

MINUTES
CITY COMMISSION MEETING
OLD CITY HALL, 510 GREENE STREET
TUESDAY, MARCH 18, 2014

A regular meeting of the City Commission of the City of Key West, Florida was held in Commission Chambers, Old City Hall, on Tuesday, March 18, 2014.

Mayor Craig Cates called the meeting to order at 6:03 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, Assistant City Attorney Ron Ramsingh, City Planner and Director of Community Development Don Craig, Police Chief Donie Lee, Fire Chief David Fraga, Community Services Director Greg Veliz, Deputy Community Services Director Rodrigo Delostrinos, Code Compliance Manager Jim Young, Information Technology Director Patti McLaughlin, Engineering Director James Bouquet, Port and Marina Services Director Doug Bradshaw, Utilities Manager Jay Gewin, Senior Property Manager Marilyn Wilbarger, Deputy Clerk Angela Budde and Senior Deputy City Clerk Sue Harrison.

Pastor Ozzie Vater, Fifth Street Baptist 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:

The City Manager requested Resolution Item#23 be postponed indefinitely.

The Clerk announced speakers on Resolution Items #10, #12, #15, #20 and #22 and requested to have those items be removed from the Consent Agenda. The Clerk also advised of two proposed items for adding to the Agenda; Proclamation Item #28 and Resolution Item #29.

The proposed Add-On Proclamation Item #28 was agreed unanimously to be added to the Consent Agenda and Resolution Item #29 was added to the Agenda, but not to the Consent Agenda.

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

PROCLAMATIONS:

National Boys and Girls Club Week

Larry Beader Day

PRESENTATIONS:

25-Year Service Award – Key West Fire Department Captain Wayne Owen

City Attorney’s Report -

City Attorney had no Report

City Manager’s Report --

Truman Waterfront Park Project Historical Overview – Port and Marine Services
Director Doug Bradshaw

Current Legislative Priorities

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 approve the Minutes and pass the Resolutions as read.

APPROVAL OF MINUTES:

February 19, 2014 (Regular)
February 25, 2014 (Special)

RESOLUTIONS:

RESOLUTION NO. 14-073

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RE-APPOINTING TIMOTHY R. ATWELL TO THE CIVIL SERVICE BOARD; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-074

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RE-APPOINTING MARK ALBURY TO THE CIVIL SERVICE BOARD; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-075

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RE-APPOINTING GEORGE CABANAS, JR. TO THE CIVIL SERVICE BOARD; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-076

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, SUPPORTING FLORIDA SENATE BILL 1090; SUPPORTING FLORIDA SENATE BILL 786; AND SUPPORTING FLORIDA SENATE BILL 516; AUTHORIZING THE CITY CLERK TO TRANSMIT CERTIFIED COPIES OF THE RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-077

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE THE ATTACHED AGREEMENT BETWEEN THE CITY OF KEY WEST, FLORIDA, AND THE CONCH REPUBLIC INDEPENDENCE CELEBRATION, AIDS HELP, THE KEY WEST CULTURAL PRESERVATION SOCIETY, BOURBON STREET PUB,

PETRONIA STREET NEIGHBORHOOD ASSOCIATION FOR THE 2014 CONCH REPUBLIC INDEPENDENCE CELEBRATION FROM APRIL 18 THROUGH APRIL 27, 2014; AUTHORIZING THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN THE ENCLOSED AREA; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-078

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING ZONTA FOUNDATION OF KEY WEST, INC. TO CONDUCT AN ANNUAL RADIO ZONTA DAY ON FRIDAY, MAY 9, 2014 FROM 3:00 P.M. TO 9:00 P.M.; PURSUANT TO TERMS AND CONDITIONS SET FORTH BY THE CITY MANAGER; AUTHORIZING THE CLOSURE OF A PORTION OF CATHERINE STREET BETWEEN SIMONTON STREET AND ENTRANCE TO GATO BUILDING PARKING LOT FROM 3:00 P.M. TO 9:00 P.M.; GRANTING A SPECIAL EVENT PERMIT PURSUANT TO SECTION 6-86 OF THE CODE OF ORDINANCES FROM 3:00 P.M. TO 9:00 P.M.; AUTHORIZING THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN THE ENCLOSED AREA; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-079

