



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Meeting Agenda Full Detail City Commission

Tuesday, September 20, 2011

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 at 305-809-1000 or the ADA Coordinator at 305-809-3951 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

CALL MEETING TO ORDER

ROLL CALL

INVOCATION - NASKW Command Chaplin David Martin

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF AGENDA

ORDINANCES - SECOND READING (Public Hearing)

- 1 An Ordinance of the City of Key West, Florida, Adopting an Ad Valorem Tax General Municipal Millage Rate for FY 2011-2012; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Scholl

Attachments: [Ordinance](#)

Legislative History

9/8/11	City Commission	Passed to Second Reading
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RESOLUTIONS

- 2 Adopting the Final Budget for FY 2011-2012 and providing appropriations in accordance therewith.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Final Budget for Fiscal Year 2011-2012](#)

COMMENDATIONS

- 3 Key West High School for Excellence in the Visual, Performing and Vocational Arts
John Koenig
Sponsors: Mayor Cates
Attachments: [John Koenig](#)
- 4 Key West High School Academic Achievement Award
Robyn DeRoche and Katelyn Garcia

Sponsors: Mayor Cates
Attachments: [Robyn DeRoche](#)
[Katelyn Garcia](#)
- 5 Key West High School Outstanding Achievement/Unsung Hero Award
Marlee Gil and Ryan Wagner

Sponsors: Mayor Cates
Attachments: [Marlee Gil](#)
[Ryan Wagner](#)

PRESENTATIONS

City Attorney's Report

City Manager's Report

Update on Strategic Plan (Commissioner Weekley)

Update on alternate side of street sweeping (Commissioner Weekley)

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.

RESOLUTIONS

- 6 *Authorizing Fogarty's to conduct a Red Party event at 227 Duval Street on Wednesday, October 26, 2011 from 12:00 Noon 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 from 8:00 A.M. to 4:00 A.M.; Granting a Special Event permit pursuant to Section 6-86 of the Code of Ordinances from 12:00 Noon to 4:00 A.M.; Authorizing the sale and consumption of alcoholic beverages within the enclosed area.

Sponsors: City Manager Scholl

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

- 7 *Authorizing Rotary Club of Key West, Florida, Inc. to conduct a Reggae Concert at the Truman Waterfront southwest field on Friday, November 18, 2011, from 5:30 P.M. to 11:30 P.M.; Pursuant to terms and conditions set forth by the City Manager; Authorizing the sale and consumption of alcoholic beverages within an enclosed area; Granting an exemption from the Noise Control Ordinance pursuant to Section 6-86 of the Code of Ordinances during the event.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[*Large file* Application](#)
[Advertisement](#)

- 8 *Authorizing Ragnar Relay Florida Keys to hold a relay starting in Miami and ending in Key West at the Southernmost Beach Cafe on Saturday, January 7, 2012; Authorizing the closure of South Street from Simonton to Duval and Duval Street from South Street to end of Duval Street from 6:00 A.M. to 10:00 P.M.; Pursuant to terms and conditions set forth by the City Manager.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[*Large file* Application](#)
[Advertisement](#)

- 9 *Authorizing Kelly's Caribbean and Premier Racing to conduct a street closure during Premier Racing on Friday, January 13 through Friday, January 20, 2012 from 8:00 A.M. to 8:00 P.M.; Pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of Caroline Street between Whitehead Street and Telegraph Lane between the hours of 8:00 A.M. to 8:00 P.M.
- Sponsors:** City Manager Scholl
- Attachments:** [Resolution](#)
 [Application](#)
 [Advertisement](#)
- 10 *Approving the attached "Amendment No. 1 to the Interlocal Agreement between Monroe County and the City of Key West, for joint participation in Grant Agreement No. ARS010"; Authorizing the City Manager to execute the necessary documents.
- Sponsors:** City Manager Scholl
- Attachments:** [Resolution](#)
 [Executive Summary](#)
 [Interlocal Agreement](#)
 [Amendment No 1](#)
 [Resolution 10-303](#)
 [EECBG Grant Agreement](#)
- 11 *Authorizing the disposal of surplus City property known as one decommission 2006 Ford Expedition K-9 SUV as a donation to the Florida Keys SPCA pursuant to Section 2-771 (3) of the Code of Ordinances; Providing conditions.
- Sponsors:** City Manager Scholl
- Attachments:** [Resolution](#)
 [Executive Summary](#)
- 12 *Awarding Invitation to Bid (ITB #11-019) to Alex's Auto Wrecking Inc., for the purchase of surplus vehicles and equipment, for the total amount of \$19, 038.30.
- Sponsors:** City Manager Scholl
- Attachments:** [Resolution](#)
 [Executive Summary](#)
 [City Clerk's bid tabulation memo](#)
 [ITB 11-019](#)
 [Surplus Vehicle Disposal Inventory](#)
 [Alex's Bid proposal](#)
 [Arnolds Towing Bid Proposal](#)

- 13 Appointing Barbara Bowers to the Historic Architectural Review Commission (HARC) as an alternate member.

