

MINUTES

CITY COMMISSION MEETING

OLD CITY HALL, 510 GREENE STREET

TUESDAY, DECEMBER 4, 2012

A regular meeting of the City Commission of the City of Key West, Florida was held in Commission Chambers, Old City Hall, on Tuesday, December 4, 2012.

Mayor Craig Cates called the meeting to order at 6:00 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, Assistant City Manager Mark Finigan, City Attorney Shawn Smith, Chief Assistant City Attorney Larry Erskine, City Planner Don Craig, Police Chief Donnie Lee, Fire Chief David Fraga, Information Technology Director Patti McLaughlin, Parking Manager John Wilkins, Port and Transit Director Jim Fitton, Senior Project Manager Doug Bradshaw, Utilities Manager Jay Gewin, Senior Deputy City Clerk Sue Harrison and City Clerk Cheri Smith.

Deacon Peter Batty, Basilica of St. Mary Star of the Sea Catholic 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 Wardlow requested Item #15 be removed from the Consent Agenda.

Without opposition, the agenda was accepted as changed.

It was moved by Commissioner Rossi and seconded by Commissioner Wardlow to approve the agenda as changed. There were no objections.

PROCLAMATIONS:

National Homeless Persons Memorial Day

Sacred Circle of Elders Day

PRESENTATIONS:

Florida League of Cities – Jim McGin

20 Years of Service Award – Commissioner Jimmy Weekley

25 Years of Service Award for Robert Allen – Key West Police Department

City Attorney’s Report

The City Attorney had no report for the Commission

City Manager’s Report

The City Manager wished everyone happy holidays.

Commissioner Weekley announced the workshop scheduled for the next evening would be postponed to a date to be determined.

Commissioner Rossi asked for an update on the North Roosevelt Boulevard project. The update will be presented at the first meeting in January 2013.

CONSENT AGENDA:

The Clerk read the titles of the Resolutions.

It was moved by Commissioner Rossi and seconded by Commissioner Lopez 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:

October 29, 2012 (Workshop)

RESOLUTIONS:

RESOLUTION NO. 12-346

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RE-APPOINTING PAUL MAROTTE, EMIGDIO ANTONIO GIL, FRANK BALBUENA, SR., PETER PIKE, NORMAN B. WOODS, JR. AND MERRELL F. SANDS TO THE CONTRACTOR'S EXAMINING BOARD; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 12-347

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE THE ATTACHED "MAYORS' CLIMATE ACTION PLEDGE", ON BEHALF OF THE CITY OF KEY WEST, TO AFFIRM SUPPORT FOR THE SOUTHEAST REGIONAL CLIMATE COMPACT, AND CONSIDER IMPLEMENTING A REGIONAL CLIMATE ACTION PLAN; URGING ALL MAYORS IN MONROE COUNTY TO ADOPT THE "MAYORS' CLIMATE ACTION PLEDGE"; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 12-348

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE JOHN CAUDILL – WALKER BROTHERS CIRCUS THE USE OF THE SOUTHWEST CORNER FIELD OF THE TRUMAN WATERFRONT FOR A SMALL FAMILY CIRCUS WITH SHOW TIMES ON THURSDAY, JANUARY 24, AND FRIDAY, JANUARY 25, 2013 AT 5:30 & 7:30 PM; AND SATURDAY, JANUARY 26, 2013 AT 3:00 & 5:30 P.M. AND SUNDAY, JANUARY 27, 2013 AT 2:00 & 4:30 P.M.; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 12-349

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING AND SUPPORTING THE PROPOSED ACTIVITIES AS OUTLINED IN THE 2013/2014 LOCAL GOVERNMENT FUNDING REQUESTS TO FDEP FOR KEY WEST BEACHES AND COASTAL SYSTEMS; AUTHORIZING THE CITY TO ACT AS A LOCAL SPONSOR WITH THE STATE DIVISION OF PARKS AND RECREATION; EXPRESSING THE CITY'S INTENTION TO PROVIDE THE LOCAL COST SHARE FROM ITS GENERAL FUND; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 12-350

