

MINUTES
CITY COMMISSION MEETING
OLD CITY HALL, 510 GREENE STREET
TUESDAY, SEPTEMBER 21, 2010

A regular meeting of the City Commission of the City of Key West, Florida was held in Commission Chambers, Old City Hall, on Tuesday, September 21, 2010.

Mayor Craig Cates called the meeting to order at 6:00 P.M.

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

Also present were City Manager Jim Scholl, Assistant City Manager David Fernandez, Assistant City Manager Mark Finigan, City Attorney Shawn Smith, Assistant City Attorney Larry Erskine, City Planner Amy Kimball-Murley, Police Chief Donie Lee, Fire Chief David Fraga, Division Chief of Operations Michael Davila, Division Chief/EMG Management & Training Craig Marston, Community Services Director Greg Veliz, Utilities Manager Jay Gewin, Parking Manager John Wilkins, Port Operations Senior Project Manager Doug Bradshaw, Port and Transit Director Jim Fitton, Deputy City Clerk Angela Budde and City Clerk Cheri Smith.

Rabbi Simon Dudai from the Congregation B’Nai Zion Synagogue 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 10 be removed from the Consent Agenda and Second Reading of Ordinance items 27, 28 and 29 be postponed to the October 5th meeting. Commissioner Weekley also requested to hear the CRA and BOA meetings before the City Commission meeting. City Attorney Smith stated due to the advertising of the meetings the CRA and BOA meetings would not be able to be heard prior to the City Commission meeting.

Commissioner Rossi asked Resolution item 21 be placed on the Consent Agenda. City Manager Scholl requested postponement of Resolution items 24 and 25 to the December 7th Commission meeting at the request of the applicant and he requested Resolution items 15, 16 and 17 be removed from the Consent Agenda. The City Clerk announced there were speakers for Resolution items 7, 12 and 14 and requested to have those items removed from the Consent Agenda.

The Mayor asked for objections and seeing none the agenda was approved with those changes.

PROCLAMATIONS:

- 1) Children's Movement of Florida Week
- 2) United Way Appreciation & Support Month
- 3) US 1 Radio Day

PRESENTATIONS:

- (4) Strategic Planning Board – Mary Beth McCullough
- (5) Bahama Village Connectivity Project – Kimley Horn
- (6) Meisel and Spottswood Marina Management Company
- (7) City Attorney's Report

The City Attorney gave an update on Florida Keys Assisted Care Coalition. He announced the Coalition will be appearing in front of the Truman Waterfront Advisory Board to give a presentation as well as the Bahama Village Redevelopment Advisory Committee.

- (8) City Manager's Report

City Manager had no report. Commissioner Weekley asked the City Manager to reopen the Frances St. gate in the City Cemetery.

CONSENT AGENDA:

The Clerk read the titles of the Resolutions.

It was moved by Commissioner Rossi and seconded by Commissioner Weekley 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. 10-267

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING KEY WEST BUSINESS GUILD TO CONDUCT A MIXER KICK OFF TOYS FOR TOTS DRIVE EVENT ON WEDNESDAY, NOVEMBER 10, 2010 FROM 2:00 P.M. TO 10:00 P.M. PURSUANT TO TERMS AND CONDITIONS SET FORTH BY THE CITY MANAGER; AUTHORIZING THE CLOSURE OF THE 900 BLOCK OF FLEMING STREET BETWEEN MARGARET & GRINNELL STREETS; GRANTING A SPECIAL EVENT PERMIT PURSUANT TO SECTION 6-86 OF THE CODE OF ORDINANCES FROM 5:00 P.M. TO 10:00 P.M.; AUTHORIZING THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN THE ENCLOSED AREA.; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-268

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING KEY WEST ROTARY TO CONDUCT A REGGAE CONCERT AT THE TRUMAN WATERFRONT SOUTHWEST FIELD ON SATURDAY, NOVEMBER 20, 2010 FROM 6:00 P.M. TO 11:30 P.M.; 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 ORDINANCES PURSUANT TO SECTION 6-86 OF THE CODE OF ORDINANCES DURING THE EVENT; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-269