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING A TASK ORDER UNDER THE CITY'S GENERAL SERVICES CONTRACT WITH DOUGLAS N. HIGGINS, INC. IN A TOTAL AMOUNT NOT TO EXCEED \$69,000.05 FOR REPAIRS TO 30" HDPE SEWER FORCE MAIN; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-080

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE LETTER OF UNDERSTAND BETWEEN THE CITY OF KEY WEST AND THE TEAMSTER UNION, LOCAL 769 CREATING A NEW CLASSIFICATION OF PAY APPLICABLE TO ASE CERTIFIED MECHANICS AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS CONSISTENCE THEREWITH; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-081

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, ACCEPTANCE THE EXECUTION OF THE ATTACHED “FEDERALLY FUNDED SUBGRANT AGREEMENT” CONTRACT NUMBER 14HM-6B-11-54-02-XXX (PROJECT NO: 4084-06-R) WITH THE STATE OF FLORIDA DIVISION OF EMERGENCY MANAGEMENT (FDEM) FOR PHASE I FEMA FUNDING FOR DESIGN OF THE SIMONTON STREET EMERGENCY OUTFALL PROJECT, IN THE AMOUNT OF \$12,109.00 (CITY MATCH \$100,008.00 – 89.1994% OF PROJECT COST); AMENDING THE STORMWATER BUDGET TO ACCEPT THE GRANT; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-082

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING TASK ORDER NO. 14-02 FROM PEREZ ENGINEERING AND DEVELOPMENT, INC. IN AN AMOUNT NOT TO EXCEED \$82,940.00 FOR THE EAST FRONT STREET STORMWATER IMPROVEMENTS PROJECT; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-083

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING A PURCHASING EXCEPTION PURSUANT TO SECTION 2-797 OF THE CODE OF ORDINANCES, TO ALLOW AN ADDITIONAL \$71,000.00 IN CUMULATIVE EXPENDITURES DURING FY 13-14 TO CUMMINS SOUTHEASTERN FOR BUS ENGINE REPAIR, RESULTING IN A TOTAL AMOUNT NOT TO EXCEED \$106,000.00; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-084

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AWARDED THE BID OF T. MAC WILDER & ASSOCIATES, LLC TO RESOD THE TRUMAN ANNEX SPORTS FIELD IN ACCORDANCE WITH THE TERMS SPECIFIED IN ITB #14-011 IN AN AMOUNT NOT TO EXCEED \$96,350.00; AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT IN SUBSTANTIAL CONFORMANCE WITH THE CONTRACT DOCUMENTS CONTAINED IN THE BID PACKAGE ON BEHALF OF THE CITY OF KEY WEST; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-085

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING A ONE-YEAR EXTENSION OF THE "AGREEMENT FOR ADMINISTRATIVE SERVICES" WITH EMPLOYERS MUTUAL, INC. (EMI), AS THE CITY'S INSURANCE PROGRAM THIRD PARTY CLAIMS ADMINISTRATOR FOR THE POLICY PERIOD OF 10/01/2014 - 9/30/2015, PURSUANT TO SECTION 2-797(4)(B), BEST INTEREST OF THE CITY; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. POSTPONED INDEFINATELY

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, PROVIDING FOR A WAIVER OF IMPACT FEES IN THE AMOUNT OF \$14,094.32 FOR A LAWFUL UNIT LOCATED AT 326 TRUMAN AVENUE; 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. 14-086

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE ROTARY CLUB OF KEY WEST, FLORIDA, INC. TO CONDUCT A KEYS STOCK 2014 MUSICAL CONCERT AT THE TRUMAN WATERFRONT SOUTHWEST FIELD ON SATURDAY, MAY 3, 2014 FROM 9:00 A.M. TO 5:00 P.M. (SET UP) 5:00 P.M. TO 10:00 P.M. (CONCERT); 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; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following person spoke on the matter:

Margaret Romero, 1615 Washington Street

It was moved by Commissioner Rossi 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. 14-087

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 THE KEY WEST ROTARY CLUB OF KEY WEST, FLA, INC. FOR A REGGAE CONCERT AT CLARENCE HIGGS BEACH FROM THE HOURS OF 8:00 A.M. TO 11:00 P.M. ON SATURDAY, MAY 24, 2014 (SET UP TIME IS 8:00 A.M. TO 5:00 P.M.); PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following person spoke on the matter:

