



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Action Minutes - Final City Commission

Tuesday, July 2, 2013

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 305-809-3951 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

Absent 2 - Commissioner Weekley and Mayor Cates

Present 5 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow and Commissioner Yaniz

INVOCATION - Lt. David Martin, Command Chaplain Naval Air Station Key West

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF AGENDA

PROCLAMATIONS

1 Visiting Nurse Association & Hospice of the Florida Keys Awareness Week

Sponsors: Mayor Cates

Received and Filed

2 Mel Fisher Days

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

- 3 *June 4, 2013 (Regular)

 Approved

RESOLUTIONS

- 4 *Appointing Michael Brockner to the Civil Service Board.

 Sponsors: Mayor Cates

 Passed

 Enactment No: Res 13-176

- 5 *Supporting the Vietnam Living Memorial Proposal; Directing the City Manager to work with the organizers to review plans for Commission approval.

 Sponsors: Commissioner Lopez, Commissioner Wardlow and Mayor Cates

 Passed

 Enactment No: Res 13-177

- 6 *Extending an invitation to Chief of the Cuban Interests Section Ambassador Jose R. Cabañas and First Secretary Raul Sanchez Cordovi and to visit the City of Key West for an exchange of ideas on the present and future relations between the City and the Island of Cuba.

 Sponsors: Commissioner Yaniz

 Passed

 Enactment No: Res 13-178

- 7 *Authorizing a Change Order to the Contract for Replacement of Tarpon Pier with Ebsary Foundation Company adjusting the Contract price and extending the Contact for a period of 21 days.

Sponsors: City Manager Vitas

Passed

Enactment No: Res 13-179

Approval of the Consent Agenda

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

- 8 Approving the issuance of a Task Order to Avirom & Associates, Inc. for survey work on United Street (\$25,920.00) and Virginia Street (\$24,792.00) in a total amount not to exceed \$50,712.00.

Sponsors: City Manager Vitas

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

Absent: 2 - Commissioner Weekley and Mayor Cates

Yes: 5 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow and Commissioner Yaniz

Enactment No: Res 13-180

ORDINANCES - SECOND READING (Public Hearing)

- 9 An Ordinance of the City of Key West, Florida amending Chapter 6 of the Code of Ordinances entitled "Amusements and Entertainment" by adding Definitions to Section 6-116; Amending Chapter 18 of the Code of Ordinances entitled "Businesses" by deleting "Moped and Scooter Rentals," and adding "Recreational Rental Vehicles"; By adding Section 18-354 establishing that Permits Required, Application, Franchise Fees; By adding Section 18-355 establishing Recreational Rental Vehicles deemed a Conditional Use; By adding Section 18-356 establishing a 30-day period to establish numbers of Recreational Rental Vehicles; By adding Section 18-357 establishing Restrictions on Bicycle Tour Companies; By adding Section 18-358 establishing Requirement of Concurrency Traffic Analysis for the Establishment of New or Relocated Recreational Rental Businesses; By adding Section 18-359 establishing Identification by Decal of all Recreational Rental Vehicles; By adding Section 18-360 establishing an Annual Inspection of Each Recreational Rental Vehicle Facility; By adding Section 18-361 establishing Penalties for Violations; Providing for severability; Providing for repeal of inconsistent provisions; and Providing for an effective date.

Sponsors: City Manager Vitas

A motion was made by Commissioner Lopez, seconded by Commissioner Johnston, that the Ordinance be Postponed to August 6, 2013. The motion passed by a unanimous vote.

- 10 An Ordinance of the City of Key West, Florida, Repealing the Zoning in Progress Adopted by Ordinance No. 12-35; Amending Chapter 122 of the Code of Ordinances Entitled "Zoning" by Amending Section 122-418 "Conditional Uses" in the General Commercial (CG) Zoning District to provide for Pain Management Clinics as a conditional use; By creating Division 14 Entitled "Pain Management Clinics"; By adding Sections 122-1547 through and including 122-1553, to allow and register Pain Management Clinics as defined; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Vitas

A motion was made by Commissioner Lopez, seconded by Commissioner Johnston, that the Ordinance be Adopted. The motion carried by the following vote:

Absent: 2 - Commissioner Weekley and Mayor Cates

Yes: 5 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow and Commissioner Yaniz

Enactment No: Ord 13-12

CITIZEN COMMENTS

COMMISSION COMMENTS

ADJOURNMENT

7:27 P.M.