

MINUTES

CITY COMMISSION MEETING

OLD CITY HALL, 510 GREENE STREET

THURSDAY, JANUARY 13, 2011

A special meeting of the City Commission of the City of Key West, Florida was held in Commission Chambers, Old City Hall, on Thursday, January 13, 2011.

Mayor Craig Cates called the meeting to order at 6:02 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, Interim Planning Director Don Craig, Fire Chief David Fraga, Police Chief Donald Lee and City Clerk Cheri Smith.

The pledge of allegiance to the flag of the United States of America was given by all present.

CHANGES TO THE AGENDA

City Attorney Shawn Smith stated the Closed Attorney/Client Session would be right after Commission Comments. Without opposition, the agenda was approved.

RESOLUTIONS:

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COMMISSION OF THE
CITY OF KEY WEST, FLORIDA, APPROVING THE
ATTACHED AGREEMENT FOR AMBULANCE SERVICES
BETWEEN THE CITY OF KEY WEST AND LIFESTAR**

**RESPONSE OF ALABAMA, D/B/A CARE AMBULANCE;
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 Finigan
Douglas Tisdale, Lifestar

The Mayor called for a recess at 6:20 p.m. due to electricity failure.

The meeting reconvened at 6:30 p.m.

It was moved by Commissioner Lopez and seconded by Commissioner Rossi that this item be tabled until such time as the internet service is back up.

The Mayor acknowledged the motion and second and requested verbal approval. The response was unanimous to table the item.

RESOLUTION NO. 11-018

**A RESOLUTION OF THE CITY COMMISSION OF THE
CITY OF KEY WEST, FLORIDA, ADOPTING
LEGISLATIVE PRIORITIES AND POSITIONS FOR THE
2011 SESSION; PROVIDING FOR AN EFFECTIVE DATE**

The Clerk read the title of the Resolution.

The following people spoke on the matter:

City Manager Scholl
City Attorney Smith
Ed Scales
Chief of Police Lee

There was discussion regarding a list of State and Federal legislative priorities for the City's Lobbyist.

It was moved by Commissioner Weekley and seconded by Commissioner Lopez to expand the use of the Fort Taylor funds for use of beach renourishment and park development.

The Mayor requested the Clerk call the roll.

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

Nays: None

The Mayor declared the motion passed.

SO ORDERED

It was moved by Commissioner Weekley and seconded by Commissioner Lopez to have legislation enactment to allow local taxation through referendum process with funds dedicated for a particular purpose.

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Johnston, Lopez, Weekley and Mayor Cates

Nays: Commissioners Gibson, Rossi and Wardlow

The Mayor delcared the motion passed.

SO ORDERED

It was moved by Commissioner Rossi and seconded by Commissioner Wardlow to support enhanced penalties on municipal ordinances.

The Mayor requested the Clerk call the roll.

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

Nays: Commissioners Gibson and Johnston

The Mayor declared the motion passed.

SO ORDERED

It was moved by Commissioner Rossi and seconded by Commissioner Lopez to support the Key West Ship Channel widening feasibility study.

The Mayor requested the Clerk call the roll.

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

Nays: Commissioner Weekley

The Mayor declared the motion passed.

SO ORDERED

It was moved by Commissioner Lopez and seconded by Commissioner Weekley to support opportunities for job creation.

The Mayor acknowledged the motion and second and requested verbal approval.

The response was all yeas with Commissioner Rossi out of the room.

SO ORDERED

It was moved by Commissioner Weekley and seconded by Commissioner Johnston to approve the remaining items on the recommended legislative priority list (it is attached hereto and made part of the official minutes) and with the position of opposition to no offshore drilling.

The Mayor requested the Clerk call the roll.

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

Nays: None

The Mayor declared the motion passed.

SO ORDERED

It was moved by Commissioner Weekley and seconded by Commissioner Johnston authorizing the lobbyist to work on getting the City of Key West state action immunity with regards to the City's franchise agreements.

The Mayor requested the Clerk call the roll.

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

Nays: None

The Mayor declared the motion passed.

SO ORDERED

It was moved by Commissioner Weekley and seconded by Commissioner Lopez that the Resolution be adopted with the legislative priority list in no particular order.

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

It was moved by Commission Lopez and seconded by Commissioner Weekley to remove from the table the Resolution, "Approving the attached agreement for ambulance services between the City of Key West and Lifestar Response of Alabama, D/B/A Care Ambulance".

The Mayor acknowledged the motion and second and requested verbal approval.

The response was unanimous to remove the item from the table.

RESOLUTION NO. 11-019

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED AGREEMENT FOR AMBULANCE SERVICES BETWEEN THE CITY OF KEY WEST AND LIFESTAR RESPONSE OF ALABAMA, D/B/A CARE AMBULANCE; PROVIDING FOR AN EFFECTIVE DATE

The following people spoke on the matter:

Douglas Tisdale, Lifestar Ambulance
Harold Cohen, City Consultant
City Attorney Smith

It was moved by Commissioner Gibson and seconded by Commissioner Johnston that the Resolution be passed.

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Gibson, Johnston, Lopez and Mayor Cates

Nays: Commissioners Rossi, Wardlow 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.

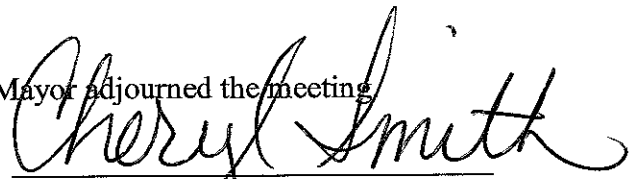
SO ORDERED

The Commission meeting ended at 7:53 p.m.

CLOSED ATTORNEY/CLIENT SESSION

ADJOURNMENT:

There being no further business the Mayor adjourned the meeting


Cheryl Smith, MMC, CPM
City Clerk

**Recommended Legislative Priority:
(Not in order of priority)
December 13, 2010**

State -

**Port – Key West Ship Channel Widening Cut B
Feasibility Study Total Cost \$5,480,000**

Sewer Fund – FDCA, Emergency Management/ FEMA Repayment Plan

**Stormwater Fund – Parallel Bill to Congressional S. 3481 [111th]...Requires
Federal Properties pay/reimburse Stormwater Fees
Require State and Local Governments to equitably share the burden
imposed on Local Governments to implement Clean Water Legislation
without use of “sovereign immunity claims”**

Transit –

Operating Grants Key West Service (Formula)

Operating Grants Lower Keys Service (Formula)

Federal –

**Port – Key West Ship Channel Widening Cut B
Feasibility Study Total Cost \$5,480,000**

Sewer Fund – ACOE Grant \$374,000 (balance of \$10,320,000)

Transit –

4 Buses Lower Keys Service \$2,000,000

**US 1 Road Improvements Lower Keys Service \$3,600,000
(\$4,600,000 – \$1,000,000 FY 09)**

New Transit Facility Equipment \$1,250,000