



# City of Key West, FL

Old City Hall  
510 Greene Street  
Key West FL 33040

## Action Minutes - Final City Commission

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Tuesday, September 22, 2015

6:00 PM

Old City Hall

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### SPECIAL

**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 1-800-955-8771 or for voice 1-800-955-8770 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

6:04 P.M.

#### ROLL CALL

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

#### PLEDGE OF ALLEGIANCE TO THE FLAG

#### APPROVAL OF AGENDA

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

- 1 An Ordinance of the City of Key West, Florida, adopting an Ad Valorem Tax General Municipal Millage Rate for FY 2015-2016; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Sponsors:** City Manager Scholl

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

A motion was made by Commissioner Wardlow, seconded by Commissioner Yaniz, that the Ordinance be Adopted using 2.1 reserve days; that the final adopted Ad Valorem Tax General Municipal Millage Rate for FY 2015-2016 is hereby set at 2.5908 mills; that the 2015-2016 final adopted millage rate is 0 percent more than the 2015-2016 rolled back rate of 2.5908 mills. The motion carried by the following vote:

**No:** 2 - Commissioner Johnston and Commissioner Weekley

**Yes:** 5 - Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow, Commissioner Yaniz and Mayor Cates

Enactment No: Ord 15-13

**RESOLUTIONS**

**2**

**PUBLIC HEARING:**

Adopting the Final Budget for FY 2015-2016 and providing appropriations in accordance therewith.

**Sponsors:** City Manager Scholl

**Attachments:** [Resolution](#)  
[Budget Summary Final](#)  
[Budget Summary-Workshop](#)  
[General Fund - Revenues](#)  
[City Commission](#)  
[City Manager](#)  
[City Clerk](#)  
[Citizen Review Board](#)  
[Parking](#)  
[Finance](#)  
[Human Resources](#)  
[Information Technology / Channel 77](#)  
[City Attorney](#)  
[City Planner](#)  
[Non Departmental](#)  
[Fleet Service Management](#)  
[Public Works](#)  
[Engineering](#)  
[Facilities Maintenance](#)  
[Disaster Recovery](#)  
[Police](#)  
[Fire](#)  
[Building](#)  
[Code Compliance](#)  
[Emergency Preparedness](#)  
[Emergency Medical Services \(EMS\)](#)  
[Tree Commission](#)  
[Port Operations](#)  
[Homeless Services](#)  
[Parks & Recreation](#)  
[Cultural Preservation Society \(CPS\)](#)  
[Infrastructure Surtax Fund](#)  
[Gas Tax Fund](#)  
[Fort Taylor Surcharge Fund](#)  
[Affordable Housing Fund](#)  
[Community Fund \(AIPP\)](#)  
[Law Enforcement Trust Fund](#)  
[Capital Projects](#)

[Sewer Fund](#)  
[Stormwater Utility Fund](#)  
[Solid Waste Fund](#)  
[Key West Bight Fund](#)  
[Transit System Fund](#)  
[Garrison Bight Fund](#)  
[Insurance Fund](#)  
[Bahama Village TIF](#)  
[Navy Outer Mole Payments](#)  
[Caroline Street TIF](#)  
[CIP General Fund](#)  
[CIP Infrastructure Surtax](#)  
[CIP Gas Tax](#)  
[CIP Sewer](#)  
[CIP Stormwater](#)  
[CIP Solid Waste](#)  
[CIP Key West Bight](#)  
[CIP Transit](#)  
[CIP Garrison Bight](#)  
[CIP Other Capital Projects](#)  
[One-Time Costs General Fund](#)  
[Proposed Reclassifications](#)  
[Evergreen Study](#)

**A motion was made by Commissioner Rossi, seconded by Commissioner Wardlow, that the Resolution be Passed; that the final budget for FY 2015-2016 as submitted and recommended by the City Manager is hereby approved and adopted by fund and by major category at \$166,319,832.00. The motion carried by the following vote:**

**No:** 2 - Commissioner Johnston and Commissioner Weekley

**Yes:** 5 - Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow, Commissioner Yaniz and Mayor Cates

Enactment No: Res 15-282

**3**

Authorizing acceptance of the proposal from the Public Risk Management of Florida (PRM) submitted by Arthur J. Gallagher & Company in the amount of \$404,955.00 for the City's Casualty Insurance Program for policy year 2015/2016; Authorizing acceptance of Arthur J. Gallagher & Company as the Agent/Broker for the City's Casualty Insurance Program for policy year 2015/2016; Accepting proposals from Great American for Outer Mole Excess Liability Coverage (\$10,000), Marine Operators Legal Liability Coverage

