

MINUTES
CITY COMMISSION MEETING
OLD CITY HALL, 510 GREENE STREET
WEDNESDAY, SEPTEMBER 3, 2014

A regular meeting of the City Commission of the City of Key West, Florida was held in Commission Chambers, Old City Hall, on Wednesday, September 3, 2014.

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

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

Father Erik Zegeer, Basilica of St. Mary's 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.

APPROVAL OF AGENDA:

Commissioner Johnston requested Resolution Items #12, #15 and #19 be removed from the Consent Agenda.

The City Manager requested Presentation Item #1 be postponed to September 16, 2014 and that Resolution Item #28 has been withdrawn.

It was moved by Commissioner Wardlow and seconded by Commissioner Weekley to approve the agenda. The Mayor acknowledged the motion and second and asked for approval, there were no objections.

PRESENTATION:

Smathers Beach Jetty – Lori Bervaldi Tucker

CITY ATTORNEY'S REPORT

City Attorney Smith had no report. Mr. Smith answered questions regarding affordable housing.

Commissioner Weekley would bring back a resolution regarding infill at Poinciana Housing for affordable housing.

Commissioner Weekley also asked the City Attorney to review the application for Habitat for Humanity housing on Fleming Street and come back with a recommendation at the next meeting that they can forward to the Land Authority.

CITY MANAGER’S REPORT:

City Manager Scholl introduced Sean Morton, Superintendent from the Florida Keys Marine Sanctuary, regarding the rule making process with regard to the sanctuary protection areas.

Mr. Scholl reported that the Channel 77 replay for the meetings was not functioning.

Mr. Scholl stated the first of two public hearings on the budget would be the next evening.

Mr. Scholl reported he had received a request for a taxi rate hike.

Mr. Scholl reported the classification and benefit study would start the next day.

Mr. Scholl commented that commercial use of community property has been discussed by staff in order to produce an ordinance.

Mr. Scholl reported he has formally hired Mr. Greg Veliz as Assistant City Manager for Operations.

CONSENT AGENDA:

The Clerk read the titles of the Resolutions.

It was moved by Commissioner Wardlow 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.

MINUTES:

- *July 23, 2014 (Special)
- *August 5, 2014 (Regular)
- *August 19, 2014 (Regular)

RESOLUTIONS:

RESOLUTION NO. 14-230

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 CLYDE JOYCE FOR AN AIDS FUNDRAISER AT THE RESTAURANT STORE, 1111 EATON STREET, DURING THE HOURS OF 5:00 P.M. TO 9:00 P.M. ON FRIDAY, SEPTEMBER 19, 201; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-231

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE KEY WEST GATOR CLUB AS AN AFFILIATE OF THE UNIVERSITY OF FLORIDA ATHLETIC ASSOCIATION TO CONDUCT A FULL AND 1/2 MARATHON ON SATURDAY, OCTOBER 11, 2014; AUTHORIZING THE CLOSURE OF FRONT STREET FROM DUVAL STREET AND SIMONTON STREET INCLUDING SIMONTON STREET BEACH AREA; AUTHORIZING CERTAIN STREET CLOSURES THEREOF DURING THE EVENT; GRANTING AN EXEMPTION FROM THE NOISE CONTROL ORDINANCE PURSUANT TO SECTION 6-86 OF THE CODE OF ORDINANCES FROM 5:00 A.M. TO 12:00 NOON; PURSUANT TO TERMS AND CONDITIONS SET FORTH BY THE CITY MANAGER; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-232

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING JIATF SOUTH TO HOLD THE ANNUAL VETERANS DAY PARADE ON DUVAL STREET FROM 4:00 P.M. TO 8:00 P.M. TUESDAY, NOVEMBER 11, 2014; AUTHORIZING THE CLOSURE OF CERTAIN STREETS OR PORTIONS THEREOF FOR SAID PARADE FROM 4:00 P.M. TO 8:00 P.M.; WAIVING ALL FEES FOR REQUIRED CITY SERVICES; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-233

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING VISUALIZE ENTERTAINMENT, INC. THE USE OF BAYVIEW PARK TO SHOW FREE MOVIES THE FIRST AND THIRD FRIDAY OF THE MONTH STARTING OCTOBER 3, 2014 THROUGH MAY 29, 2015 (WITH THE EXCEPTION OF EVENTS THAT ARE CONFIRMED EVERY YEAR) FROM DUSK TILL AFTER MOVIE; PURSUANT TO TERMS AND CONDITIONS SET FORTH BY THE CITY MANAGER; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-234

