



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Action Minutes - Final City Commission

Tuesday, January 8, 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

6:06 P.M.

ROLL CALL

Absent 1 - Commissioner Wardlow

Present 6 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Weekley, Commissioner Yaniz and Mayor Cates

INVOCATION - Rev. Sarah Fowler, St. Peter's Episcopal Church

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF AGENDA

PROCLAMATIONS

1 Rev. Dr. Martin Luther King Jr. Day

Received and Filed

PRESENTATIONS

2 Awards - 17th Annual City of Key West Holiday Parade
- Best Commercial - Affiliated Design & Construction Managers, LLC
- Best Youth Group - Key West Sports Academy
- Best Non Profit - Boys & Girls Clubs of the Keys
- Honorable Mention - Fifth Street Baptist Church

Sponsors: City Manager Vitas

Received and Filed

- 3 2012 Florida Department of Environmental Protection Wastewater Plant Operations Excellence Award to the City's Richard A. Heyman Environmental Pollution Control Facility

Sponsors: City Manager Vitas

Received and Filed

- 4 Early Voting for City Elections 2013 - Supervisor of Elections Joyce Griffin

Sponsors: City Manager Vitas

Received and Filed

City Attorney's Report

City Manager's Report

**Police Department Swearing In Bradley Lariz as Sergeant
Police Department Retirement Recognition Officer Al**

Rodriguez

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

- 5 *November 7, 2012 (Regular)

Approved

- 6 *November 20, 2012 (Regular)

Approved

- 7 *December 4, 2012 (Regular)

Approved

RESOLUTIONS

- 8 *Approving the attached Lease Agreement for three (3) pocket parks located in the 600 block of Louisa Street, 3541 Flagler Avenue, and 627 Grinnell Street between the Utility Board of the City of Key West and the City.
- Sponsors:** Mayor Cates
- Passed**
- Enactment No: Res 13-001
- 9 *Appointing W. Perry Arnold to the Art in Public Places Board.
- Sponsors:** Commissioner Weekley
- Passed**
- Enactment No: Res 13-002
- 10 *Approving transfer of Mobile Vendor License (MVL) #12783 from Jan Nelson to Donna Nadeau due to hardship.
- Sponsors:** City Manager Vitas
- Passed**
- Enactment No: Res 13-003
- 11 *Authorizing the attached Worker's Compensation Settlement Agreement between Raymond Casamayor and the City of Key West; Authorizing the City Manager to execute Settlement documents.
- Sponsors:** City Attorney Smith
- Passed**
- Enactment No: Res 13-004
- 12 *Authorizing pursuant to Section 2-771(c) of the Code of Ordinances the disposal of one City-owned Ford Crown Victoria Police Unit.
- Sponsors:** City Manager Vitas
- Passed**
- Enactment No: Res 13-005

- 13** *Authorizing the purchase of 12 marked Police Patrol Vehicles from Garber Fleet Sales and 10 unmarked detective/administrative vehicles from Duval Ford pursuant to Sections 2-797(3) and 2-797(4)(b) of the Code of Ordinances in the total amount of \$567,602.00 for use by the Key West Police Department.
- Sponsors:** City Manager Vitas
- Passed**
- Enactment No: Res 13-006
-
- 14** *Authorizing pursuant to Section 2-797(3) of the Code of Ordinances the purchase of electronic document scanning management system equipment from Advanced Processing & Imaging, Inc. (API) in the amount of \$57,225.00; Authorizing the City Manager to execute a contract between the City and API upon advice and consent of the City Attorney.
- Sponsors:** City Manager Vitas
- Passed**
- Enactment No: Res 13-007
-
- 15** *Approving staff ranking and awarding contracts on a Task Order basis to two bidders in response to Request for Qualifications No. 12-004 for Professional Surveying Services.
- Sponsors:** City Manager Vitas
- Passed**
- Enactment No: Res 13-008
-
- 16** *Authorizing the City's Community Development Office to submit a Grant Application to the U.S. Department of Housing and Urban Development for funding of housing opportunities for persons with AIDS (HOPWA) Program with the City of Key West as "Applicant" and AIDS Help, Inc. as "Sponsor".
- Sponsors:** City Manager Vitas
- Passed**
- Enactment No: Res 13-009

- 17 *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

Postponed to January 23, 2013

Approval of the Consent Agenda

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

- 18 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

A motion was made by Commissioner Rossi, seconded by Commissioner Johnston, that the Resolution be Postponed to January 23, 2013. The motion carried by the following vote:

Absent: 1 - Commissioner Wardlow

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

- 19 Approving the attached Grant Award Agreement between Monroe County and the City of Key West for Tourist Development Council (TDC) Tax Funding in the amount of up to \$187,500.00 for Smathers Beach Renourishment (City 50% Match up to \$187,500.00).

Sponsors: City Manager Vitas

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

Enactment No: Res 13-010

ORDINANCES - SECOND READING (Public Hearing)

20

An Ordinance of the City of Key West amending Chapter 108 of the Code of Ordinances entitled "Planning and Development" by amending Section 108-999 to provide for the retroactive Invoking of the Zoning in Progress Doctrine; Declaring that the City is considering amendments to its Land Development Regulations and Building Permit Allocation System; Directing Building and Planning Department Staff to continue the policy of deferring the acceptance and processing of development applications requiring the issuance of Building Permit Allocations; Continuing this policy until new Building Permit allocation regulations or amended Land Development Regulations are Adopted by the City Commission; Providing for retroactive effect, directing staff to continue preparations of new Building Permit Allocation Regulations; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Vitas

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

Absent: 1 - Commissioner Wardlow

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

Enactment No: Ord 13-01

CITIZEN COMMENTS

COMMISSION COMMENTS

ADJOURNMENT

7:32 P.M.