



# City of Key West, FL

Old City Hall  
510 Greene Street  
Key West FL 33040

## Action Minutes - Final City Commission

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Wednesday, February 22, 2012

6:00 PM

Old City Hall

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**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

6:00 P.M.

### ROLL CALL

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

### INVOCATION -Commissioner Johnston

### PLEDGE OF ALLEGIANCE TO THE FLAG

### APPROVAL OF AGENDA

### PRESENTATIONS

1                      25 year service award David Fernandez

**Sponsors:**              City Manager Scholl

**Received and Filed**

2                      Advisory Screening Committee for a New City Manager - Madam  
Chair Shirley Freeman

**Sponsors:**              City Attorney Smith

**Received and Filed**

**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**

3                               \*January 18, 2012 (Regular)

**Attachments:**       [Minutes](#)

**Passed**

4                               \*January 24, 2012 (Special)

**Attachments:**       [Minutes](#)

**Passed**

5                               \*February 7, 2012 (Regular)

**Attachments:**       [Minutes](#)

**Passed**

**RESOLUTIONS**

6                               \*Re-Appointing Kathryn A. Ovide to the Key West Bight Management District Board.

**Sponsors:**       Mayor Cates

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

**Passed**

Enactment No: Res 12-066

- 7                   \*Authorizing Executive Adventures, LLC dba World Sailfish Championship to conduct a World Sailfish Championship Tournament festivities at Mallory Square Plaza starting on Tuesday, April 17th through Saturday, April 21st, 2012 from 12:00 Noon to 12:00 Midnight (set up April 13 - 17, 2012 and breakdown April 21-23, 2012); Pursuant to terms and conditions set forth by the City Manager; Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances from 11:00 A.M. to 12:00 Midnight; Authorizing the sale and consumption of alcoholic beverages within an enclosed area; Approving a five year contract starting on 2012 through 2016 with Executive Adventures; Providing for payments to the City; Recinding Resolution No. 12-005.

**Sponsors:**           City Manager Scholl

**Attachments:**       [Resolution](#)  
                          [Executive Summary](#)  
                          [Agreement](#)  
                          [Resolution 12-005](#)

**Passed**

Enactment No: Res 12-067

- 8                   \*Accepting pursuant to Section 2-797(3) of the Code of Ordinances the attached proposal of Garber Automall in the total amount of \$413,008.90 for sixteen police patrol vehicles for use by the Key West Police Department.

**Sponsors:**           City Manager Scholl

**Attachments:**       [Resolution](#)  
                          [Executive Summary](#)  
                          [City of Jacksonville's Bid Specifications](#)  
                          [Support document from the City of Jacksonville, FL](#)  
                          [E-mail from the City of Jacksonville, FL](#)  
                          [Support document from Garber Ford, Inc.](#)  
                          [Duval Ford support document](#)  
                          [E-mail from Duncan Ford](#)

**Passed**

Enactment No: Res 12-068

- 9                    \*Approving the attached “Agreement to furnish professional services for monitoring of debris removal and related services to the City of Key West” between the City and True North Emergency Management, LLC., in response to the ranked responses to RFP #011-08.

**Sponsors:**            City Manager Scholl

**Attachments:**        [Resolution](#)  
                              [Executive Summary](#)  
                              [Agreement](#)  
                              [Advertised RFP](#)  
                              [\\*Large File\\* True North Key West Proposal](#)  
                              [Resolution 11-192](#)

**Passed**

Enactment No: Res 12-069

#### **Approval of the Consent Agenda**

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

- 10                    Approving the first two year contract renewal between the City of Key West and MBI/K2M Architecture, Inc.

**Sponsors:**            City Manager Scholl

**Attachments:**        [Resolution](#)  
                              [Resolution 08-253](#)

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

**No:**    1 -    Commissioner Weekley

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

Enactment No: Res 12-070

- 11                   Selecting a concept design for a new Fire Station on Angela Street;  
Directing the preparation of a task order for design and planning  
services.

**Sponsors:**       Commissioner Rossi, Commissioner Wardlow and Commissioner  
Yaniz

**Attachments:**    [Resolution](#)  
[Narrative For All Schemes](#)  
[Scheme 1 - Fire Station Only - Madeline Bean Site](#)  
[Scheme 2 Phase I Site Plan](#)  
[Scheme 2 Phase II Site Plan](#)  
[Scheme 3 Phase I Site Plan](#)  
[Scheme 3 Phase II Site Plan](#)  
[Scheme 4 Site Plan](#)  
[Cost Estimate For All Schemes](#)  
[Variance Summary For All Schemes](#)

**A motion was made by Commissioner Rossi, seconded by Commissioner  
Yaniz, that the Resolution be passed selecting Scheme 2, Phase 1 site plan.  
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 12-071

- 12                   Adopting the attached City Manager job description to be used in the  
search and selection of the next City Manager.

**Sponsors:**       City Attorney Smith

**Attachments:**    [Resolution](#)  
[Job Description](#)

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

**No:** 1 - Commissioner Wardlow

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

Enactment No: Res 12-072

## **ORDINANCES – FIRST READING**

- 13                   An Ordinance of the City of Key West, Florida, amending Chapter 6 of the Code of Ordinances entitled "Street Performers and Street Artists," by amending Section 6-1 definitions to provide for an amendment to the definition of the Duval Street Corridor Cultural District; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Sponsors:**           Commissioner Lopez

**Attachments:**       [Ordinance](#)  
                              [Executive Summary](#)

**Withdrawn**

- 14                   An Ordinance of the City of Key West, Florida amending Chapter 70 of the Code of Ordinances entitled "Traffic and Vehicles" by amending Section 70-372 entitled "Time Limits for Deliveries on Duval Street", to expand the defined area to include Simonton and Whitehead Streets; Amending Section 70-373 entitled "Time Limits for Deliveries within the Historic District" to expand the amended time restrictions to all other portions of the Historic District; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Sponsors:**           Commissioner Johnston

**Attachments:**       [Ordinance](#)  
                              [Executive Summary](#)

**A motion was made by Commissioner Rossi, seconded by Commissioner Lopez, that the Ordinance be passed as amended to Second Reading. The motion carried by the following vote:**

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

**ORDINANCES - SECOND READING (Public Hearing)**

15

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](#)  
[Executive Summary](#)

**A motion was made by Commissioner Johnston, seconded by Commissioner Lopez, that the Ordinance be Adopted. 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: Ord 12-03

16

An Ordinance of the City of Key West Florida, amending Chapter 26 of the Code of Ordinances entitled "Environment" by creating Section 26-101 Park Rules to provide for regulations concerning all City Parks; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Sponsors:** Commissioner Johnston

**Attachments:** [Ordinance](#)  
[Executive Summary](#)  
[Exhibit A](#)

**A motion was made by Commissioner Johnston, seconded by Commissioner Lopez, that the Ordinance be Adopted as Amended. 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: Ord 12-04

17

An Ordinance of the City of Key West, Florida, amending Chapter 2 of the Code of Ordinances entitled "Administration" by adding Section 2-799 to require City contractors to provide equal benefits to Domestic Partners; Providing exceptions; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Sponsors:** Commissioner Weekley

**Attachments:** [Ordinance](#)

**A motion was made by Commissioner Weekley, seconded by Commissioner Johnston, that the Ordinance be Adopted as Amended. 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: Ord 12-05

#### **CITIZEN COMMENTS**

#### **COMMISSION COMMENTS**

#### **ADJOURNMENT**

**8:58 P.M.**