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 JUST SAVE THE DATE, LLC FOR A WEDDING CEREMONY AND RECEPTION AT THE HEMINGWAY HOUSE ON WHITEHEAD STREET DURING THE HOURS OF 5:30 P.M. TO 12:00 MIDNIGHT ON SATURDAY, NOVEMBER 8, 2014; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-235

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING TRANSFER OF MOBILE VENDOR LICENSE (MVL) #12788 FROM RUTH BOYETTE TO STUART KEMP DUE TO HARDSHIP; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-236

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

RESOLUTION NO. 14-237

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE PURCHASE FOR THE FIRE DEPARTMENT OF THREE (3) NEW HORTON AMBULANCES FROM HALL-MARK FIRE APPARATUS, PURSUANT TO GOVERNMENT

CONTRACT, PURSUANT TO SECTION 2-797(3) OF THE CODE OF ORDINANCES IN A TOTAL AMOUNT NOT TO EXCEED \$387,291.00; AUTHORIZING THE PURCHASE OF ONE (1) USED FORD E-450 MEDTEC AMBULANCE FROM HALL-MARK FIRE APPARATUS PURSUANT TO SECTION 2-771(3)(A) OF THE CODE OF ORDINANCES IN A TOTAL AMOUNT NOT TO EXCEED \$8,209.00; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-238

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE PURCHASE OF ONE (1) 2015 FORD F250 WITH LIFT GATE FOR \$27,536.50 FROM ALAN JAY FORD LINCOLN MERCURY PURSUANT TO SECTION 2-797(4)(B) OF THE CODE OF ORDINANCES; AND AUTHORIZING THE PURCHASE OF ONE (1) FORD ECONOLINE CARGO VAN FOR \$37,607.00 FROM DUVAL FORD, FOR USE BY THE KEY WEST UTILITIES DEPARTMENT, THROUGH PIGGYBACKING ON THE FLORIDA SHERIFF'S ASSOCIATION CONTRACT, PURSUANT TO SECTION 2-797(3) OF THE CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-239

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 INCREASE IN CUMULATIVE EXPENDITURES DURING FY 13-14 TO ROY'S AUTO PARTS (\$4,000.00 INCREASE TO A TOTAL OF \$39,600.00), BANNER TIRE (\$4,500.00 INCREASE TO A TOTAL OF \$36,200.00), GILLIG LLC (\$15,000.00 INCREASE TO A TOTAL OF \$2,063,875.66), FLAMINGO OIL (\$11,500.00 INCREASE TO A TOTAL OF \$33,500.00), AND THERMO KING (\$5,000.00 INCREASE TO A TOTAL OF \$8,078.02).; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-240

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING AN EXPENDITURE NOT TO EXCEED \$36,850.00 FOR BUILDING/ELECTRICAL/MECHANICAL INSPECTION SERVICES BY M.T. CAUSLEY, INC.; AUTHORIZING A WAIVER OF COMPETITIVE BIDDING; AUTHORIZING NECESSARY BUDGET TRANSFERS AND AMENDMENTS; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-241

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED “SUBMERGED LANDS LEASE” FOR CITY-OWNED SUBMERGED LANDS IN GARRISON BIGHT ADJACENT TO 719 EISENHOWER DRIVE BETWEEN THE CITY AND PARADISE HARBOR CONDOMINIUM ASSOCIATION, INC.; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-242

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED “SUBMERGED LANDS LEASE” FOR CITY-OWNED SUBMERGED LANDS IN GARRISON BIGHT ADJACENT TO 833 EISENHOWER DRIVE BETWEEN THE CITY AND HARBOR LODGE CONDOMINIUM OWNERS ASSOCIATION, INC.; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-243

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED “SUBMERGED LANDS LEASE” FOR CITY-OWNED SUBMERGED LANDS IN GARRISON BIGHT ADJACENT TO 903 EISENHOWER DRIVE BETWEEN THE CITY AND HARBORSIDE MOTEL AND MARINE, INC.; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-244

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED “SUBMERGED LANDS LEASE” FOR CITY-OWNED SUBMERGED LANDS IN GARRISON BIGHT ADJACENT TO 915 EISENHOWER DRIVE BETWEEN THE CITY AND PELICAN LANDING A PRIVATE FISHING CONDOMINIUM, INC.; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-245

