



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Meeting Agenda Full Detail City Commission

Tuesday, June 1, 2010

6:00 PM

Commission Chambers

CALL MEETING TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF AGENDA

PROCLAMATIONS

1 Mote Marine Laboratory 55th Anniversary

Sponsors: Mayor Cates

Attachments: [Mote Marine Laboratory Anniversary](#)

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.**

2 Authorizing the Rotary Club of Key West to conduct a picnic with all Rotary Clubs at Bayview Park and the softball fields on Saturday, June 5, 2010 from 12:00 Noon to 4:00 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.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Special Event Application](#)
[Consent form for debris management](#)

- 3 Authorizing Sloppy Joe's to conduct an event for Hemingway Days on Saturday, July 24, 2010 from 12:00 Noon to 11:00 P.M. pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of Greene Street between Duval and Ann Streets from 12:00 Noon to 11:00 P.M.; Authorizing the sale and consumption of alcoholic beverages within the enclosed area.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Special Event Application](#)
[Consent form for debris management](#)

- 4 Authorizing Rick's & Dirty Harry's Entertainment complex to conduct a Seafood Lobster Festival on Saturday, August 7, 2010, from 10:00 A.M. to 12:00 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 from 10:00 A.M. to 12:00 Midnight; Granting a special event permit pursuant to Section 6-86 of the Code of Ordinances from 12:00 Noon to 11:00 P.M.; Authorizing the sale and consumption of alcoholic beverages within the enclosed area.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Special Event Application](#)
[Consent Form for debris management](#)

- 5 Extending the contract for Stormwater gravity injection wells Phase IV with CEB Construction, Inc. through June 30th, 2010.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Extension Letter from CEB Construction, Inc.](#)
[Resolution 09-269](#)
[September 16, 2009 Executive Summary](#)
[Contract between the City and CEB Construction, INC.](#)

- 6 Approving the transfer of historic telegraph cable excavated at the intersection of Catherine and Whitehead Streets to the Mel Fisher Maritime Museum; Authorizing the City Manager to enter into a transfer agreement.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Cable transfer agreement revised 05.17.10](#)
[FMSF form from Janus Research](#)
[Email from FMSF to confirm receipt of FMSF form](#)
[Telegraph cable history article](#)

RESOLUTIONS

7 Approving the City Attorney Performance Evaluation.

Sponsors: City Attorney Smith

Attachments: [Evaluation.pdf](#)

8 VARIANCE: 1908 FLAGLER AVENUE
To allow a Variance to Section 18-28 of the Code of Ordinances of Key West, Florida regarding the sale of alcohol within 300 Feet of Church, School, Cemetery or Funeral Home for property located at 1908 Flagler Avenue.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Applicant Request](#)

ORDINANCE – FIRST READING

9 An Ordinance of the City Commission of the City of Key West, pursuant to Section 7.03 of the City Charter, calling for a Referendum for the authority to sell real property owned by the City of Key West and commonly known as 529 Front Street (RE number 00072082-000600); Authorizing the City Clerk to take all necessary action to place this measure on the ballot for November 2, 2010; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Weekley

Attachments: [Ordinance - 1st Reading](#)

ORDINANCE - SECOND READING

10 An Ordinance of the City of Key West, pursuant to Section 8.01 of the Key West Charter, proposing that Section 6.01 of the Key West Charter be amended to provide that runoff elections if necessary, shall be held on the first Tuesday following the first Monday in November between the two candidates receiving the greatest number of votes; Setting the General Election of November 2, 2010, as the date of Referendum; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Mayor Cates

Attachments: [Ordinance - 2nd Reading](#)

- 11 An Ordinance of the City of Key West, Florida, amending Chapter 42 of the Code of Ordinances entitled "Miscellaneous Offenses" by amending Section 42-9 to provide for an exemption from the nudity prohibition in areas specifically designated for that purpose by Resolution of the City Commission; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.
- Sponsors:** Commissioner Johnston
- Attachments:** [Ordinance - 2nd Reading](#)
- Amended*
- 12 An Ordinance of the City of Key West, Florida, amending Section 58-34 of the Code of Ordinances entitled "Collection and Disposal, Unlawful Disposal" by Adding subsection (f) to prohibit the storing or disposing of certain materials in vehicles or trailers; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.
- Sponsors:** Commissioner Weekley
- Attachments:** [Ordinance - 2nd Reading](#)
- Amended*
- 13 An Ordinance of the City of Key West, Florida, amending Chapter 70 of the Code of Ordinances entitled "Parking, Stopping and Standing" by amending Section 70-116 to prohibit the storing or disposing of certain materials in vehicles or trailers, and by amending Section 70-121 to provide for revised and added penalties for violations of provisions of Chapter 70; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date. (Commissioner Weekley)
- Sponsors:** Commissioner Weekley
- Attachments:** [Ordinance - 2nd Reading](#)

CITIZEN COMMENTS**COMMISSION COMMENTS****ADJOURNMENT**