



# City of Key West, FL

Old City Hall  
510 Greene Street  
Key West FL 33040

## Meeting Agenda Full Detail City Commission

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Wednesday, January 23, 2013

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**

**ROLL CALL**

**INVOCATION - Reverend Randy Becker, Unitarian Universalist Fellowship**

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**APPROVAL OF AGENDA**

**PROCLAMATIONS**

**1** Wendy Coles Day

**Sponsors:** Mayor Cates

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

**PRESENTATIONS**

**2** Florida Department of Transportation's Quarterly update on North Roosevelt Project - Mr. Dean Walters, Public Information Specialist

**Sponsors:** Mayor Cates

**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.

**RESOLUTIONS**

- 3**                    \*Urging Congress to enact Legislation banning assault style weapons and high capacity magazines; Urging Congress to enact Legislation to require mandatory background checks and training in conjunction with every firearm purchase in the United States.
- Sponsors:**        Commissioner Johnston, Commissioner Lopez, Commissioner Wardlow and Commissioner Weekley
- Attachments:**    [Resolution](#)
- 4**                    \*Pledging support for the reconstruction of the Florida Keys SPCA Animal Shelter; Directing staff to expedite review of space requirements on Stock Island.
- Sponsors:**        Commissioner Yaniz
- Attachments:**    [Resolution](#)
- 5**                    \*Authorizing the 22nd Annual Kelly McGillis Classic International Women's Flag Football Championship and World Challenge Games to hold a parade on Thursday, February 7, 2013 from 5:00 P.M. to 6:00 P.M.; Authorizing the closure of said streets for the parade starting at the Rum Barrell on Front Street to Duval Street and ending at United Street from 5:00 P.M. to 6:00 P.M.; Authorizing the Key West Women's Flag Football League the use of Wickers Field Complex for their tournament.
- Sponsors:**        City Manager Vitas
- Attachments:**    [Resolution](#)  
[\\*Large File\\* Application](#)  
[Insurance](#)  
[Advertisement](#)

- 6 \*Authorizing the American Cancer Society to conduct their Annual Rocking Away Cancer Event on the 200 block of Duval Street on Saturday, February 16, 2013 from 12:00 Noon to 6:00 P.M. pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of the 200 block of Duval Street from 9:00 A.M. to 7:00 P.M.; Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances from 12:00 Noon to 6:00 P.M.

**Sponsors:** City Manager Vitas

**Attachments:** [Resolution](#)  
[\\*Large File\\* Applications](#)  
[Site Map](#)  
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- 7 \*Authorizing the Rotary Club of Key West to conduct a musical concert at the Truman Waterfront Southwest Field on Saturday, February 16, 2013 from 7:00 A.M. to 11:00 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 Vitas

**Attachments:** [Resolution](#)  
[\\*Large File\\* Application](#)  
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- 8 \*Authorizing the Key West Art Center to conduct an Art Show on Saturday, February 23, 2013 and Sunday, February 24, 2013 (street closed from February 23, 2013 6:00 A.M. through February 24, 2013 8:00 P.M.) during the hours of 10:00 A.M. to 5:00 P.M.; Pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of Whitehead Street between Greene Street and Eaton Street including Caroline on February 23, 2013 and February 24, 2013 from 10:00 A.M. to 5:00 P.M.

**Sponsors:** City Manager Vitas

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



- 13 \*Approving a Release of Lien for the property located at 2500 Patterson Avenue; Providing conditions.

**Sponsors:** City Manager Vitas

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

[Executive Summary](#)

[Resolution 11-147](#)

[Bank of America - Short Sale Terms](#)

[Sale and Purchase Agreement](#)

[HUD - 1](#)

[Affidavit of Partial Compliance](#)

[1st Mortgage](#)

[Warranty Deed](#)

[2nd Mortgage](#)

[Line of Credit](#)

[Release 1st Mortgage](#)

[Lis Pendens](#)

[Assignment of Mortgage](#)

[City Lien](#)

- 14 Urging cooperation and collaboration by and between the City of Key West, Monroe County School Board and Local Law Enforcement Agencies for the safeguarding of Monroe County School Children.

**Sponsors:** Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow, Commissioner Weekley, Commissioner Yaniz and Mayor Cates

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

- 15 Directing the Key West Bight Management District Board to schedule regular meetings after 5:00 P.M., to encourage and facilitate public and tenant attendance and participation.

**Sponsors:** Mayor Cates

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

- 16 Authorizing an adjustment to the Traffic Lights at the intersection of Eaton Street, Palm Avenue and White Street in Key West.

**Sponsors:** Commissioner Lopez and Commissioner Weekley

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

- 17 Authorizing Bazaar Productions, Inc. the use of the Truman Waterfront for the weekly open air market place starting from 10:00 A.M. to 4:00 P.M.; Pursuant to terms and conditions set forth by the City Manager.

**Sponsors:** City Manager Vitas

**Attachments:** [Resolution](#)  
[Application](#)  
[Waste Management Quote](#)  
[Corporation Documentation](#)  
[Checklist](#)  
[Premium Quote](#)

**Legislative History**

1/8/13 City Commission Postponed

- 18 Rejecting the proposed Florida Keys Aqueduct Authority (FKAA) Water Agreement; Directing the City Manager and City Attorney to propose a counter proposal consistent with the City/FKAA Distribution System Lease as detailed in the attached memorandum.

**Sponsors:** City Manager Vitas

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Water Rate Increase Financial Summary](#)  
[May 2012 Summary of Water Rates Fees Charges](#)  
[\\*Large File\\* May 2011 Summary of Water Rates Fees Charges](#)  
[\\*Large File\\* Lease Agreement](#)  
[\\*Large File\\* Interlocal Agreement](#)  
[1952 Lease Affirmation for Refinancing](#)  
[1976 FKAA Enabling Legislation FS 76-441](#)

**Legislative History**

1/8/13 City Commission Postponed

**ORDINANCES – FIRST READING**

- 19** An Ordinance of the City of Key West amending Chapters 14, 34 and 108 of the Code of Ordinances and amendments to local Sections 104, 107, 117, 202, 1612 of the 2010 Florida Building Codes for the purpose of updating the City's Flood Damage Protection Ordinances and related building codes; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**City Attorney Smith is recommending the postponement of the Ordinance at the meeting.**

**Sponsors:** City Manager Vitas

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

[Planning Board Resolution 2012-24](#)

[2012 Building Codes](#)

[Florida Model Floodplain Ordinance](#)

[Frequently Asked Questions on New Model Ordinance & Code Amendments](#)

**Legislative History**

4/23/12	Planning Board	Postponed
5/17/12	Planning Board	Postponed
5/31/12	Planning Board	Passed
6/19/12	City Commission	Postponed
7/17/12	City Commission	Postponed

- 20** An Ordinance of the City of Key West granting an Amendment to Section 9, and adding a related Exhibit A-1 to the Franchise Agreement between the City and CityView Trolley Tours of Key West, Inc. to amend the type of Sightseeing Vehicle(s) permitted by the Franchise Agreement; Providing for severability; Providing for an effective date.

**Sponsors:** City Attorney Smith

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

[Ordinance 10-01](#)

[Exhibit A-1](#)

[Supporting Documents](#)

**CITIZEN COMMENTS**

**COMMISSION COMMENTS**

**ADJOURNMENT**