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING AMENDMENT 1 TO TASK ORDER 7-12-PORTS TO CH2M HILL FOR ENGINEERING SERVICES, FOR ADDITIONAL TASK(S) RELATED TO THE DESIGN AND PREPARATION OF BID DOCUMENTS FOR MOLE PIER FLOATING DOCK AND FUELING STATION IN AN ADDITIONAL TOTAL AMOUNT NOT TO EXCEED \$24,204.00; APPROVING NECESSARY BUDGET AMENDMENTS; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 12-351

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING AMENDMENT 1 TO WORK ORDER NO. E-12-PORTS FROM CH2M HILL ENGINEERING, INC. IN AN AMOUNT NOT TO EXCEED \$5,002.00 FOR ENGINEERING SERVICES FOR CONSTRUCTION PHASE ASSISTANCE FOR BULKHEAD MOLE PIER ELECTRICAL UPGRADES, PROJECT OM 1202; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 12-352

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING A PURCHASE FROM FISHER SAFETY, INC. FOR FIVE (5) SCOTT AP75 2.2 SCBA (SELF CONTAINED BREATHING APPARATUS) PLUS ACCESSORIES, TWENTY-FIVE (25) FACE PIECES, AND TWENTY (20) 30-MINUTES CARBON-FIBER CYLINDERS AS BRAND NAME PRODUCTS, PURSUANT TO CITY CODE SECTION 2-797(3), FOR THE KEY WEST FIRE DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$39,440.30; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 12-353

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING CHANGE ORDER #1 TO MICHAEL MILLER, ARCHITECT FOR ADDITIONAL DESIGN/TECHNICAL SERVICES FOR THE SEXTON'S HOUSE IN THE CITY CEMETERY IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$6,687.50; APPROVING NECESSARY BUDGET AMENDMENTS; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 12-354

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING FREE PUBLIC TRANSPORTATION BUS SERVICES IN KEY WEST AND THE LOWER KEYS FROM DECEMBER 21ST THROUGH AND INCLUDING DECEMBER 24TH, 2012 AND FREE METERED PARKING IN OLD TOWN FROM DECEMBER 21ST THROUGH AND INCLUDING DECEMBER 25TH, 2012; 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. 12-355

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED 2013 MEETING SCHEDULE FOR THE KEY WEST CITY COMMISSION; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

Commissioner Wardlow asked that the second meeting in July be changed to a second meeting in August to be held August 20, 2013.

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

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

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. 12-356

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, SELECTING HOLLAND AND KNIGHT TO PROVIDE FEDERAL GOVERNMENT RELATIONS SERVICES PURSUANT TO RFP #004-12; DIRECTING THE CITY MANAGER TO NEGOTIATE A CONTRACT FOR APPROVAL BY THE CITY COMMISSION; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

Members of the four firms selected gave five-minute presentations beginning with Alcalde and Fay, then American Continental Group, then Becker and Poliakoff and then Holland and Knight.

The following people spoke on the matter:

George Halloran, 16 Hilton Haven Drive for Last Stand
Bob Vitas, City Manager

The City Commission ranked the firms after the presentations. (Ranking Forms and Tally Sheet ranking the federal lobbyist firms for service are attached hereto and made a part of these minutes.) The Clerk read the results: first choice Holland and Knight, second choice Alcalde and Fey, third choice American Continental Group and fourth choice Becker and Poliakoff.

It was moved by Commissioner Rossi and seconded by Commissioner Lopez that the Resolution be passed and adopted selecting Holland and Knight as the firm for Federal Lobbyist Services.

The Mayor acknowledged the motion and second and requested verbal approval. The response was unanimous to pass the Resolution selecting Holland and Knight.