Judy Martinez, 1020 Emma Street 3a

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

RESOLUTION NO. 14-088

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED THIRD AMENDMENT TO LEASE BETWEEN THE CITY AND COMCAST OF CALIFORNIA/COLORADO/FLORIDA/OREGON, INC.; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Tom Milone, 832 Caroline Street
Property Manager Marilyn Wilbarger
Bill Underwood, Director of Comcast
City Manager Vitas

It was moved by Commissioner Rossi and seconded by Commissioner Lopez, 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, Rossi, Wardlow, Weekley and Mayor Cates

Nays: Commissioner 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

RESOLUTION NO. 14-089

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED AMENDED AND RESTATED LEASE BETWEEN THE CITY AND MONROE COUNTY FOR THE ANIMAL CONTROL PREMISES; APPROVING THE ATTACHED JOINT PARTICIPATION AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following person spoke on the matter:

Margaret Romero, 1615 Washington Street

It was moved by Commissioner Yaniz and seconded by Commissioner Rossi, 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, 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. 14-090

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED "SECOND AMENDMENT TO CONTRACT" FOR AMBULANCE SERVICES BETWEEN THE CITY OF KEY WEST AND LIFESTAR RESPONSE OF ALABAMA", NOW KNOWN AS CARE/AMERICAN AMBULANCE; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Tom Milone, 832 Caroline Street
City Manager Vitas
Division Chief of Administration Michael Davila

It was moved by Commissioner Wardlow and seconded by Commissioner Johnston, 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, Rossi, Wardlow, Weekley and Mayor Cates

Nays: Commissioner 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

The Mayor called for a recess at 7:49 P.M.

The Mayor reconvened the meeting at 7:56 P.M.

RESOLUTION NO. 14-091

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING A “HOMELESS SAFE ZONE INTERLOCAL AGREEMENT” BETWEEN THE CITY AND THE MONROE COUNTY BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Margaret Romero, 1615 Washington Street
Sloan Bashinsky, 1711 Seminary Street
City Attorney Smith

It was moved by Commissioner Johnston and seconded by Commissioner Weekley, 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, 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. TABLED TO END OF MEETING

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED FIRST

AMENDMENT TO AGREEMENT BETWEEN THE CITY AND THE KEY WEST CULTURAL PRESERVATION SOCIETY, INC. FOR THE USE OF MALLORY SQUARE FOR SUNSET CELEBRATION; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

It was moved by Commissioner Rossi and seconded by Commissioner Yaniz that the Resolution be tabled to the end of the meeting.

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

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow and Yaniz

Nays: Commissioner Weekley and Mayor Cates

The Resolution was tabled.

ORDINANCES - FIRST READING:

ORDINANCE NO. Passed to Second Reading - Amended

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 26 OF THE CODE OF ORDINANCES ENTITLED "ENVIRONMENT," ARTICLE IV ENTITLED "SOUND CONTROL" BY ADDING SECTION 26-189, PURPOSE; ADDING SECTION 26-190, FINDINGS OF FACT; AMENDING SECTION 26-191, DEFINITIONS; AMENDING SECTION 26-192 TO AMEND AND CLARIFY UNREASONABLY EXCESSIVE NOISE PROHIBITIONS; AMENDING SECTION 26-193 TO CLARIFY AND AMEND EXCEPTIONS TO THE SOUND CONTROL ORDINANCE; AMENDING SECTION 26-194 TO CLARIFY CITATION PROCEDURE AND PENALTIES; ADDING SECTION 16-199, TO PROVIDE FOR TEMPORARY WAIVERS; 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:

George Cook, 215 Amelia Street
Larry Baeder, 655 Seaside Drive
Patricia Bonay, 1218 Duval Street
Clinton Curry, 1201 19th Street Terrace

Judy Martinez, 1020 Emma Street 3A
Sandy Rube, 3324 Eagle Avenue
Jim Gilleran, 801 Duval Street
Patrick Stecher, 645 United Street #2
Gary Ek, 1021 Watson Street
Fred Camp, 701 Southard Street
Jesse Wagner, 21 Riviera Drive
Sloan Bashinsky, 1711 Seminary Street
Mike Morawski, 907 White Street
Zack Seemiller, 604 Frances Street
Tom Kenyon, 1432 Virginia Street
Yadira Morgan, 404 South Street
Hugh Morgan, 404 South Street
Marcela Morgan-Gregory, 39 Palm Avenue
Jose Collazo, 218 Whitehead Street

It was moved by Commissioner Weekley and seconded by Commissioner Rossi that the Ordinance be amended to include all the changes to Decibel levels as recommended by Code Compliance 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

Motion Passed.

