

MINUTES

CITY COMMISSION MEETING

OLD CITY HALL, 510 GREENE STREET

TUESDAY, AUGUST 20, 2013

A regular meeting of the City Commission of the City of Key West, Florida was held in Commission Chambers, Old City Hall, on Tuesday, August 20, 2013.

Mayor Craig Cates called the meeting to order at 6:02 p.m.

Answering roll call were Commissioners Teri Johnston, Clayton Lopez, Mark Rossi, Billy Wardlow, Jimmy Weekley, Tony Yaniz and Mayor Craig Cates.

Also present were City Manager Bob Vitas, Assistant City Manager David Fernandez, City Attorney Shawn Smith, City Planner Don Craig, Police Chief Donie Lee, Fire Chief David Fraga, Community Services Director Greg Veliz, Deputy Community Services Director Rodrigo Delostrinos, Licensing Official Carolyn Walker, Code Compliance Manager Jim Young, Information Technology Director Patti McLauchlin, Senior Project Manager Doug Bradshaw, Utilities Manager Jay Gewin, Senior Property Manager Marilyn Wilbarger, Senior Deputy City Clerk Sue Harrison and City Clerk Cheri Smith.

Pastor Ruben Velasco, Key West United Methodist Church, gave the invocation.

The pledge of allegiance to the flag of the United States of America was given by all present.

CHANGES TO THE AGENDA:

Commissioner Weekley requested Resolution Item #23 be moved to the Consent Agenda. The Mayor asked for a consensus from the Commission to add the item to the Consent Agenda and it was met with overall approval.

Commissioner Johnston requested Resolution Items #7, #9 and #11 be removed from the Consent Agenda for discussion.

The City Manager requested Resolution Item #16 be postponed to October 2, 2013.

The Clerk announced there were speakers for Resolution Items #5 and #6 and those items would need to be removed from the Consent Agenda.

It was moved by Commissioner Rossi and seconded by Commissioner Weekley to approve the agenda as changed. The Mayor asked for objections and seeing none the agenda was approved.

COMMENDATIONS:

- 1) Recognizing Carmen Turner and Her Dedicated Years of Service

PRESENTATIONS:

- 2) Rainbow Pride Bridge – Adelle Brasky-Moore
 - 3) Frederick Douglass Report – Hayes/Cummings Architects PA
- City Attorney's Report

The City Attorney advised the City will be in Court for a continuation of a preliminary injunction hearing on the case involving Sunset Marina Residences of Key West Condominium Association, Inc.

City Attorney Smith spoke of his experience on a ride along he had with the Key West Police Department and he commended Officer Frank Duponty on his swift actions saving the life of a minor during an incident.

Mr. Smith also congratulated Commissioners Clayton Lopez and Billy Wardlow for their re-election to serve three more years on the City Commission. The Commissioners ran un-opposed in their Districts.

City Manager's Report

- Request for Proposals (RFP) for Towing Services

The City Manager discussed with the Commission the City's direction to develop a RFP for Towing Services. The Commission gave their consensus to staff to move forward on drafting an RFP.

- FDOT Update

Several members from Florida Department of Transportation (FDOT) gave a report on changing the travel lanes of traffic on North Roosevelt Blvd from one-way to two-way traffic configuration and the impacts to the timeline for construction with the change up to the maintenance of traffic. FDOT'S District Six Secretary Mr. Gus Pego recommended a two-way traffic configuration with a middle lane for turning can be implemented by the middle of the month of October and the contractor would add crews to make this timeline work for a projected completion date of July 15, 2014 for construction on North Roosevelt Blvd.

RESOLUTIONS:

RESOLUTION NO. 13-203

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING AN EXTENSION OF THE TIME LIMITATIONS OF THE SOUND CONTROL ORDINANCE PURSUANT TO SECTION 26-193 (3)(B) OF THE CODE OF ORDINANCES FOR THE DEMOYA GROUP AND AUTHORIZED FDOT CONTRACTORS, FOR THE CONSTRUCTION FOR THE NORTH ROOSEVELT BOULEVARD; PROVIDING CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Jacki Hart, Big Pine Key
Representative from DeMoya Group

It was moved by Commissioner Yaniz and seconded by Commissioner Wardlow that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: None

The said Resolution was thereupon declared by the Mayor to have been duly passed and adopted and was authenticated by the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