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

City Manager Vitas asked the Mayor for a second motion based on the Commission's decision as the proposal from Holland and Knight exceeds the adopted budget amount and will need authorization

to use the City Manager's Contingency to fund the gap between that which was budgeted and that which was in the RFP. For the current year the amount would be \$20,000.00.

It was moved by Commissioner Yaniz and seconded by Commissioner Johnston to approve the increase for the RFP funded by the City Manager's Contingency Fund.

The Mayor requested the Clerk call the roll.

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

Nays: Commissioner Rossi and Mayor Cates.

SO ORDERED

RESOLUTION NO. 12-357

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING AND DIRECTING CITY STAFF TO INVESTIGATE THE CONCEPT OF MAKING DUVAL STREET A PEDESTRIAN MALL; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Judy Martinez, 1020 Emma Street
Mark Songer, 1310 Newton Street on behalf of Last Stand
Jodi Smith Williams, 1217 White Street
Sloan Bashinsky, Little Torch Key
Don Craig, City Planner

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

The Mayor requested the Clerk call the roll.

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

Nays: Commissioner Wardlow

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. 12-358

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, DIRECTING STAFF TO PROCEED IMMEDIATELY WITH THE PLANNING, DESIGN AND PROGRAMMING OF OPERATIONS FOR A NEW SHELTER FOR THE TEMPORARY HOUSING AND REHABILITATION OF THE CITY'S AND COUNTY'S HOMELESS POPULATION LOCATED IN THE KEY WEST ENVIRONS; DIRECTING CITY STAFF TO RETURN TO THE COMMISSION WITH A REPORT ON THE METHODS, STRATEGIES, COST AND SCHEDULE FOR ACHIEVING THE GOAL OF REDUCING THE PRESENCE OF THE HOMELESS IN THE CITY PROPER; DIRECTING THE CITY STAFF TO COOPERATE WITH COUNTY AND STATE AGENCIES AND COMMISSIONS, AND LOCAL ORGANIZATIONS PROVIDING SERVICES TO THE HOMELESS IN CARRYING OUT THE DIRECTION OF THE COMMISSION; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution. Letters were read into the record from David Hubbert, President Key West Golf Club Homeowner's Association and Rev. Stephen Braddock, President and CEO and Samuel Kaufman, Chairman of the Florida Keys Outreach Coalition for the Homeless.

The following people spoke on the matter:

Judy Martinez, 1020 Emma
Margaret Romero, 1615 Washington Street
Sloan Bashinsky, Little Torch Key
Mike Mongo, 1218 Pearl Street
Shawn Smith, City Attorney

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

The Mayor requested the Clerk call the roll.

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

Nays: Commissioners Rossi and Wardlow

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. 12-359

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING AND ALLOCATING FUNDS FOR THE REPAIR OF FREDERICK DOUGLASS GYM; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Judy Martinez, 1020 Emma Street
Robert Cintron, 2506 Seidenberg Avenue
Heidi Golightly, 1208 Watson Street
Chris Tittle, 634 Louisa Street
Bob Vitas, City Manager

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

The Mayor requested the Clerk 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

The Mayor asked for a brief recess in the meeting and reconvened at 8:27 p.m.

RESOLUTION NO. 12-360

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, DIRECTING MODIFICATIONS TO THE CITY'S SOLID WASTE AND RECYCLING COLLECTION CONTRACT; DIRECTING THE CITY ATTORNEY TO PREPARE AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY AND WASTE MANAGEMENT, INC. OF FLORIDA FOR COMMISSION CONSIDERATION; DIRECTING STAFF TO BEGIN PREPARATION OF BID DOCUMENTS FOR SOLID WASTE AND RECYCLING COLLECTION SERVICES TO COMMENCE AT THE CONCLUSION OF THE CURRENT CONTRACT; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution. The Clerk announced 12 letters had been received; 7 letters in support of the City Manager's option number one, 2 letters in support of option number two and 3 letters in support of the job done by Waste Management.