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

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 as amended.

SO ORDERED

ORDINANCE NO. Passed to Second Reading

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 6 OF THE CODE OF ORDINANCES ENTITLED "AMUSEMENTS AND ENTERTAINMENT," DIVISION 3 ENTITLED "NOISE CONTROL" BY AMENDING SECTION 6-86 TO AMEND THE PERMIT APPLICATION PROCESS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Ordinance.

The following person spoke on the matter:

City Attorney Smith

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

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. 14-05

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 78 OF THE CODE OF ORDINANCES ENTITLED "VEHICLES FOR HIRE" BY ADDING SECTIONS 78-65, 78-66 AND 78-67 TO PROVIDE FOR WHEELCHAIR ACCESSIBLE VEHICLES, OPERATIONAL REQUIREMENTS FOR SUCH VEHICLES AND A REVOCATION PROCESS; 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:

Jim McCulloch, 531 Frances Street
Michael Kerrick, 1221 Packer Street
Margaret Romero, 1615 Washington Street
Fred Timpa, 1213 14th Street
Patricia Mastrobuono, 1108 Curry Lane
MaryBeth McCulloch, 531 Frances Street
Michael Delean, 729 Olivia Street
City Attorney Smith

It was moved by Commissioner Weekley and seconded by Commissioner Lopez, for discussion, 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, Weekley and Mayor Cates

Nays: Commissioner Rossi, Wardlow, Yaniz

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

It was moved by Commissioner Weekley and seconded by Commissioner Wardlow for the meeting to be extended for 1 hour from the time of 11:00 PM.

The Mayor acknowledged the motion and second and requested verbal approval. The motion passed with 5 Yeas and 2 Nays by Commissioners Lopez and Johnston.

It was moved by Commissioner Weekley and seconded by Commissioner Johnston for Resolution Item #29 be removed from the table.

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 motion passed.

RESOLUTIONS:

RESOLUTION NO. 14-092

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED FIRST AMENDMENT TO AGREEMENT BETWEEN THE CITY AND THE KEY WEST CULTURAL PRESERVATION SOCIETY, INC. FOR THE USE OF MALLORY SQUARE FOR SUNSET CELEBRATION; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Elise Scott, 918 White Street
Mark Riggs, 15 Delmar
Lee Ann Milazzo McCarthy, 918 Whitehead Street
Ryan Stimer, 5 Lopez Lane
Joyce Straiton, c125 Second Street
Joe Bennent, 1218 South Street
Terry Riley, 6125 2nd Street
Javier Diaz, Frances Street
Dave DelRosso, 1001 18th Street
Mike Sattelmeier, 9 Riviera Drive
Randish Opal, Coconut Man
Hector Goody, 529 Bahama Street
Meike Zvechner, 529 Bahama Street

It was moved by Commissioner Weekley and seconded by Commissioner Lopez, 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, 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:

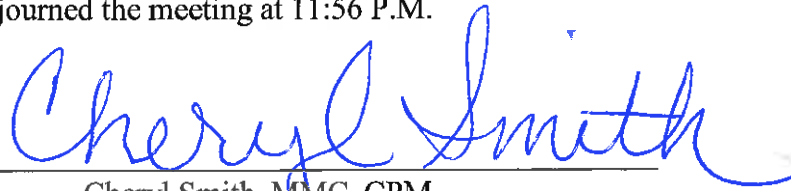
Margaret Romero, 1615 Washington Street
Sloan Bashinsky, 1711 Seminary Street

COMMISSION COMMENTS:

None

ADJOURNMENT:

There being no further business the Mayor adjourned the meeting at 11:56 P.M.



Cheryl Smith, MMC, CPM
City Clerk