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING KELLY'S CARIBBEAN AND PREMIER RACING TO CONDUCT A STREET CLOSURE DURING PREMIER RACING ON FRIDAY, JANUARY 14 THROUGH JANUARY 21, 2011 FROM 8:00 A.M. TO 8:30 P.M. PURSUANT TO TERMS AND CONDITIONS SET FORTH BY THE CITY MANAGER; AUTHORIZING THE CLOSURE OF CAROLINE STREET BETWEEN WHITEHEAD

STREET AND TELEGRAPH LANE BETWEEN THE HOURS OF 8:00 A.M. TO 8:30 P.M.; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-270

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AWARDING THE BID OF SEATECH, INC. IN THE AMOUNT OF \$282,716.00 FOR A GENERATOR ENCLOSURE REPLACEMENT AT THE WASTEWATER TREATMENT PLANT IN RESPONSE TO INVITATION TO BID #10-016; AUTHORIZING EXECUTION OF A CONTRACT; WAIVING A MINOR IRREGULARITY; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-271

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE SETTLEMENT IN THE CASE OF AMY AND JAMES DEMATTEO V. CITY OF KEY WEST; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-272

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, SUPPORTING ESTABLISHMENT OF THE CITY OF KEY WEST AS AN AIR AND SEA PORT OF ENTRY AND EXIT TO CUBA; DIRECTING DISTRIBUTION OF THE RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. Postponed to December 7, 2010

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE SECOND AMENDED SETTLEMENT AGREEMENT AMONG THE CITY, THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS AND SUNSET VENTURES OF KEY WEST, INC. FOR THE SUNSET MARINA PROPERTY LOCATED AT 5555 COLLEGE ROAD (RE# 00072080-001400); PROVIDING FOR AN EFFECTIVE DATE

MAJOR DEVELOPMENT PLAN AND CONDITIONAL USE:

RESOLUTION NO. Postponed to December 7, 2010

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING A MAJOR DEVELOPMENT PLAN AND CONDITIONAL USE FOR THE INSTALLATION OF STACKED BOAT RACKS AT SUNSET MARINA IN THE GENERAL

**COMMERCIAL (CG) ZONING DISTRICT FOR PROPERTY LOCATED
AT 5555 COLLEGE ROAD, KEY WEST (RE# 00072080-001400);
PROVIDING CONDITIONS; 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. 10-273

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY
WEST, FLORIDA, APPOINTING KENT DUCOTE TO THE TREE
COMMISSION; PROVIDING FOR AN EFFECTIVE DATE**

The Clerk read the title of the Resolution.

The following person spoke on the matter:

Tom Milone, 832 Caroline Street

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

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Gibson, Johnston, Lopez, Rossi, Wardlow, Weekley 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. 10-274

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY
WEST, FLORIDA, AUTHORIZING THE AMERICAN LEGION
AUXILIARY POST 168 TO CONDUCT A FUND RAISING MUSICAL
CELEBRATION AT THE TRUMAN WATERFRONT ATHLETIC
FIELDS ON FRIDAY, DECEMBER 31, 2010, FROM ~~9:30 P.M. TO 2:30
A.M.~~ 7:00 P.M. TO 1:00 A.M., 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; WAIVING THE USER FEE OF \$500.00; DIRECTING STAFF TO COLLECT RECYCLING AND CLEANUP DEPOSITS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

It was moved by Commissioner Weekley and seconded by Commissioner Rossi that the Resolution be passed with amending the time of operations to 7:00 P.M. to 1:00 A.M. and adopted as read.

The Mayor acknowledged the motion and second and requested verbal approval. The response was unanimous to pass the Resolutions 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. 10-275

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING A BUDGET TRANSFER OF \$41,600.00 FROM THE GENERAL FUND CITY MANAGER OPERATING CONTINGENCY ACCOUNT TO THE GENERAL FUND SCHOOL CROSSING GUARD PROGRAM ACCOUNT; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

City Manager Scholl
Margaret Romero, 1615 Washington Street
Christine Russell, 1014 Grinnell Street

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

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Gibson, Johnston, Lopez, Rossi, Wardlow, Weekley 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. 10-276

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING TASK ORDER NO. 1 FOR DEVELOPMENT OF A STRATEGIC SOLID WASTE MASTER PLAN FOR THE CITY OF KEY WEST IN AN AMOUNT NOT TO EXCEED \$379,800.00; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The City Clerk read two letters into the record:

Peggy Butler, 1365 Summit Pines Blvd
Tom Theisen, 314 Peacon Lane

The following people spoke on the matter:

Margaret Romero, 1615 Washington Street
Christine Russell, 1014 Grinnell Street
Mark Songer, 1310 Newton Street
Todd German, 315 North Roosevelt Blvd.
Diane Berulson, 25a 7TH Avenue
Jodi Smith-Williams, 1217 White Street
Dr. Ross Williams, 1217 White Street
Mike Mongo, 1218 Pearl Street
Jay Gewin, Utilities Manager
City Manager Scholl
Don Ross, Kessler Consulting

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 Gibson, Johnston, Lopez, Weekley 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. Postponed

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, EXERCISING THE TWO-YEAR RENEWAL OPTION CONTAINED IN THE CONTRACT FOR GENERAL AND UTILITY ENGINEERING SERVICES WITH CH2M HILL, ORIGINALLY APPROVED IN RESOLUTION NO. 07-331; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

City Manager Scholl
Assistant City Manager Fernandez

It was moved by Commissioner Johnston and seconded by Commissioner Rossi with discussion that the Resolution be postponed.

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Gibson, Johnston, Lopez, Rossi, Wardlow, Weekley 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. Postponed

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, EXERCISING THE TWO-YEAR RENEWAL OPTION CONTAINED IN THE CONTRACT FOR GENERAL AND UTILITY ENGINEERING SERVICES WITH PEREZ ENGINEERING AND DEVELOPMENT, INC., ORIGINALLY APPROVED IN RESOLUTION NO. 07-332; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

It was moved by Commissioner Johnston and seconded by Commissioner Lopez that the Resolution be postponed.

The Mayor requested the Clerk call the roll.

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

Nays: None

The said Resolution was thereupon declared by the Mayor to be postponed

SO ORDERED

RESOLUTION NO. Postponed

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, EXERCISING THE TWO-YEAR RENEWAL OPTION CONTAINED IN THE CONTRACT FOR GENERAL AND UTILITY ENGINEERING SERVICES WITH CHEN AND ASSOCIATES, ORIGINALLY APPROVED IN RESOLUTION NO. 07-330; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

It was moved by Commissioner Johnston and seconded by Commissioner Lopez that the Resolution be postponed.

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

The said Resolution was thereupon declared by the Mayor to have been postponed.

SO ORDERED

RESOLUTION NO. Denied

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF KEY WEST AND THE MONROE COUNTY SCHOOL DISTRICT TO ESTABLISH PARAMETERS FOR NEGOTIATION OF A CONTRACT REGARDING

**THE CITY'S POTENTIAL ACQUISITION OF THE GLYNN ARCHER
PROPERTY; 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
Margaret Romero, 1615 Washington Street
City Attorney Smith
City Manager Scholl

It was moved by Commissioner Johnston and seconded by Commissioner Rossi that the Resolution be denied.

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Gibson, Johnston, Lopez, Rossi, Wardlow and Weekley

Nays: Mayor Cates

The said Resolution was thereupon declared by the Mayor to have been denied.

SO ORDERED

RESOLUTION NO. 10-277

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY
WEST, FLORIDA, SUPPLEMENTING AND CLARIFYING THE SCOPE
OF THE "TRUMAN WATERFRONT ADVISORY BOARD" (TWAB);
PROVIDING FOR AN EFFECTIVE DATE**

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Robert Kelly, 801 Elizabeth Street
City Attorney Smith

It was moved by Commissioner Weekley and seconded by Commissioner Lopez for discussion to amend the language to read in Section 1, Category A inserting the words development of in the sentence "development of the entire Truman Waterfront area" and in Section 1, Category B striking the

word utilizing. Adding a new section titled "F" with the language the Truman Waterfront Advisory Board shall sunset upon completion of the final development of the Truman Waterfront Area.

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Gibson, Johnston, Lopez, Rossi, Wardlow, Weekley 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

Mayor Cates called for a 10 minute recess of the meeting.

RESOLUTION NO. 10-278

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, ADOPTING THE "FUND BALANCE POLICY" FOR THE CITY OF KEY WEST; 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
Assistant City Manager Finigan

It was moved by Commissioner Rossi to amend the operating reserve fund to 100 days.

There was no second.