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED “SUBMERGED LANDS LEASE” FOR CITY-OWNED SUBMERGED LANDS IN GARRISON BIGHT ADJACENT TO 1601-05 NORTH ROOSEVELT BOULEVARD BETWEEN THE CITY AND GARRISON BIGHT INVESTORS, LTD.; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-246

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED “SUBMERGED LANDS LEASE” FOR CITY-OWNED SUBMERGED LANDS IN GARRISON BIGHT ADJACENT TO 701 PALM AVENUE BETWEEN THE CITY AND A-1 BOAT SERVICE, INC.; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-247

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED “SUBMERGED LANDS LEASE” FOR CITY-OWNED SUBMERGED LANDS IN GARRISON BIGHT ADJACENT TO 705 PALM AVENUE BETWEEN THE CITY AND KEY WEST COMMUNITY SAILING CENTER, INC.; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 14-248

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE SUBMISSION OF THE ATTACHED CITY OF KEY WEST DEPARTMENT OF TRANSPORTATION (KWDOT) TEN-YEAR “TRANSIT DEVELOPMENT PLAN MAJOR UPDATE (TDP 2015-2024)” FROM THE CITY OF KEY WEST FOR REVIEW AND APPROVAL BY THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT); 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. 14-249

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AWARDED THE BID OF DOUGLAS N. HIGGINS, INC., FOR CONSTRUCTION OF EAST FRONT STREET FLOOD MITIGATION PROJECT NO. ST-1201 IN THE AMOUNT OF \$2,964,012.50; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following person spoke on the matter:

Elizabeth Ignoffo, Utilities Services, Contract and Permit Engineer

It was moved by Commissioner Johnston and seconded by Commissioner Yaniz 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. 14-250

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING CHANGE ORDER NO. 2 TO THE CONSTRUCTION CONTRACT AWARDED UNDER RESOLUTION NO. 13-154 TO BURKE CONSTRUCTION GROUP INC. FOR ENHANCEMENTS/RENOVATIONS TO NELSON ENGLISH/WILLIE WARD PARKS (PURCHASE ORDER 74986) IN AN AMOUNT NOT TO EXCEED \$62,826.14, DUE TO A COMBINATION OF UNFORESEEN UNDERGROUND OBSTRUCTIONS, SITE SPACE LIMITATIONS, AND PERMITTING REQUIREMENTS; AUTHORIZING THE USE OF BAHAMA VILLAGE TIF FUNDS ALLOCATED IN RESOLUTION 14-162; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following person spoke on the matter:

Jim Scholl, City Manager

It was moved by Commissioner Johnston and seconded by Commissioner Lopez 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. 14-251

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED “SUBMERGED LANDS LEASE” FOR CITY-OWNED SUBMERGED LANDS IN GARRISON BIGHT ADJACENT TO 711-717 EISENHOWER DRIVE BETWEEN THE CITY AND ISLAND TRANQUILITY, INC.; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Jim Scholl, City Manager
Robert Kelly, Garrison Bight, 1801 N Roosevelt Boulevard

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

PUBLIC HEARING:

RESOLUTION NO. 14-252

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, IMPOSING SOLID WASTE SERVICE ASSESSMENTS AGAINST CERTAIN REAL RESIDENTIAL PROPERTY LOCATED WITHIN THE CITY OF KEY WEST, FLORIDA, APPROVING THE SOLID WASTE ASSESSMENT ROLL FOR THE SOLID WASTE SERVICE ASSESSMENTS; CONFIRMING THE INITIAL ASSESSMENT RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Jim Scholl, City Manager
Mark Songer, 1310 Newton Street
Shawn Smith, City Attorney

It was moved by Commissioner Wardlow and seconded by Commissioner Yaniz that the Resolution be passed and adopted as amended per the City Attorney's recommendation; in Section 3(c) adding the words "a maximum of" before \$356.28 and before \$168.11.