The following people spoke on the matter:

Edward Kamen, 323 Grinnell Street
John Cinelli, Sun Recycling, Davie, Florida
Mark Songer, 1310 Newton Street on behalf of Last Stand
Damon Stinson, Waste Pro, Pembroke Pines, Florida
Joe Fisher, Starke, Florida
Mary Maxwell, 3139 S. Roosevelt Boulevard
Keith MacDonald 506 Elizabeth Street
Heidi Golightly, 1208 Watson Street
Todd German, 2315 N. Roosevelt Boulevard
Jim Olive, 707 Washington Street
Ross Williams, 1217 White Street
Jody Smith Williams, 1217 White Street
John Albert, Waste Management
Suzanne Campbell, 2404 Staples Avenue
Richard Tallmadge, 1700 Jamaica Drive
Jay Gewin, Utilities Manager
Bob Vitas, City Manager

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

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Johnston, Lopez, Weekley and Mayor Cates

Nays: Commissioners Rossi, Wardlow 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

QUASI JUDICIAL HEARING:

RESOLUTION NO. 12-361

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, GRANTING APPROVAL TO A MAJOR DEVELOPMENT PLAN AND CONDITIONAL USE APPROVAL FOR CONSTRUCTION OF A REGIONAL PUBIC FACILITY ON PROPERTY LOCATED AT 616 SIMONTON STREET (RE #00012210-000000 AND #00012220-000000) IN HPS AND HNC-1 ZONING DISTRICTS, KEY WEST, FLORIDA; PROVIDING CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

At this time the Clerk asked anyone giving testimony on the item to please stand to be sworn in; the Clerk administered the oath.

The following people spoke on the matter:

Anthony Sarno, mbi-k2m Architecture
Michael Ingram, mbi-k2m Architecture
Don Craig, City Planner
Margaret Romero, 1615 Washington Street

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

The Mayor requested the Clerk 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

QUASI JUDICIAL HEARING:

RESOLUTION NO. 12-362

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING A MAJOR MODIFICATION TO THE MAJOR DEVELOPMENT PLAN AND CONDITIONAL USE PREVIOUSLY APPROVED BY RESOLUTION 99-225 FOR THE PROPERTY LOCATED AT 951 CAROLINE STREET (RE #00002970-000000); PROVIDING CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

At this time the Clerk asked anyone giving testimony on the item to please stand to be sworn in; the Clerk administered the oath.

The following people spoke on the matter:

Craig Hunt, Owner Conch Harbor 951 Caroline Street
Don Craig, City Planner

Commissioners Weekley, Yaniz, Rossi, Wardlow and Lopez disclosed they have attended meetings and/or have met with Mr. Hunt on occasion regarding this item.

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

The Mayor requested the Clerk 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

ADMINISTRATIVE APPEAL:

AN APPEAL OF THE CHIEF BUILDING OFFICIAL'S ISSUANCE OF A BUILDING PERMIT DATED OCTOBER 3, 2012 FOR THE PROPERTY LOCATED AT 525 FRANCES STREET, MARY AND KARL HAFFENREFFER PROPERTY OWNERS, BY ROBERT CINTRON, REPRESENTATIVE FOR LEONARD GARTNER OF 1109 STUMP LANE

RESOLUTION NO. 12-363

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, GRANTING THE APPEAL BY LEONARD GARTNER OF BUILDING PERMIT #65534 ISSUED ON OCTOBER 3, 2012 TO KINKY CONSTRUCTION ON BEHALF OF KARL & MARY HAFFENREFFER, PROPERTY OWNERS, TO "APPLY DECORATIVE SHINGLES TO EXISTING ROOF AT GAZEBO FRAMING FOR ABOVE (ROOFING BY OTHERS)" AT 525 FRANCES STREET; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the Appeal.

At this time the Clerk asked anyone giving testimony on the item to please stand to be sworn in; the Clerk administered the oath.

