  
[Scoring Matrix](#)  
[Ranking Meeting Minutes](#)  
[Conflict of Interest/Confidentiality Form](#)  
[FDOT Professional Services Checklist](#)

**Passed**

Enactment No: Res 19-134

- 30 \*Authorizing the City Manager to enter into an agreement with Mark & Elizabeth McLaughlin as property owners, Permitting a Release of Lien on 1922 Patterson Avenue upon payment by the owners of \$5,037.75 (\$8,137.75 less \$3,100.00 already paid).

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[1922 Patterson Avenue mitigation of lien request](#)  
[3710 Pearlman Terrace courtesy code violation letter](#)  
[3710 Pearlman Terrace lien order](#)  
[3710 Pearlman Terrace NOH letter](#)  
[3710 Pearlman Terrace notice of compliance hearing](#)  
[3710 Pearlman Terrace notice of lien hearing](#)  
[3710 Pearlman Terrace notice of non-compliance](#)  
[3710 Pearlman Terrace certificate of title](#)

**Passed**

Enactment No: Res 19-135

- 31 \*Authorizing pursuant to Section 2-797 (4)(b) - best interests of the City, of the Code of Ordinances the purchase of trees for planting in Mallory Square from Ecoscapes, LLC in the amount of \$25,274.60.00; Authorizing an expenditure from tree funds, and any necessary budget transfers; Authorizing the City Manager to execute any necessary documents upon consent of the City Attorney.

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Mallory Square Tree Purchase](#)

**Passed**

Enactment No: Res 19-136

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

A motion was made by Commissioner Weekley, seconded by Commissioner Lopez to Approve the Consent Agenda. The motion was carried unanimously.

- 32 Denying the Special Event Application of Super Boat International Productions, Inc. (SBI) to conduct power boat races on November 3-10, 2019; Denying the Special Event Application of SBI for a boat parade on November 8, 2019.

**Attachments:**     [Resolution](#)  
                                  [Super Boat International Event Application 2019](#)

**A motion was made by Commissioner Wardlow, seconded by Commissioner Kaufman, that the Resolution be Passed. The motion carried by the following vote:**

**Yes:** 7 - Commissioner Davila, Commissioner Hoover, Commissioner Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

Enactment No: Res 19-137

- 33 \*Denying the Special Event Application of Race World Offshore, LLC (RWO) to conduct power boat races on November 3-10, 2019.

**Attachments:**     [Resolution](#)  
                                  [Special Event Application](#)

**A motion was made by Commissioner Kaufman, seconded by Commissioner Weekley, that the Resolution be Passed. The motion carried by the following vote:**

**Yes:** 7 - Commissioner Davila, Commissioner Hoover, Commissioner Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

Enactment No: Res 19-138

- 34 \*Approving the Budget Adjustments in FY 2018-19 to facilitate the purchase of Property located at 3420 Northside Drive (The Key West Citizen Building), as approved in Ordinance 19-02, and approved in a General Election on April 16, 2019 Pursuant to Section 2-739 (2) of the Code of Ordinances.

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Budget Transfer Form](#)  
[Ordinance 19-02](#)  
[Commercial Contract](#)

**A motion was made by Commissioner Kaufman, seconded by Commissioner Lopez, that the Resolution be Passed. The motion passed by an unanimous vote.**

Enactment No: Res 19-139

- 35 Supporting the comprehensive enhancement of Higgs Beach Park by the Monroe County Board of County Commissioners; Urging all local, State and Federal Permitting Authorities to ensure the successful completion of enhancement of Higgs Beach Park; Authorizing the City Attorney and City Manager to assist Monroe County in any way needed to ensure the cooperation by all local, State and Federal Permitting Authorities to ensure the successful completion of enhancements of Higgs Beach Park; Directing the City Clerk to distribute copies of this Resolution.

**Attachments:** [Resolution](#)  
[Monroe County Resolution 132-2011 Higgs Beach \(KW City 5.2019\)](#)  
[Higgs Beach Presentation 6.2018 DC \(KW City 5.2019\)](#)  
[FDNR Funding Monroe County Higgs Tennis Courts 1983](#)  
[36 CFR Ch 1 Part 59 Post Completion Compliance](#)

**A motion was made by Commissioner Lopez, seconded by Commissioner Hoover, that the Resolution be Passed. The motion passed by an unanimous vote.**

Enactment No: Res 19-140

36

Approving the ranking of proposals for Annual Power Boat Championship Race in accordance with the response to Request for Proposals (RFP) No. 006-19; Authorizing the City Manager to negotiate and execute a contract with the first-ranked Race Promoter, Race World Offshore, in substantial conformance with terms contained in RFP 006-19, upon consent and advice of the City Attorney.