(\$14,861), Wharfingers Liability Coverage (\$24,208), Hull Coverage (\$11,475), Vessel Pollution Coverage (\$4,425), and proposal from Commerce & Industry for Tank Storage Coverage (\$2,423); Authorizing the placement of Marine Liability, Hull and Storage Tank Coverages as proposed by Great American and Commerce & Industry with Arthur J. Gallagher & Company for policy year 2015/2016 via Broker of Record Process; Authorizing the City Manager to execute all documents consistent therewith with the consent and advice of City Attorney.

**Sponsors:** City Manager Scholl

**Attachments:** [Resolution](#)  
[Executive Summary](#)  
[Casualty Ancillary Renewal Summary 9-9-15](#)  
[Key West PROSPECT PROPOSAL - FINAL Revised 9-04-15](#)  
[Arthur J Gallagher Proposal 9-11-15](#)

**A motion was made by Commissioner Rossi, seconded by Commissioner Weekley, 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 15-283

- 4** Appointing Commissioners Clayton Lopez and Jimmy Weekley as well as City Clerk Cheryl Smith to serve on the Canvassing Board for the Municipal Election of October 6, 2015 and the Run-off Election, if any, November 3, 2015.

**Sponsors:** City Manager Scholl

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

**A motion was made by Commissioner Weekley, seconded by Commissioner Lopez, that the Resolution be Passed. The motion passed by a unanimous vote.**

Enactment No: Res 15-284

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

- 5** An Ordinance of the City of Key West, Florida, Amending Chapter 78 of the Code of Ordinances by Amending Article V, entitled "Sightseeing Vehicles Pursuant to Franchise" to include additions to Section 78-251 entitled "Franchise Application Process"; and Amending Section 78-252 entitled "City Commission Consideration of Duly-Submitted Application" governing the process and requirements for applying for, granting and renewing Sightseeing Vehicle

Franchises; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Sponsors:** City Manager Scholl

**Attachments:** [City Attorney Memo](#)  
[Ordinance](#)  
[Cityview / HTA Comments](#)

*It was moved by Commissioner Rossi and seconded by Commissioner Wardlow to postpone the item. After discussion the Commissioners withdrew their motion and second.*

*It was moved by Commissionr Yaniz and seconed by Commissioner Lopez to table the item for further discussion at the end of the meeting.*

*No: 2 - Commissioner Johnston and Mayor Cates*

*Yes: 7 - Commissionr Lopez, Commissioner Rossi, Commissioner Lopez  
Commissioner Weekley, Commissioner Yaniz*

#### ORDINANCES – FIRST READING

6

An Ordinance of the City of Key West, Florida, amending Chapter 78 of the Code of Ordinances by amending Article V, entitled "Sightseeing Vehicles Pursuant to Franchise" by adding Section 78-253 to provide for temporary extension of existing Franchise Agreement during pendency of consideration of application for new or renewal of Franchise Agreement; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Sponsors:** City Attorney Smith

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

**A motion was made by Commissioner Rossi, seconded by Commissioner Lopez, that the Ordinance be Passed to Second Reading on October 7, 2015. The motion carried by the following vote:**

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

*It was moved by Commissioner Yaniz and seconded by Commissioner Rossi to remove the tabled item for consideration.*

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

#### ORDINANCES - SECOND READING (Public Hearing) Continued

- 7 An Ordinance of the City of Key West, Florida, Amending Chapter 78 of the Code of Ordinances by Amending Article V, entitled "Sightseeing Vehicles Pursuant to Franchise" to include additions to Section 78-251 entitled "Franchise Application Process"; and Amending Section 78-252 entitled "City Commission Consideration of Duly-Submitted Application" governing the process and requirements for applying for, granting and renewing Sightseeing Vehicle Franchises; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Sponsors:** City Manager Scholl

**Attachments:** [City Attorney Memo](#)  
[Ordinance](#)  
[Cityview / HTA Comments](#)

**A motion was made by Commissioner Rossi, seconded by Commissioner Johnston, that the Ordinance be Postponed to September 30, 2015. The motion carried by the following vote:**

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

## ADJOURNMENT

**8:06 P.M.**