RESOLUTION NO. 13-204

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, THANKING THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) SECRETARY FOR HIS PERSONAL INVOLVEMENT; PROVIDING INPUT TO FDOT REGARDING ITS PROPOSED MAINTENANCE OF TRAFFIC PLAN (MOT) TO BE IMPLEMENTED DURING CURRENT AND FUTURE PHASES OF THE CONSTRUCTION OF NORTH ROOSEVELT BOULEVARD; REQUESTING FDOT TO PROCEED EXPEDITIOUSLY; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The Clerk reported the following letters were received:

6 letters in support of a one way traffic pattern
1 letter in support for a two-way traffic pattern

The following people spoke on the matter:

Eric Geen, 19 Kingfisher Lane
Donna Nelson, 2409 Harris Avenue
Judy Martinez, 1020 Emma Street
Sloan Bashinsky, Little Torch Key
FDOT Representative Gus Pego

It was moved by Commissioner Yaniz and seconded by Commissioner Wardlow, for discussion, that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: Commissioner Rossi

The said Resolution was thereupon declared by the Mayor to have been duly passed and adopted and was authenticated by the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

CONSENT AGENDA:

The Clerk read the titles of the Resolutions.

It was moved by Commissioner Weekley and seconded by Commissioner Rossi to approve the consent agenda items.

The Mayor acknowledged the motion and second and requested verbal approval. The response was unanimous to pass the Resolutions as read.

RESOLUTIONS:

RESOLUTION NO. 13-205

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, DESIGNATING THE CITY RIGHT-OF-WAY CURRENTLY KNOWN AS DONALD AVENUE BETWEEN 16TH TERRACE AND 19TH STREET "ROBERT WALKER MEMORIAL WAY"; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-206

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING PURSUANT TO SECTIONS 2-797(4) OF THE CODE OF ORDINANCES THE PURCHASE OF NETWORK SERVER EQUIPMENT AND SUPPORT FROM GOVCONNECTION, INC. IN THE AMOUNT OF \$23,923.08; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-207

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RATIFYING A 31-DAY EXTENSION OF THE CONTRACT APPROVED IN RESOLUTION 12-239 BETWEEN THE CITY AND CHARLEY TOPPINO & SONS, INC. FOR THE POINCIANA SAFE ROUTES TO SCHOOL (SRTS) SIDEWALK INSTALLATION PROJECT; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-208

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED "MODIFICATION NO. 1 TO LICENSE NUMBER N6945013-RP-00085" BETWEEN THE UNITED STATES OF AMERICA BY THE SECRETARY OF THE NAVY, AND THE CITY OF KEY WEST, REGARDING A PORTION OF THE OUTER MOLE PIER AT TRUMAN ANNEX; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-209

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED LEASE ATTACHMENT BETWEEN THE CITY AND OLD FIRE HOUSE PRESERVATION, INC. FOR 1026 GRINNELL STREET; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-210

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING PURSUANT TO SECTION 50-91 OF THE CODE OF ORDINANCES AN AMENDMENT TO THE KEY WEST CIVIL SERVICE BOARD RULES AND REGULATIONS; PROVIDING FOR AN EFFECTIVE DATE

Postponed to October 2, 2013

QUASI-JUDICIAL HEARING: ADMINISTRATIVE APPEAL GRANTING/DENYING THE APPEAL BY BARTON SMITH ON BEHALF OF RICHARD KLITENICK AND UPHOLDING/AMENDING THE PLANNING DEPARTMENT'S DECISION REGARDING NON-CONFORMING USES OF 405 FLEMING STREET

ADD-ON RESOLUTION NO. 13-211

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED ASSIGNMENT OF LEASE AND CONSENT OF LESSOR FROM SMB RESTAURANT, LLC (ASSIGNOR) TO SUNSET CITY, LLC, A DELAWARE LIMITED LIABILITY CORPORATION (ASSIGNEE), A WHOLLY OWNED SUBSIDIARY OF LASALLE HOTEL OPERATING PARTNERSHIP, LP (GUARANTOR) FOR 1405 DUVAL STREET D/B/A THE SOUTHERNMOST BEACH CAFÉ; APPROVING A SUBLEASE BETWEEN SUNSET CITY, LLC, AND SUNSET CITY LESSEE, LLC; PROVIDING FOR AN EFFECTIVE DATE.

The said Resolutions were thereupon declared by the Mayor to have been duly passed and adopted and were authenticated by the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

RESOLUTION NO. 13-212

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, GRANTING A SPECIAL EVENT PERMIT PURSUANT TO SECTION 6-86 OF THE CODE OF ORDINANCES TO KENVA REESE FOR A BIRTHDAY PARTY AT 911 FORT STREET DURING THE HOURS OF 8:00 P.M. TO 1:00 A.M. ON AUGUST 24, 2013; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following person spoke on the matter:

Judy Martinez

It was moved by Commissioner Lopez and seconded by Commissioner Wardlow that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested verbal approval. The response was unanimous to pass the Resolution as read.

