



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Action Minutes - Final City Commission

Wednesday, November 5, 2014

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

CALL MEETING TO ORDER

6:02 P.M.

ROLL CALL

Present 7 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow, Commissioner Weekley, Commissioner Yaniz and Mayor Cates

INVOCATION - Lt. Peter Dietz, Chaplain Coast Guard Sector Key West

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF AGENDA

PROCLAMATIONS

- 1 Veterans of Foreign Wars "Buddy Poppy Days"
Sponsors: Mayor Cates
Received and Filed
- 2 Smart Ride Day
Sponsors: Mayor Cates
Received and Filed
- 3 National Hunger and Homelessness Awareness Week
Sponsors: Commissioner Weekley and Mayor Cates
Received and Filed

- 4 16 Days of Activism

 Sponsors: Mayor Cates

 Received and Filed

- 5 National Home Care Month

 Sponsors: Mayor Cates

 Received and Filed

PRESENTATIONS

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

- 6 *September 30, 2014 (Workshop)

 Approved
- 7 *October 07, 2014 (Regular)

 Approved

RESOLUTIONS

- 8 *Sponsoring a Holiday Season Parade on Saturday, December 6, 2014, between 7:00 P.M. and 10:00 P.M.; Authorizing the closure of certain streets for the parade.

 Sponsors: City Manager Scholl

 Passed

 Enactment No: Res 14-317

- 9 *Authorizing the Monroe County Commercial Fishermen, Inc. to conduct their Annual Florida Keys Seafood Festival at Bayview Park including the softball fields on Saturday, January 17, 2015 from 11:00 A.M. to 8:00 P.M. and Sunday, January 18, 2015 from 11:00 A.M. to 5:00 P.M.; Pursuant to terms and conditions set forth 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 8:00 P.M.
- Sponsors:** City Manager Scholl
- Passed**
- Enactment No: Res 14-318
- 10 *Sponsoring a Martin Luther King March Celebration on Monday, January 19, 2015, between 4:00 P.M. to 5:00 P.M.; Authorizing the closure of certain streets for the March.
- Sponsors:** City Manager Scholl
- Passed**
- Enactment No: Res 14-319
- 11 *Authorizing pursuant to Section 2-771(c) of the Code of Ordinances the disposal of one surplus 1995 Saulsbury Fire Engine for a minimum bid of at least \$2,000.00; Authorizing the City Manager to execute any necessary documents.
- Sponsors:** City Manager Scholl
- Passed**
- Enactment No: Res 14-320
- 12 *Authorizing cumulative expenditures during FY 14-15 to entities listed in Attachment "A" in excess of \$20,000.00.
- Sponsors:** City Manager Scholl
- Passed**
- Enactment No: Res 14-321
- 13 *Authorizing pursuant to Section 2-797(4)(b) of the Code of Ordinances the purchase of laptop and desktop computers and support from GovConnection, Inc. in the amount of \$49,121.54.
- Sponsors:** City Manager Scholl
- Passed**

Enactment No: Res 14-322

- 14 *Authorizing pursuant to Section 2-797(4)(b) of the Code of Ordinances the purchase of storage area network equipment from GovConnection, Inc. in the amount of \$45,818.54.

Sponsors: City Manager Scholl

Passed

Enactment No: Res 14-323

- 15 *Ratifying an Emergency Purchase approved by the City Manager in excess of \$20,000.00 as allowed under Section 2-797(2) of the City's Code of Ordinances, for the purchase of Mechanical Integrity Testing for the Richard A. Heyman Environmental Protection Facility Injection Wells by Layne Christensen Company in the amount of \$79,651.00, at the same prices specified in Broward County Contract No. Y1128904C1.

Sponsors: City Manager Scholl

Passed

Enactment No: Res 14-324

Approval of the Consent Agenda

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

- 16 Directing the commencement of the process for development of parking garages in Old Town Key West.

Sponsors: Commissioner Rossi

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

No: 1 - Commissioner Lopez

Yes: 6 - Commissioner Johnston, Commissioner Rossi, Commissioner Wardlow, Commissioner Weekley, Commissioner Yaniz and Mayor Cates

Enactment No: Res 14-325

- 17 Approving the White Paper Report on "Affordable Housing Needs Solutions" presented by City Planner Donald Leland Craig at the October 7, 2014 City Commission Meeting; Directing Staff to take action to implement solutions contained in the report.

Sponsors: Commissioner Weekley

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

Yes: 7 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow, Commissioner Weekley, Commissioner Yaniz and Mayor Cates

Enactment No: Res 14-326

- 18** Supporting Marriage Equality; Urging the State of Florida to stop opposing Marriage Equality through the courts.

Sponsors: Commissioner Yaniz

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

Yes: 7 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow, Commissioner Weekley, Commissioner Yaniz and Mayor Cates

Enactment No: Res 14-327

- 19** Approving Boat Ramp and Boat Trailer Parking Fees at the City Marina at Garrison Bight; Approving and implementing an Annual Commercial Boat Ramp Fee.

Sponsors: City Manager Scholl

A motion was made by Commissioner Rossi, seconded by Commissioner Johnston, that the Resolution be Passed amending the Annual Boat Ramp Fee, Recreational to \$75.00 and an Annual Fee of \$120.00 to Residents for both Ramp Fee and Parking. The motion carried by the following vote:

Yes: 7 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow, Commissioner Weekley, Commissioner Yaniz and Mayor Cates

Enactment No: Res 14-328

- 20** Approving Change Order #1 for D. L. Porter Constructors, Inc. for the construction of Fire Station #2 in an amount not to exceed \$422,273.29; Authorizing necessary documents on behalf of the City of Key West; Authorizing any necessary budget transfers.

Sponsors: City Manager Scholl

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

No: 1 - Commissioner Yaniz

Yes: 6 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow, Commissioner Weekley and Mayor Cates

Enactment No: Res 14-329

ORDINANCES – FIRST READING

21 An Ordinance of the City of Key West, Florida, repealing Ordinance 91-33 which established Fees for Boat Ramp and Related Parking at the City Marina at Garrison Bight; Providing for an effective date.

Sponsors: City Manager Scholl

A motion was made by Commissioner Weekley, seconded by Commissioner Johnston, that the Ordinance be Passed to Second Reading on November 18, 2014. The motion carried by the following vote:

Yes: 7 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow, Commissioner Weekley, Commissioner Yaniz and Mayor Cates

22 An Ordinance of the City of Key West City Commission, Invoking the Zoning in Progress Doctrine; Declaring that the City is considering the Zoning in Progress doctrine; Declaring that the City is considering amendments to its Land Development Regulations to adopt criteria permitting and regulating the location of Medical Marijuana Treatment Centers; Directing Building and Planning Department staff to defer the acceptance and processing of applications requiring the issuance of permitting the location of Medical Marijuana Treatment Centers; Continuing this policy until new permit regulations or amended Land Development Regulations are adopted by the City Commission or until the passage of 180 days from the date of this Ordinance, whichever occurs first; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Scholl

Withdrawn

DISCUSSION

23 Commercial Use of Public Property

Sponsors: Commissioner Johnston

Discussed

CITIZEN COMMENTS

COMMISSION COMMENTS

ADJOURNMENT

8:35 P.M.