



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Action Minutes - Final

City Commission

Wednesday, April 6, 2016

6:00 PM

Old 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 305-809-3731 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

RECONVENE MEETING

6:02 P.M.

ROLL CALL

Present 7 - Commissioner Kaufman, Commissioner Lopez, Commissioner Payne, Commissioner Romero, Commissioner Wardlow, Commissioner Weekley and Mayor Cates

RESOLUTIONS

- 1 **QUASI-JUDICIAL HEARING:EASEMENT 917 FRANCES STREET**
Approving an easement of 532 square feet, more or less, to address the encroachment of an existing commercial building, storage shed and fence which encroach onto the Havana Avenue right-of-way located at 917 Frances Street, Key West, Florida (RE #00021680-000000); Providing fees and conditions.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Agreement](#)
[Application](#)
[Survey](#)

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

Yes: 7 - Commissioner Kaufman, Commissioner Lopez, Commissioner Payne, Commissioner Romero, Commissioner Wardlow, Commissioner Weekley and Mayor Cates

Enactment No: Res 16-127

- 2 ~~Approving a one year extension of the agreement between the City of Key West and the Key West Tourist Development Association, Inc. ("Association"); Authorizing the City Manager to negotiate and execute a one-year extension upon consent of the City Attorney.~~

Approving an Agreement between the City of Key West and the Key West Tourist Development Association, Inc. ("Association") for 1 of 2 options; Authorizing the City Manager to negotiate and execute the Agreement upon consent of the City Attorney.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Powerpoint on Financials](#)
[First Amendment to Agreement](#)
[*Large File* Resolution 11-166](#)
[2015 Fantasy Fest TDC Application - District I-2](#)
[2 Letters from Gregory Lloyd](#)
[Letter From Stephen Hatch](#)
[Letter From Jennifer Lloyd](#)
[Letter From Bob Goldman](#)
[Letter From Virginia Panico](#)
[Letter From Florida Restaurant & Lodging Assoc](#)

It was moved by Commissioner Romero to approve a one year contract with an increase of \$45,000.00 and to enter into negotiations for a multi-year contract. Commissioner Kaufman seconded the motion for discussion. After discussion Commissioner Kaufman withdrew his second.

A motion was made by Commissioner Payne, seconded by Commissioner Lopez, that the Resolution be Passed providing for two options: Option 1; a five (5) year Agreement at \$10,000.00 per year increase or Option 2; a three (3) year agreement at \$10,000.00 per year increase with a two (2) year option to extend at \$5,000.00 per year increase. The motion carried by the following vote:

No: 1 - Commissioner Romero

Yes: 6 - Commissioner Kaufman, Commissioner Lopez, Commissioner Payne, Commissioner Wardlow, Commissioner Weekley and Mayor Cates

Enactment No: Res 16-128

3

QUASI-JUDICIAL HEARING:EASEMENT 903 FRANCES STREET

Approving an easement of 462 square feet, more or less, to address the encroachment of an existing back yard concrete slab, an underground cistern, wood decks and fence which encroach onto the Havana Avenue right-of-way located at 903 Frances Street, Key West, Florida (RE #00021710-000000); Providing fees and conditions.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Agreement](#)
[Application](#)
[Survey](#)

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

Yes: 7 - Commissioner Kaufman, Commissioner Lopez, Commissioner Payne, Commissioner Romero, Commissioner Wardlow, Commissioner Weekley and Mayor Cates

Enactment No: Res 16-129

4

QUASI-JUDICIAL HEARING:EASEMENT 907 FRANCES STREET

Approving an easement of 461 square feet, more or less, to address the encroachment of an existing principal structure eaves, a detached bedroom, two existing cisterns, ~~a shed~~, a wooden fence, a concrete wall, brick pavers and landscaping which encroach onto the Havana Avenue right-of-way located at 907 Frances Street, Key West, Florida (RE #00021700-000000) Providing fees and conditions.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Agreement](#)
[Application](#)
[Survey](#)

A motion was made by Commissioner Payne, seconded by Commissioner Weekley, that the Resolution be Passed amending the resolution and agreement removing references to the shed. The motion carried by the following vote:

Yes: 7 - Commissioner Kaufman, Commissioner Lopez, Commissioner Payne, Commissioner Romero, Commissioner Wardlow, Commissioner Weekley and Mayor Cates

Enactment No: Res 16-130

5 QUASI-JUDICIAL HEARING: ADMINISTRATIVE APPEAL OF PLANNING BOARD RESOLUTION 2015-62

(Granting/Denying) the Appeal by Attorney Dustin S. Hunter as representative for property owner Natividad Villa (Upholding/Amending/Denying) the Planning Board's denial in Resolution No. 2015-62 of an after-the fact Variance for 1324 20th Terrace.

Attachments: [Resolution](#)
[Planning Board Resolution 2015-62](#)
[Filed Appeal letter](#)
[Transcript from Planning Board Meeting](#)
[*Large File* Planning Board Packet](#)
[Mailing Labels](#)
[Letters Received December 2015 Planning Board - 1324 20th Terrace](#)
[Letter From Carrie Olasin](#)

A motion was made by Commissioner Wardlow, seconded by Commissioner Lopez, that the item be Postponed to May 3, 2016. The motion carried by the following vote:

Yes: 7 - Commissioner Kaufman, Commissioner Lopez, Commissioner Payne, Commissioner Romero, Commissioner Wardlow, Commissioner Weekley and Mayor Cates

ORDINANCES – FIRST READING

6 An Ordinance of the City of Key West, Florida, amending Chapter 70 of the Code of Ordinances entitled “Traffic and Vehicles”, Article III, “Speed Limits,” Division 2, “School Zones,” by amending Section 70-87, to amend and update the designated school zones; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Scholl

Attachments: [Ordinance 2nd reading](#)
[Executive Summary](#)
[Florida Statutes 316.1895](#)
[Florida Department of Transportation Index 17344](#)

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

Yes: 7 - Commissioner Kaufman, Commissioner Lopez, Commissioner Payne, Commissioner Romero, Commissioner Wardlow, Commissioner Weekley and Mayor Cates

CITIZEN COMMENTS

COMMISSION COMMENTS

ADJOURNMENT

8:32 P.M.