



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Meeting Agenda Full Detail City Commission

Tuesday, July 6, 2010

6:00 PM

Commission Chambers

ADA ASSISTANCE: If you are a person with a disability who needs special accommodations in order to participate in this proceeding, please contact the ADA Coordinator at 305-809-3951 between the hours of 8:00 a.m. and 5:00 p.m. To request materials in accessible format, a sign language interpreter or other assistance (5 days advance notice required), or information on access available to individuals with disabilities.

CALL MEETING TO ORDER

ROLL CALL

INVOCATION - Pastor Sandra Key, Church of God of Prophecy

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF AGENDA

PRESENTATIONS

- 1 Good Neighbor Award Brenda Kee Johnson
Sponsors: Mayor Cates and Commissioner Lopez
Attachments: [Good Neighbor Award](#)

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

- 2 *April 20, 2010 (Workshop)

Attachments: [Minutes](#)

3 *May 4, 2010 (Regular)

Attachments: [Minutes](#)

RESOLUTIONS

4 *Re-appointing Nils Muench to the Historic Architectural Review Commission (HARC).

Sponsors: Mayor Cates

Attachments: [Resolution](#)
[Nils Muench Resume](#)
[Resolution 06-193](#)

5 *Appointing Daniel A. Metzler to the Historic Architectural Review Commission (HARC) as an alternate member.

Sponsors: Mayor Cates

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

6 *Appointing Mary Sanchez to the Housing Authority.

Sponsors: Mayor Cates

Attachments: [Resolution](#)
[Letter of recommendation from the Housing Authority](#)
[Certification of Appointment form](#)

7 *Limiting infill development in the Poinciana special needs area in the Poinciana Housing Complex.

Sponsors: Commissioner Wardlow

Attachments: [Resolution](#)

8 *Authorizing Mel Fisher Maritime Heritage Society, Inc to conduct the 25th Anniversary Celebration of the finding of the Atocha on Friday, July 16, 2010 during the hours of 6:00 p.m. to 9:00 p.m. on the 200 block of Duval Street.

Sponsors: City Manager Scholl

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

9 *Authorizing cumulative expenditures during FY 09-10 to Pitney Bowes for postage in a total amount not to exceed \$32,000.00.

Sponsors: City Manager Scholl

- Attachments:** [Resolution](#)
[Executive Summary](#)
- 10 *Ratifying the reversal of traffic flow on Angela Street to a westbound direction (between Frances Street and Margaret Street).
Sponsors: City Manager Scholl
Attachments: [Resolution](#)
[Executive Summary](#)
[Code of Ordinance Section 70-31](#)
[Site Map of Angela Street](#)
- 11 *Exercising the second of two one-year options for Federal Government consultant services with Alcalde & Fay originally approved in response to Request for Proposals No. 005-06.
Sponsors: City Manager Scholl
Attachments: [Resolution](#)
[Resolution 09-187](#)
[Resolution 06-233](#)
[Request for Proposal #005-06 General description of services](#)
[2006 Finance Director Memo](#)
[RFP#005-06 Results](#)
[2006 Alcalde and Fay Ltd. agreement](#)
- 12 Supporting the Florida Keys Environmental Coalition and its efforts in connection with the Deepwater Horizon Oil Spill.
Sponsors: Commissioner Weekley
Attachments: [Resolution](#)
[Board of County Commissioners Resolution](#)
[Addresses](#)
- 13 Approving a change in scope pursuant to Key West Code of Ordinances Section 2-797 (4) (B) to contract for bid # ST 0902 to Charley Toppino and Sons for construction of Stormwater Gravity Wells Phase V, incorporating the construction of eight inlets and piping within the United Street Mill and Pave Project in the total amount of \$100,671.03; Authorizing the use of project contingency funds.
Sponsors: City Manager Scholl
Attachments: [Resolution](#)
[Executive Summary](#)
[Gravity Well V Contingency](#)
[Resolution 09-335 and supporting documents](#)
[Charley Toppino & Sons Quote](#)
- 14 Approving a Release of Liens against Eloy Lopez & Stacy O'Keefe recorded in OR Book 2154 page 2449 and OR Book 2154 page 2453 related to Code Compliance

Cases 04-2061 and 04-2062.

Sponsors: City Attorney Smith

Attachments: [Resolution](#)
[Executive Summary](#)
[Release of Lien for Case #04-2061](#)
[Release of Lien for Case #04-2062](#)

- 15 Approving the first amendment to employment agreement between the City of Key West and Shawn D. Smith for the position of City Attorney.

Sponsors: City Attorney Smith

Attachments: [Resolution](#)
[1st amendment to Employment Agreement](#)

- 16 Approving a Major Modification to the Major Development Plan; Approving modification to required aisle width and parking stall size per Section 122-699 (9) and Section 108-91(A) (2) (b) of the Land Development Regulations of the Code of Ordinances of the City of Key West, Florida; for the property located at 512 Greene Street (RE #00001170-000000).

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Planning Board Resolution 2010-024](#)
[Staff Report](#)
[Application](#)
[Prior Approvals](#)
[Prior Modification to Site Plans](#)
[Proposed Site Plan](#)
[Parking Lot Maneuverability Analysis](#)
[Solid Waste Management plan](#)
[Concurrency Analysis](#)
[DRC Minutes and Updated Member Comments](#)
[Public Comments](#)
[Property Appraiser & Public Noticing](#)

- 17 Allowing a Variance to Section 18-28 of the Code of Ordinances of Key West, Florida, regarding the sale of alcohol within 300 feet of a Church, School, Cemetery or Funeral Home for Property located at 512 Eaton Street (RE#00006500-000000).

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Legal Opinion from the City Attorney's office](#)
[Application](#)
[Resolution 09-043](#)
[Resolution 07-042](#)
[Property Appraiser information](#)

ORDINANCES – FIRST READING

- 18 An Ordinance of the City of Key West, Florida, creating Chapter 109 of the Code of Ordinances entitled "Dogs in Public Food Service Establishments"; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Weekley

Attachments: [Ordinance](#)
[Planning Board Resolution 2010-023](#)

Legislative History

5/18/10 City Commission Referred to the Planning Board

- 19 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 provisions; Providing for an effective date.

Sponsors: Commissioner Weekley

Attachments: [Ordinance](#)

CITIZEN COMMENTS

COMMISSION COMMENTS

ADJOURNMENT