It was moved by Commissioner Wardlow and seconded by Commissioner Weekley with discussion for the item to be passed and adopted as read.

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Gibson, Johnston, Lopez, Rossi, Wardlow, Weekley 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. 10-279

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RANKING RESPONDENTS TO RFP 009-10 FOR AMBULANCE SERVICES; AUTHORIZING STAFF TO NEGOTIATE WITH THE TOP RANKED FIRM AND EACH FIRM THEREAFTER AS NECESSARY UNTIL AN ACCEPTABLE CONTRACT IS BROUGHT BEFORE THE COMMISSION; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

A time limit of 15 minutes was established and a lottery system was chosen for selecting the order of presenters as listed:

American Medical Response (Key West Rescue)
LifeStar
American Ambulance

The following people spoke on the matter:

Joe Williams, 712 Ashe Street
Dr. Harold C. Cohen, 3601 Wilson Blvd, Arlington, VA
Assistant City Manager Finigan
City Attorney Smith

Ranking sheets were passed out to the Commission with the following selection process:

First Choice:
Second Choice:
Third Choice:

The tabulations were ranked with the following points:

First Choice: 3 Point
Second Choice: 2 Points
Third Choice: 1 Points

The Clerk read the results as follows:

First Choice: American Ambulance Response	→	18 Points
Second Choice: Lifestar Response	→	15 Points
Third Choice: American Ambulance	→	9 Points

(The Official Ranking Forms are attached hereto and made a part of these minutes.)

It was moved by Commissioner Gibson and seconded by Commissioner Johnston to accept the ranking and to have the Resolution be passed and adopted as read.

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Gibson, Johnston, Lopez, Rossi, Wardlow, Weekley 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

A motion to recess the meeting at 11:49 P.M. was made by Commissioner Johnston and seconded by Commissioner Rossi and to reconvene the meeting at 6:00 P.M. on September 22.

The Mayor acknowledged the motion and second and requested verbal approval. The response was 6 to 1 in favor to recess the meeting and reconvene at 6:00 P.M. on September 22 with one (1) Nay response from Commissioner Gibson.

MINUTES

CITY COMMISSION MEETING

OLD CITY HALL, 510 GREENE STREET

WEDNESDAY, SEPTEMBER 22, 2010

Mayor Craig Cates reconvened the meeting at 6:05 P.M. on Wednesday, September 22.

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

Commissioner Barry Gibson was absent.

Also present were City Manager Jim Scholl, Assistant City Manager David Fernandez, Assistant City Manager Mark Finigan, City Attorney Shawn Smith, Assistant City Attorney Larry Erskine, City Planner Amy Kimball-Murley, Police Chief Donie Lee, Fire Chief David Fraga, Division Chief of Operations Michael Davila, Division Chief/EMG Management & Training Craig Marston, Community Services Director Greg Veliz, Utilities Manager Jay Gewin, Parking Manager John Wilkins, Port Operations Senior Project Manager Doug Bradshaw, Port and Transit Director Jim Fitton, Deputy City Clerk Angela Budde and City Clerk Cheri Smith.

ORDINANCE – FIRST READING:

ORDINANCE NO. Second Reading October 5, 2010

APPROVING AN AMENDMENT TO CHAPTER 18, "BUSINESSES", OF THE CODE OF ORDINANCES OF THE CITY OF KEY WEST BY ADDING ARTICLE XII CONDITIONAL APPROVAL PERMIT, DIVISION 1, SECTIONS 18-610 THROUGH 18-615 TO PROVIDING FOR A CONDITIONAL APPROVAL PERMIT APPLICATION AND ENFORCEMENT 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 Gilleran, Planning Board Chairman
Tom Milone, 832 Caroline Street
City Attorney Smith

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

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Johnston, Lopez, Rossi, Wardlow, Weekley 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 - SECOND READING:

ORDINANCE NO. Postponed to October 5, 2010

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 26 OF THE CODE OF ORDINANCES ENTITLED "ENVIRONMENT" BY AMENDING SECTION 26-194 TO PROVIDE FOR THE REGULATION OF SOUND EMANATING FROM A PUBLIC RIGHT OF WAY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

It was moved by Commissioner Weekley and seconded by Commissioner Rossi that the Ordinance be postponed as read.

The Mayor acknowledged the motion and second and requested verbal approval. The response was unanimous to postpone the Ordinance.