Sponsors: Mayor Cates

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

- 14 Appointing George Galvan to the Historic Architectural Review Commission (HARC) as an alternate member.

Sponsors: Mayor Cates

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

- 15 Approving Task Order No. 11-11 STM from CH2M Hill Engineering, Inc. in an amount not to exceed \$69,894.00 for Engineering Services for the re-design permitting, and bid phase services for the stormwater pump station and outfall system for the George Street drainage area.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Task Order 11-11 STM](#)
[Resolution 09-082](#)

- 16 Authorizing modification number three to a subgrant agreement with Florida Division of Emergency Management in order to reinstate and extend the term and increase federal funding share of FEMA Grant Contract 09HM-37-11-54-02-30 (George/First Street Pump Station outfall).

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[FEMA George Modification #3](#)
[Resolution 09-006](#)
[Resolution 09-195](#)
[Resolution 11-213](#)

- 17 Requesting the U.S. Congress to proceed with a process of certifying the Army Corps of Engineers Reconnaissance Report and directing a feasibility study to determine whether widening Key West Channel Cut B is possible; Authorizing City staff to pursue funding from public and private sources for the feasibility study.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Key West Harbor Reconnaissance Study 2010](#)

- 18 **Major Development Plan and Conditional Use - 512 Greene Street (RE# 00001170-000000)**

Approving modification to the Major Development Plan and Conditional Use previously approved by Resolution 09-242 to permit reconfiguration of a parking lot, elimination of previously required ingress and egress Easement, relocation of garbage storage and pick-up areas, and to modify conditions to permit outdoor consumption area for the property located at 512 Greene Street (RE #00001170-000000); Providing conditions.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Planning Board Resolution 2010-035](#)
[Staff Report](#)
[Site Plans](#)
[Application](#)
[DRC Minutes and Comments](#)
[Property Appraisers Information](#)
[Concurrency Analysis](#)
[Planning Board Resolution 2010-024](#)
[*Large File* Resolution 09-242](#)

Legislative History

9/6/11 City Commission Postponed

19

Minor Development Plan - 241 Margaret (RE# 00072082-004501)

Approving a Minor Development Plan for real property located at 241 Margaret Street; Providing for conditions.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Planning Board Resolution 2011-043](#)
[Planning Board Staff Report](#)
[CRA Resolution 11-069](#)
[Application](#)
[Site Plans](#)
[Parking and Trip Analysis](#)
[Coordination and DRC](#)
[Concurrency](#)
[Site Contamination Report](#)

Legislative History

5/26/11	Development Review Committee	Received and Filed
8/18/11	Planning Board	Passed

ORDINANCES – FIRST READING

20

An Ordinance of the City of Key West, Florida, Amending Chapter 42 entitled "Miscellaneous Offenses" by amending Section 42-11 "No Panhandling/No Solicitation Areas", redefining the prohibited areas within the City of Key West; Providing for the establishment of allowable panhandling zones within prohibited areas; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Mayor Cates

Attachments: [Ordinance](#)
[Exhibit A](#)
[Exhibit B](#)
[Exhibit C](#)
[Exhibit D](#)
[Exhibit E](#)

- 21 An Ordinance of the City of Key West, Florida, Amending Chapter 18 entitled "Businesses", Division 3 entitled "Open Containers" by amending Section 18-86 to amend definitions; Amending Section 18-87 to clarify prohibitions; Providing for severability; Providing for repeal of inconsistent provision; Providing for an effective date.

Sponsors: Mayor Cates

Attachments: [Ordinance](#)

- 22 An Ordinance of the City of Key West, Florida, Amending Chapter 26, entitled "Environment", Division 3, entitled "Use of Beaches on City Property" by amending Section 26-62, to amend definitions; Amending Division 4, entitled "Use of Parks Located on City Property", by amending Section 26-96, to amend definitions, by amending Section 26-97 to clarify prohibitions; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Mayor Cates

Attachments: [Ordinance](#)

- 23 An Ordinance of the City of Key West, Florida, Amending Chapter 110 entitled "Resource Protection" by amending Section 110-287 "Funds", providing for expanded expenditures for educational programs; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Lopez

Attachments: [Ordinance](#)

[Planning Board Executive Summary](#)

[Planning Board Resolution 2011-041](#)

Legislative History

8/18/11 Planning Board Passed

ORDINANCES - SECOND READING (Public Hearing)

- 24 An Ordinance of the City of Key West, Florida, amending Chapter 2 of the Code of Ordinances entitled "Administration" by amending Section 2-32 to provide for Salary Adjustments for the Mayor and City Commissioners; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Scholl

Attachments: [Ordinance](#)

[Support Documents](#)

Legislative History

9/6/11

City Commission

Passed to Second Reading

CITIZEN COMMENTS

COMMISSION COMMENTS

ADJOURNMENT