The said Resolution was thereupon declared by the Mayor to have been duly passed and adopted and was authenticated by the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

RESOLUTION NO. 13-213

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING AND AUTHORIZING THE PETRONIA ST. NEIGHBORHOOD ASSOCIATIONS, INC. AND THE UNION LODGE #47 F & AM PHA TO CONDUCT A GOOMBAY FESTIVAL ON OCTOBER 18 AND 19, 2013 FROM 12:00 NOON TO 12:00 MIDNIGHT; AUTHORIZING THE CLOSURE OF PETRONIA STREET BETWEEN DUVAL STREET AND FORT STREET INCLUDING THE TRUMAN WATERFRONT RECREATIONAL FIELDS; AUTHORIZING THE CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN THE BARRICADED AREA OF THE FESTIVAL; GRANTING AN EXEMPTION FROM THE NOISE CONTROL ORDINANCES PURSUANT TO SECTION 6-86 OF THE CODE OF ORDINANCES DURING THE FESTIVAL; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Yul Knighten, 301 Avenue F #B
Rodney Gullatte, 1228 B Stephen Mallory Sq.
Ricky Arnold, 5540 Avenue A
Reverend Dr. Darryl Robinson, 200 Avenue G
Veronica Stafford, 331 Avenue B

It was moved by Commissioner Lopez and seconded by Commissioner Rossi that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: None

The said Resolution was thereupon declared by the Mayor to have been duly passed and adopted and was authenticated by the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

RESOLUTION NO. 13-214

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, REJECTING ALL BIDS RECEIVED IN RESPONSE TO INVITATION TO BID (ITB) #13-019 FOR CEMETERY SEXTON'S HOUSE; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

It was moved by Commissioner Johnston and seconded by Commissioner Weekley that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested verbal approval. The response was unanimous to pass the Resolution as read.

The said Resolution was thereupon declared by the Mayor to have been duly passed and adopted and was authenticated by the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

RESOLUTION NO. 13-215

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE CITY MANAGER PERFORMANCE EVALUATION FORM; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following person spoke on the matter:

City Manager Vitas

It was moved by Commissioner Johnston and seconded by Commissioner Weekley that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested verbal approval. The response was unanimous to pass the Resolution as read.

The said Resolution was thereupon declared by the Mayor to have been duly passed and adopted and was authenticated by the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

QUASI-JUDICIAL HEARING:

RESOLUTION NO. 13-216

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, GRANTING A MAJOR DEVELOPMENT PLAN FOR REMOVAL FOR EXISTING TRAILERS, MOBILE HOMES AND RV'S AND RELATED STRUCTURES, AND CONSTRUCTION OF TWENTY-ONE SINGLE FAMILY UNITS ON THE PROPERTY LOCATED AT 1015-1025 SIMONTON STREET (RE #00027070-000000, AK#1027847), IN THE HNC-1 ZONING DISTRICT OF KEY WEST, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

Commissioners with ex-parte communications disclosed their discussions.

The Clerk asked anyone testifying on this item to please stand and she then administered the Oath of Truth to them.

The Clerk advised 96 Notices were sent out to property owners within 300 feet, no responses returned.

The following people spoke on the matter:

City Attorney Smith
Annalise Mannix, Applicant
City Planner Don Craig
Veronica Stafford, 331 Avenue B
Jack Leopold, 610 Virginia
Mike Rysen, Southernmost Cabana Resort
Sandra Downs
Naja Girard, Last Stand
Jeep Cayoette
Joe Cleghorn, 701 Waddell

It was moved by Commissioner Lopez and seconded by Commissioner Johnston, for discussion, that the Resolution be passed and adopted as read.

Commissioner Johnston withdrew her second motion.

It was moved by Commissioner Lopez and seconded by Commissioner Wardlow that the Resolution be passed with an additional condition: "Prior to the issuance of a building permit, the developer shall submit a relocation assistance plan for all residents as of 8/20/13 and provide proof that relocation assistance has been offered, accepted or rejected by each resident in 60 days from 8/20/13 and a \$2500.00 relocation fee for the residents who move to Lazy Lakes with 3 months free rent. Said plan would be acceptable to the Planning Director and the City Attorney" and to be passed and adopted as amended.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Lopez, Wardlow, Weekley and Mayor Cates

Nays: Commissioners Johnston, Rossi and Yaniz

The said Resolution was thereupon declared by the Mayor to have been duly passed and adopted and was authenticated by the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

ORDINANCES - FIRST READING:

ORDINANCE NO. Passed to Second Reading September 4

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 78 OF THE CODE OF ORDINANCES ENTITLED "VEHICLES FOR HIRE" BY ADDING SECTION 78-167, TO PROVIDE A CLEAN-UP FEE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Ordinance.