The said Ordinance was thereupon declared by the Mayor to have been postponed.

SO ORDERED

ORDINANCE NO. Postponed to October 5, 2010

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 110 OF THE CODE OF ORDINANCES ENTITLED "RESOURCE PROTECTION"; BY AMENDING SECTION 110-255 TO PROVIDE FOR PALM WEAVING PERMIT ISSUANCE PURSUANT TO SECTION 6-1 THROUGH 6-9; RESTRICTING THE METHODOLOGY OF COCONUT PALM TREE TRIMMING; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

It was moved by Commissioner Weekley and seconded by Commissioner Rossi that the Ordinance be postponed as read.

The Mayor acknowledged the motion and second and requested verbal approval. The response was unanimous to postpone the Ordinance.

The said Ordinance was thereupon declared by the Mayor to have been postponed.

SO ORDERED

ORDINANCE NO. Postponed to October 5, 2010

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 6 OF THE CODE OF ORDINANCES ENTITLED AMUSEMENTS AND ENTERTAINMENT; BY AMENDING SECTION 6-1, TO ADD DEFINITIONS; SECTION 6-2 TO AMEND PERMIT, APPLICATION AND APPEAL PROCESSES, ADDING PALM WEAVING PERMITS AND EXTENDING 2010 PERMITS; AMENDING SECTION 6-3, REGARDING LOCATIONS; AMENDING SECTION 6-4 BY AMENDING PERMIT REGULATIONS AND PROHIBITIONS; AMENDING SECTION 6-7 REGARDING REVOCATION OF PERMITS; AMENDING SECTION 6-8, ADJUSTING PERMIT FEES; AMENDING SECTION 6-9 REGARDING PENALTY ENFORCEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

It was moved by Commissioner Weekley and seconded by Commissioner Rossi that the Ordinance be postponed as read.

The Mayor acknowledged the motion and second and requested verbal approval. The response was unanimous to postpone the Ordinance.

The said Ordinance was thereupon declared by the Mayor to have been postponed.

SO ORDERED

ORDINANCE NO. Postponed to October 5, 2010

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES ENTITLED "ADMINISTRATION" BY ADDING SECTIONS 2-700 THROUGH 2-704 IN ORDER TO ESTABLISH THE "CAROLINE STREET CORRIDOR TAX INCREMENT FINANCING BOARD"; PROVIDING FOR ITS CREATION, COMPOSITION, TERMS, DUTIES AND SUNSET; 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:

Tom Milone, 832 Caroline Street

It was moved by Commissioner Johnston and seconded by Commissioner Rossi with discussion that the Ordinance be postponed.

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Johnston, Rossi and Mayor Cates

Nays: Commissioners Lopez, Wardlow and Weekley

The said motion was thereupon declared by the Mayor to have failed.

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

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Lopez, Wardlow and Weekley

Nays: Commissioners Johnston, Rossi and Mayor Cates

The said motion was thereupon declared by the Mayor to have failed.

It was moved by Commissioner Weekley and seconded by Commissioner Lopez to reconsider the motion that the Ordinance be postponed.

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Lopez, Wardlow, Weekley and Mayor Cates

Nays: Commissioners Johnston and Rossi

The said motion was thereupon declared by the Mayor to have passed.

It was moved by Commissioner Weekley and seconded by Commissioner Lopez that the Ordinance be postponed.

The Mayor requested the Clerk call the roll.

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

Nays: Commissioner Rossi

The said Ordinance was thereupon declared by the Mayor to have been postponed on second reading.

SO ORDERED

ORDINANCE NO. 10-18

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 58 OF THE CODE OF ORDINANCES ENTITLED "SOLID WASTE" BY AMENDING SECTION 58-64 TO ADJUST NAVY GENERATED SOLID WASTE RATES; AMENDING SECTION 58-65 TO ADJUST RESIDENTIAL RATES; AMENDING SECTION 58-66 TO ADJUST COMMERCIAL SOLID WASTE RATES; 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 that the Ordinance be passed and adopted as read.

The Mayor requested the Clerk call the roll.