**Attachments:**     [Resolution](#)  
                              [Executive Summary](#)  
                              [RFP 006-19 FINAL](#)  
                              [\\*Large File\\* Super Boat International Productions Proposal](#)  
                              [\\*Large File\\* Powerboat P1 and OPA Proposal \(Part I\)](#)  
                              [Powerboat P1 and OPA Proposal \(Part II\)](#)  
                              [\\*Large File\\* Race World Offshore Proposal](#)  
                              [Powerboat Minutes](#)  
                              [Evaluation Panel Scoring](#)  
                              [Public Meeting Notice](#)  
                              [Public Comment](#)

**A motion was made by Commissioner Kaufman, seconded by Commissioner Wardlow, that the Resolution be Passed. The motion carried by the following vote:**

**Yes:** 7 - Commissioner Davila, Commissioner Hoover, Commissioner Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

Enactment No: Res 19-141

37

Approving the attached Third Amendment to Employment Agreement between the City and the City Manager, providing for an extension of the term.

**Attachments:**     [Resolution](#)  
                              [Third Amendment to Employment Agreement](#)  
                              [Employment Agreement and Amendments](#)

**A motion was made by Commissioner Kaufman, seconded by Commissioner Lopez, that the Resolution be Passed. The motion carried by the following vote:**

**Yes:** 7 - Commissioner Davila, Commissioner Hoover, Commissioner Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

Enactment No: Res 19-142



---

**Meeting went into Recess at 7:05 PM and Reconvened at 7:15 PM**

38

Time Approximate 7:00 PM**QUASI JUDICIAL HEARING:****MAJOR DEVELOPMENT PLAN - MALLORY SQUARE**

Granting a Major Development Plan pursuant to Section 108-91.a.2(b) of the Land Development Regulations of the Code of Ordinances of the City of Key West, Florida and adjacent property on property located at Mallory Square (RE #00072082-001100, #00072082-001400 and #0072082-003700) within the Historic Public and Semipublic Services (HPS) Zoning District.

**Attachments:**[Resolution](#)[Executive Summary](#)[Plans](#)[\\*Large File\\* Application](#)[\\*Large File\\* Planning Board Approval \(Resolution 2016-51\)](#)[\\*Large File\\* Final Landscape Plan Approval](#)[Letter of Support](#)[\\*Large File\\* Opposition to Approval](#)[Response from Applicant Joe Walsh](#)[Comments from Smith/Hawks](#)[Mallory Square Administrative Determination](#)

**A motion was made by Commissioner Kaufman to Postpone the item, then withdrew his motion.**

**A motion was made by Commissioner Lopez, seconded by Commissioner Kaufman, that the Resolution be Postponed to July 2, 2019, so long as it complies with the applicable Land Development Regulations and advertising deadlines. The motion carried by the following vote:**

**No:** 1 - Commissioner Weekley

**Yes:** 6 - Commissioner Davila, Commissioner Hoover, Commissioner Kaufman, Commissioner Lopez, Commissioner Wardlow and Mayor Johnston

**ORDINANCES – FIRST READING**

39

An Ordinance Amending Chapter 2, Article V, Division 10 of the Code of Ordinances, titled "Key West Bight Management District Board" by amending Section 2-548 titled "Created; Composition," to provide for direct appointments; Amending Section 2-549 "Composition; Appointments; Terms," to provide for terms parallel with City Commissioners; Repealing Section 2-555 titled "Sunset"; Providing for severability; Providing for repeal of inconsistent provisions.

**Attachments:**    [Ordinance](#)  
                              [Current Ordinance](#)

**A motion was made by Commissioner Kaufman, seconded by Commissioner Lopez, that the Ordinance be Passed to Second Reading May 21, 2019. The motion carried by the following vote:**

**Yes:** 7 - Commissioner Davila, Commissioner Hoover, Commissioner Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

40

An Ordinance of the City of Key West, Florida, amending Chapter 122 of the Land Development Regulations, entitled "Zoning", by amending Section 122-1183, to amend fence regulations in the Single Family Residential (SF) and Medium Density Residential (MDR) Districts; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Attachments:**    [Ordinance](#)  
                              [Executive Summary](#)  
                              [Draft Resolution](#)

**A motion was made by Commissioner Lopez, seconded by Commissioner Wardlow, that the Ordinance be Passed to Second Reading May 21, 2019. The motion carried by the following vote:**