The following people spoke on the matter:

Jan Doelman, 615 Amelia Street
City Attorney Smith

It was moved by Commissioner Lopez and seconded by Commissioner Wardlow that the Ordinance be passed on first reading as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: None

The said Ordinance was thereupon declared by the Mayor to have been duly passed on first reading.

SO ORDERED

ORDINANCE NO. Passed to Second Reading for September 4

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 110 OF THE LAND DEVELOPMENT REGULATIONS ENTITLED "RESOURCE PROTECTION," BY AMENDING ARTICLE VI ENTITLED "TREE PROTECTION," BY AMENDING SECTIONS 110-252, THROUGH AND INCLUDING 110-435; AMENDING SECTION 110-252 TO ADD AND AMEND DEFINITIONS; AMENDING SECTION 110-253 TO ADJUST THE LIST OF SPECIALLY PROTECTED TREES; AMENDING SECTION 110-254 TO ADJUST THE LIST OF UNPROTECTED TREES; AMENDING SECTION 110-255 TO CLARIFY PROHIBITED ACTS AGAINST COCONUT PALM TREES; AMENDING SECTION 110-256 TO CLARIFY TREE ABUSE AND EXCEPTIONS; AMENDING SECTION 110-258 TO AMEND

APPLICATION PROCEDURE FOR EMERGENCY AFTER-THE-FACT PERMITS; AMENDING SECTION 110-259, DUTY OF PRIVATE PROPERTY OWNER; AMENDING SECTION 110-260 TO CLARIFY CHAMPION TREE CENSUS UPDATES; AMENDING SECTION 110-287 TO CLARIFY AUTHORITY FOR USE OF FUNDS; AMENDING SECTION 110-228 TO CLARIFY HEARINGS ON VIOLATIONS; AMENDING SECTION 110-289 TO CLARIFY AUTHORITY FOR REQUIRED NOTICE OF HEARING; AMENDING SECTION 110-290 TO CLARIFY HEARING PROCEDURE; AMENDING SECTION 110-291 TO CLARIFY COMPLIANCE SETTLEMENT AGREEMENTS; AMENDING SECTION 110-293 TO CLARIFY STATUTORY AUTHORITY; AMENDING SECTION 110-294 TO PROVIDE FOR CONFIRMED ELECTRONIC MAIL NOTIFICATION; AMENDING SECTION 110-321 TO AMEND PERMIT REQUIREMENTS; AMENDING SECTION 110-322 TO AMEND EXCEPTIONS; AMENDING SECTION 110-323 TO REQUIRE APPLICATION TO URBAN FORESTRY MANAGER; AMENDING SECTION 110-324 TO PROVIDE FOR DETERMINATION BY URBAN FORESTRY MANAGER; AMENDING SECTION 110-326 TO PROVIDE FOR A FINDING BY URBAN FORESTRY MANAGER; AMENDING SECTION 110-327 TO AMEND APPROVAL CRITERIA TO ALLOW REPLACEMENT OF DICOT TREES WITH NATIVE PALMS AND NATIVE PALMS WITH DICOT TREES, ESTABLISH AMOUNT OF STANDARD DONATION AND HARDSHIP CRITERIA; AMENDING SECTION 110-331 TO AMEND ISSUANCE AND COMPLIANCE PROVISIONS; AMENDING SECTION 110-334 TO AMEND URBAN FORESTRY MANAGER AUTHORITY TO GRANT RENEWALS; AMENDING SECTION 110-335 TO CLARIFY KEYS ENERGY SERVICE REQUIREMENTS; AMENDING SECTION 110-336 TO AMEND PERMIT REQUIREMENTS FOR PRUNING OR HEAVY MAINTENANCE; AMENDING SECTION 110-366 TO PROVIDE FOR BARRICADING REVIEW BY URBAN FORESTRY MANAGER; AMENDING SECTION 110-396 TO ADD AND AMEND CERTAIN DEFINITIONS; AMENDING SECTION 110-402 TO AMEND PROVISIONS FOR REMOVAL OF LIVE, HEALTHY PALM FRONDS, AND USE OF CLIMBING SPURS; AMENDING SECTION 110-431 TO PROVIDE REFERENCE TO SECTION 110-258; AMENDING SECTION 110-433 TO PROVIDE FOR DIRECTION OF THE URBAN FORESTRY MANAGER; AMENDING SECTION 110-434, TO PROVIDE FOR EVALUATION AND DESIGNATION BY URBAN FORESTRY MANAGER; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Ordinance.