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

Nays: Mayor Cates

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. Postponed to October 5, 2010

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 74 OF THE CODE OF ORDINANCES ENTITLED "UTILITIES" BY AMENDING SECTION 74-246 TO ADJUST THE SEWER SERVICE MONTHLY BASE CHARGE UNIT (BCU); 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:

Utilities Manager Jay Gewin
City Manager Scholl

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

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Johnston, Rossi and Weekley

Nays: Commissioner Lopez, Wardlow and Mayor Cates

The said motion was thereupon declared by the Mayor to have failed.

It was moved by Commissioner Weekley and seconded by Commissioner Rossi to postpone the Ordinance as read.

The Mayor requested the Clerk call the roll.

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

Nays: None

The said Ordinance was declared by the Mayor to be postponed.

SO ORDERED

CITIZEN COMMENTS:


Alicia Durso, 817 Washington Street
Elmira Leto, 2832 Staples Avenue

COMMISSION COMMENTS:

Mayor Cates thanked Dave Oatway and Mark Finigan and everyone who were involved in the preparation of the Ambulance proposals. After discussion, Commissioner Rossi announced his intention to bring back at a subsequent meeting a Resolution rescinding the ranking of the Ambulance Services.

ADJOURNMENT:

There being no further business the Mayor adjourned the meeting at 6:49 p.m.



Cheryl Smith, MMC, CPM
City Clerk

OFFICIAL RANKING FORM
EMERGENCY AMBULANCE SERVICE

RFP# 009-10

Resolution Item 23

September 21, 2010

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

First Choice Ranking LIFESTAR

Second Choice Ranking AMR

Third Choice Ranking AMERICAN AMBULANCE

American Ambulance

American Medical Response

Lifestar Response

Submitted by Commissioner: GIBSON

OFFICIAL RANKING FORM
EMERGENCY AMBULANCE SERVICE
RFP# 009-10
Resolution Item 23
September 21, 2010

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

First Choice Ranking Lifestar
Second Choice Ranking Amk
Third Choice Ranking American

American Ambulance

American Medical Response

Lifestar Response

Submitted by Commissioner: Johnston

OFFICIAL RANKING FORM
EMERGENCY AMBULANCE SERVICE
RFP# 009-10
Resolution Item 23
September 21, 2010

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

First Choice Ranking AMR

Second Choice Ranking Lifestar

Third Choice Ranking American

American Ambulance

American Medical Response

Lifestar Response

Submitted by Commissioner: Lopez

OFFICIAL RANKING FORM
EMERGENCY AMBULANCE SERVICE
RFP# 009-10
Resolution Item 23
September 21, 2010

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

First Choice Ranking AMR

Second Choice Ranking LIFE STAR

Third Choice Ranking AMERICAN

American Ambulance

American Medical Response

Lifestar Response

Submitted by Commissioner: Ross

OFFICIAL RANKING FORM
EMERGENCY AMBULANCE SERVICE

RFP# 009-10

Resolution Item 23

September 21, 2010

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First Choice Ranking AMR - Key West Rescue

Second Choice Ranking AMERICAN

Third Choice Ranking Life STAR

American Ambulance

American Medical Response

Lifestar Response

Submitted by Commissioner: Billy Hardlow

OFFICIAL RANKING FORM
EMERGENCY AMBULANCE SERVICE
RFP# 009-10
Resolution Item 23
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First Choice Ranking LIFESTAR RESPONSE

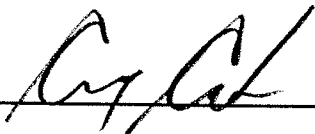
Second Choice Ranking AMR

Third Choice Ranking AMERICAN AMBULANCE

American Ambulance

American Medical Response

Lifestar Response

Submitted by Mayor: 

**TABULATION FORM FOR RFP #009-10
EMERGENCY AMBULANCE SERVICE**

Highest Points Prevails

	AMERICAN AMBULANCE	AMERICAN MEDICAL RESPONSE	LIFESTAR RESPONSE	TOTALS
Commissioner Gibson	1	2	3	6
Commissioner Johnston	1	2	3	6
Commissioner Lopez	1	3	2	6
Commissioner Rossi	1	3	2	6
Commissioner Wardlow	2	3	1	6
Commissioner Weekley	2	3	1	6
Mayor Cates	1	2	3	6
TOTALS	9	18	15	42

AMERICAN MEDICAL RESPONSE

LIFESTAR

AMERICAN AMBULANCE

1st Choice

2nd Choice

3rd Choice