The following people spoke on the matter:

Shawn Smith, City Attorney
Robert Cintron, 317 Whitehead Street
Larry Erskine, Chief Assistant City Attorney
Don Craig, City Planner

It was moved by Commissioner Johnston and seconded by Commissioner Rossi to grant the appeal by Leonard Gartner that the decision of the Chief Building Official be reversed and that a variance will be required to proceed.

The Mayor requested the Clerk call the roll.

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

Nays: Commissioner Weekley

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. SECOND READING JANUARY 8, 2013

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, 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 OF 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

The Clerk read the title of the Ordinance.

The following person spoke on the matter:

Don Craig, City Planner

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

The Mayor requested the Clerk 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. 12-35

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, INVOKING THE ZONING IN PROGRESS DOCTRINE; DECLARING THAT THE CITY IS CONSIDERING AMENDMENTS TO ITS LAND DEVELOPMENT REGULATIONS TO ADOPT CRITERIA PERMITTING AND REGULATING THE LOCATION OF PAIN MANAGEMENT CLINICS; DIRECTING BUILDING AND PLANNING DEPARTMENT STAFF TO DEFER THE ACCEPTANCE AND PROCESSING OF APPLICATIONS REQUIRING THE ISSUANCE PERMITTING THE LOCATION OF PAIN MANAGEMENT CLINICS; CONTINUING THIS POLICY UNTIL NEW PERMIT REGULATIONS OR AMENDED LAND DEVELOPMENT REGULATIONS ARE ADOPTED BY THE CITY COMMISSION OR UNTIL THE PASSAGE OF 180 DAYS FROM THE DATE OF THIS ORDINANCE, WHICHEVER OCCURS FIRST; 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 requested the Clerk 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

CITIZEN COMMENTS:

There were no comments from the public.

COMMISSION COMMENTS:

Commissioner Yaniz wished a happy holiday to all. He also said he had received good news that his brother was recovering from an illness.


Commissioner Johnston wished everyone a happy holiday. She requested the City Manager to close the road during the presentation next year on December 1 at the AIDS Memorial due the noise from traffic during the event.

Commissioner Lopez thanked everyone for their participation in the AIDS Memorial event. He also commended Community Services for their work in cleaning up the memorial and the surrounding area. He also wished everyone a very happy holiday.

Mayor Cates wished everyone a great holiday season. He commended the city staff and all the city employees for the great job they have done this year.

ADJOURNMENT:

There being no further business the Mayor adjourned the meeting at 10:19 p.m.


Cheryl Smith, MMC, CPM
City Clerk

RANKING FORM FEDERAL LOBBYIST FIRMS FOR SERVICES

Highest Points Prevails

	Alcalde & Fay	American Continental Group	Becker & Pollakoff	Holland & Knight	TOTALS
Commissioner Johnston	2	3	1	4	10
Commissioner Lopez	3	2	1	4	10
Commissioner Rossi	4	3	1	2	10
Commissioner Wardlow	2	1	3	4	10
Commissioner Weekley	1	2	3	4	10
Commissioner Yaniz	2	3	1	4	10
Mayor Cates	4	3	2	1	10
TOTALS	18	17	12	23	70

	Holland & Knight
1st Choice	Alcalde & Fay
2nd Choice	American Continental Group
3rd Choice	Becker & Pollakoff
4th Choice	

**CITY COMMISSION
OFFICIAL RANKING FORM**

**FEDERAL LOBBYIST SERVICES
RFP 004-12**

Upon completion, the form is to be submitted to the City Clerk for tabulation as part of the selection process records.

First Choice: Holland Knight

Second Choice: ACG

Third Choice: Alcalde & Fay

Fourth Choice: Becker & Poliakoff

FEDERAL LOBBYIST FIRMS:

ALCALDE & FAY 2

AMERICAN CONTINENTAL GROUP 3

BECKER & POLIAKOFF 1

HOLLAND & KNIGHT 4

Submitted by Commissioner Johnston
Commissioner Teri Johnston

**CITY COMMISSION
OFFICIAL RANKING FORM**

**FEDERAL LOBBYIST SERVICES
RFP 004-12**

Upon completion, the form is to be submitted to the City Clerk for tabulation as part of the selection process records.