The following people spoke on the matter:

City Planner Craig
Sandra Downs, Key West

It was moved by Commissioner Weekley and seconded by Commissioner Johnston that the Ordinance be passed on first reading as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: None

The said Ordinance was thereupon declared by the Mayor to have been duly passed on first reading.

SO ORDERED

ORDINANCES SECOND READING: (Public Hearing)

ORDINANCE NO. 13-13

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.

The Clerk read the title of the Ordinance.

The following people spoke on the matter:

City Planner Craig
Greg Wythe, 234 Front Street

It was moved by Commissioner Weekley and seconded by Commissioner Johnston for the Ordinance to be passed on second reading as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: None

The said Ordinance was thereupon declared by the Mayor to have been duly passed on first and second reading and was adopted and authenticated with the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

ORDINANCE NO. 13-14

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, APPROVING A BOND ORDINANCE TO AUTHORIZE THE CITY OF KEY WEST TO ISSUE \$23,500,000 IN SEWER SYSTEM REVENUE BONDS TO FINANCE COMPLETED SEWER PROJECTS, INCLUDING PAYING COSTS RELATING TO LOAN ISSUANCE; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Ordinance.

It was moved by Commissioner Rossi and seconded by Commissioner Weekley for the Ordinance to be passed on second reading as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: None

The said Ordinance was thereupon declared by the Mayor to have been duly passed on first and second reading and was adopted and authenticated with the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

RESOLUTIONS – CONTINUED

RESOLUTION NO. 13-217

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, SUPPLEMENTING ORDINANCE NO. 03-15 AS AMENDED AND SUPPLEMENTED BY AN ORDINANCE ENACTED ON THE DATE HEREOF, WHICH AUTHORIZED THE ISSUANCE OF THE CITY'S SEWER SYSTEM REFUNDING REVENUE BOND, SERIES 2013 IN A PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000.00 TO REFUND ALL OR A PORTION OF CERTAIN OUTSTANDING SEWER SYSTEM DEBT OF THE CITY AND PAYING COSTS OF ISSUANCE RELATED THERETO; PLEDGING A PARITY LIEN ON THE NET REVENUES OF THE SEWER SYSTEM FOR THE PAYMENT OF SUCH BOND; APPOINTING A BOND REGISTRAR PAYING AGENT AND ESCROW AGENT; APPROVING THE FORM OF AN ESCROW DEPOSIT AGREEMENT; AUTHORIZING THE PRIVATE NEGOTIATED SALE OF SUCH BOND PURSUANT TO THE TERMS AND CONDITIONS DESCRIBED HEREIN AND IN THE COMMITMENT; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; PROVIDING FOR AN EFFECTIVE DATE.

The Clerk read the title of the Resolution.

It was moved by Commissioner Rossi and seconded by Commissioner Lopez that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow, Weekley, Yaniz and Mayor Cates

Nays: None

The said Resolution was thereupon declared by the Mayor to have been duly passed and adopted and was authenticated by the signatures of the Mayor and the Clerk of the Commission.

SO ORDERED

CITIZEN COMMENTS:

Margaret Romero, 165 Washington Street
Tom Milone, 832 Caroline Street

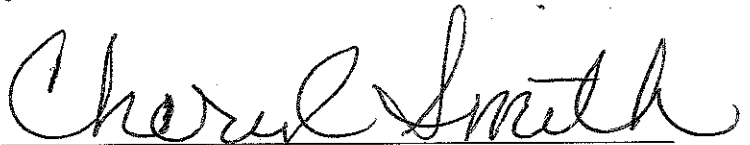
COMMISSION COMMENTS:

Commissioner Yaniz asked the community to be courteous and patient with regards to students heading back to school.

Commissioner Lopez thanked Mr. Greg Veliz, Commissioner Yaniz, City Attorney Smith, City Manager Vitas, Chief Donie Lee and others for attending the walk through Bahama Village event.

ADJOURNMENT:

There being no further business the Mayor adjourned the meeting at 10.12 p.m.


Cheryl Smith MMC, CPM
City Clerk