**Yes:** 7 - Commissioner Davila, Commissioner Hoover, Commissioner Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

41

An Ordinance of the City of Key West, Florida amending Chapter 86 of the Land Development Regulations, entitled "General Provisions", Section 86-9, entitled "Definition of terms" and Chapter 108, entitled "Planning and Development", Section 108-997, entitled "Period of allocation and ranking/review of applications"; pursuant to Chapter 90, Article VI, Division 2; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Attachments:** [Ordinance](#)  
[Executive Summary](#)  
[Staff Report](#)  
[PB Resolution](#)  
[Sustainability Board's Friendly Amendment to Cistern Demotion in BPAS](#)  
[Text Amendment Language Recommendation from the SAB](#)

**A motion was made by Commissioner Kaufman, and seconded by Commissioner Hoover to deny the Ordinance on first reading.**

**A motion was made by Commissioner Lopez, seconded by Commissioner Wardlow, that the Ordinance be Postponed. The motion passed by an unanimous vote.**

42

An Ordinance of the City of Key West, Florida, amending the City's Comprehensive Plan, Chapter 1, entitled "Future Land Use Element", Table 1-1.1.5, pursuant to Chapter 90, Article VI, Division 3; Providing for severability; Providing for repeal of inconsistent provisions; Providing for inclusion into the City of Key West Comprehensive Plan and providing for an effective date.

**Attachments:** [Ordinance](#)  
[Executive Summary](#)  
[Staff Report](#)  
[PB RES 2019-06](#)

**A motion was made by Commissioner Kaufman, seconded by Commissioner Hoover, that the Ordinance be Passed to Second Reading. The motion carried by the following vote:**

**Yes:** 7 - Commissioner Davila, Commissioner Hoover, Commissioner Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

43

An Ordinance of the City of Key West, Florida, amending Chapter 122 of the Land Development Regulations, entitled “Zoning”, Subdivision IV.1, entitled “Medium Density Residential District-1 (MDR-1), Section 122-280, entitled “Dimensional Requirements”; pursuant to Chapter 90, Article VI, Division 2; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Attachments:**    [Ordinance](#)  
                              [Executive Summary](#)  
                              [Staff Report](#)  
                              [PB RES 2019-05](#)

**A motion was made by Commissioner Sam Kaufman, seconded by Commissioner Jimmy Weekley, that the Ordinance be Passed to Second Reading. The motion passed by an unanimous vote.**

#### **ORDINANCES - SECOND READING (Public Hearing)**

44

An Ordinance of the City of Key West, Florida, amending Chapter 108 of the Land Development Regulations, entitled “Planning and Development”, Article X, Division 1, Section 108-991, entitled “Development not affected by article”; Pursuant to Chapter 90, Article VI, Division 2; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Attachments:**    [Ordinance](#)  
                              [Executive Summary](#)  
                              [Planning Board Resolution no. 2019-01](#)  
                              [Staff Report](#)  
                              [Email from Owen Trepanier](#)  
                              [Email from Barbara Powell](#)

**A motion was made by Commissioner Jimmy Weekley, seconded by Commissioner Clayton Lopez, that the Ordinance be Adopted. The motion passed by an unanimous vote.**

Enactment No: Ord 19-10

45

An Ordinance of the City of Key West, Florida, amending Chapter 122 of the Land Development Regulations, entitled “Zoning”, Division 10, entitled “Work Force Housing”; pursuant to Chapter 90, Article VI, Division 2; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Attachments:** [Ordinance](#)  
[Executive Summary LDR](#)  
[Executive Summary 3-20-19](#)  
[Ordinance With Proposed Revisions](#)  
[Staff Report for Planning Board Meeting](#)  
[Planning Board Resolution 2019-15](#)  
[Proposed Revisions from Spottswood](#)

**A motion was made by Commissioner Weekley, seconded by Commissioner Kaufman, that the Ordinance be Adopted with the following amendments: Development or redevelopment, for purposes of this section, shall mean any development or redevelopment that increases the aggregate size of a the unit(s), the number of units, or the need for additional affordable workforce housing as evidenced by additional services or intensity.**

**The motion carried by the following vote:**

**No:** 2 - Commissioner Lopez and Commissioner Wardlow

**Yes:** 5 - Commissioner Davila, Commissioner Hoover, Commissioner Kaufman, Commissioner Weekley and Mayor Johnston

Enactment No: Ord 19-11

#### **CITIZEN COMMENTS**

#### **COMMISSION COMMENTS**

#### **ADJOURNMENT - 8:53 PM**