First Choice: Holland + Knight
Second Choice: Alcalde & Fay
Third Choice: American Continental
Fourth Choice: Becker Poliakoff

FEDERAL LOBBYIST FIRMS:

ALCALDE & FAY

AMERICAN CONTINENTAL GROUP

BECKER & POLIAKOFF

HOLLAND & KNIGHT

Submitted by Commissioner



Commissioner Clayton Lopez

**CITY COMMISSION
OFFICIAL RANKING FORM**

**FEDERAL LOBBYIST SERVICES
RFP 004-12**

Upon completion, the form is to be submitted to the City Clerk for tabulation as part of the selection process records.

First Choice: ALCALDE FAYE
Second Choice: AMERICAN CONTINENTAL
Third Choice: HOLLAND & KNIGHT
Fourth Choice: BECKER

FEDERAL LOBBYIST FIRMS:

ALCALDE & FAY

AMERICAN CONTINENTAL GROUP

BECKER & POLIAKOFF

HOLLAND & KNIGHT

Submitted by Commissioner ROSSI

Commissioner Mark Rossi

**CITY COMMISSION
OFFICIAL RANKING FORM**

**FEDERAL LOBBYIST SERVICES
RFP 004-12**

Upon completion, the form is to be submitted to the City Clerk for tabulation as part of the selection process records.

First Choice: Holland & Knight
Second Choice: Becker & Poliakoff
Third Choice: Alcalde & Fay
Fourth Choice: American

FEDERAL LOBBYIST FIRMS:

ALCALDE & FAY

AMERICAN CONTINENTAL GROUP

BECKER & POLIAKOFF

HOLLAND & KNIGHT

Submitted by Commissioner


Commissioner Billy Wardlow

CITY COMMISSION
OFFICIAL RANKING FORM

FEDERAL LOBBYIST SERVICES
RFP 004-12

Upon completion, the form is to be submitted to the City Clerk for tabulation as part of the selection process records.

First Choice: Holland & Knight
Second Choice: Becker & Poliakoff
Third Choice: American Continental
Fourth Choice: Alcalde & Fay

FEDERAL LOBBYIST FIRMS:

ALCALDE & FAY 1
AMERICAN CONTINENTAL GROUP 2
BECKER & POLIAKOFF 3
HOLLAND & KNIGHT 4

Submitted by Commissioner Jimmy Weekley
Commissioner Jimmy Weekley

**CITY COMMISSION
OFFICIAL RANKING FORM
FEDERAL LOBBYIST SERVICES
RFP 004-12**

Upon completion, the form is to be submitted to the City Clerk for tabulation as part of the selection process records.

First Choice: Holland & Knight
Second Choice: American Continental Group
Third Choice: Alcalde & Fay
Fourth Choice: Becker & Poliakoff

FEDERAL LOBBYIST FIRMS:

ALCALDE & FAY

AMERICAN CONTINENTAL GROUP

BECKER & POLIAKOFF

HOLLAND & KNIGHT

Submitted by Commissioner

Tony Yaniz
Commissioner Tony Yaniz

**CITY COMMISSION
OFFICIAL RANKING FORM**

**FEDERAL LOBBYIST SERVICES
RFP 004-12**

Upon completion, the form is to be submitted to the City Clerk for tabulation as part of the selection process records.

First Choice:

Alcalde & Fay

Second Choice:

AMERICAN CONTINENTAL

Third Choice:

Becker & Poliakoff

Fourth Choice:

Holland & Knight

FEDERAL LOBBYIST FIRMS:

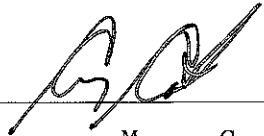
ALCALDE & FAY

AMERICAN CONTINENTAL GROUP

BECKER & POLIAKOFF

HOLLAND & KNIGHT

Submitted by Mayor



Mayor Craig Cates