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Lopez, Wardlow, Yaniz and Mayor Cates

Nays: Commissioners Johnston and 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

PUBLIC HEARING:

RESOLUTION NO. 14-253

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, IMPOSING STORMWATER SERVICE ASSESSMENTS AGAINST CERTAIN REAL PROPERTY WITHIN THE CITY OF KEY WEST; APPROVING THE STORMWATER ASSESSMENT ROLL FOR THE STORMWATER SERVICE ASSESSMENTS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following person spoke on the matter:

Jim Scholl, City Manager

It was moved by Commissioner Wardlow 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, 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. 14-254

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED FIRST AMENDMENT TO CONTRACT FOR SOLID WASTE COLLECTION AND PROCESSING SERVICES BETWEEN THE CITY AND WASTE MANAGEMENT OF FLORIDA, INC. (WMI); AUTHORIZING THE CITY MANAGER TO EXECUTE THE AMENDMENT TO CONTRACT; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Jim Scholl, City Manager
Will Thompson, Solid Waste Coordinator
Mike Turner, Utilities Collection Manager
Greg Sullivan, Waste Management

It was moved by Commissioner Lopez 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 and Mayor Cates

Nays: Commissioners 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

ORDINANCES - FIRST READING:

ORDINANCE NO. POSTPONED TO SEPTEMBER 16, 2014

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 26 ENTITLED "ENVIRONMENT", BY ADDING ARTICLE VI ENTITLED "UNMANNED AIRCRAFT" TO PROVIDE PRIVACY AND SAFETY PROTECTIONS UNTIL SUCH TIME AS STATE OR FEDERAL REGULATIONS PREEMPT THIS ORDINANCE; ADDING SECTION 26-300, PURPOSE AND INTENT; ADDING SECTION 26-301, DEFINITIONS; ADDING SECTION 26-302, REGISTRATION; ADDING SECTION 26-303, PROHIBITIONS; ADDING SECTION 26-304, EXCEPTIONS; ADDING SECTION 26-305, PENALTY; ADDING SECTION 26-306, SUNSET PROVISIONS; 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:

Ron Ramsingh, Assistant City Attorney
Quincy Perkins, 139 Peary Court, White Orchid Studios
Michael Cates, 3104 Riviera Drive, Vivid Arial Media
Rita Troxel, 1201 White Street, TDC Film Commission
Ron Demes, Naval Air Station Key West

It was moved by Commissioner Yaniz and seconded by Commissioner Johnston that the Ordinance be postponed to September 16, 2014.

The Mayor requested the Clerk call the roll.

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

Nays: None

SO ORDERED

ORDINANCES SECOND READING: (Public Hearing)

ORDINANCE NO. 14-17

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 58 OF THE CODE OF ORDINANCES ENTITLED "SOLID WASTE" BY AMENDING SECTION 58-65 TO ADJUST RESIDENTIAL SOLID WASTE RATES; AMENDING SECTION 58-66 TO ADJUST DUMPING FEES FOR COMMERCIAL

ESTABLISHMENTS AND LICENSED BUSINESSES; 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:

Jim Scholl, City Manager

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

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Lopez, Wardlow, Yaniz and Mayor Cates

Nays: Commissioners Johnston and Weekley

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:

Margaret Romero, 1615 Washington Street
Mark Songer, 1310 Newton Street

COMMISSION COMMENTS:

Commissioner Johnston had questions regarding the Habitat for Humanity project on Fleming Street.

Commissioner Yaniz thanked Mr. Scholl for promoting Greg Veliz, he stated the morale has improved at City Hall.

Commissioner Wardlow thanked Mr. Scholl and Mr. Veliz regarding the clean-up at Smathers Beach. He asked the City Manager about the Utilities Director position. Mr. Scholl stated John Paul

Castro filled the Utilities Director position. He also stated the crew deserves the credit for the beach cleaning.

Commissioner Lopez thanked the people who had anything to do with the Nelson English/Willie Ward parks project.

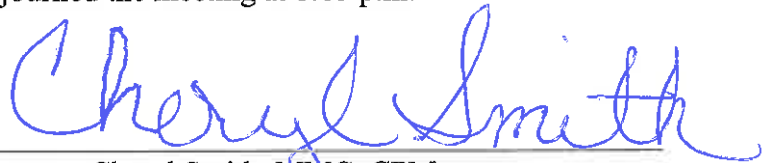
Mayor Cates was sorry he missed the parks event on Saturday. He thanked everyone for making these things possible. Mayor Cates also thanked the citizens for his re-election.

Commissioner Wardlow asked that his District 3 have garbage pick-up on Monday instead of Friday.

Commissioner Weekley asked about a meeting/workshop to review the franchise agreements in October before Fantasy Fest.

ADJOURNMENT:

There being no further business the Mayor adjourned the meeting at 8:05 p.m.



Cheryl Smith, MMC, CPM
City Clerk