



# City of Key West, FL

City Hall  
1300 White Street  
Key West FL 33040

## Action Minutes - Final

### City Commission

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Tuesday, January 5, 2021

5:00 PM

City Hall

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**ADA Assistance:** It is the policy of the City of Key West to comply with all requirements of the Americans with Disabilities Act (ADA). Please call the TTY number 1-800-955-8771 or for voice 1-800-955-8770 or the ADA Coordinator at 305-809-3811 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

**CALL MEETING TO ORDER - 5:01 P.M.**

#### ROLL CALL

**Absent** 1 - Commissioner Hoover

**Present** 6 - Commissioner Davila, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

#### PLEDGE OF ALLEGIANCE TO THE FLAG

**APPROVAL OF AGENDA - The agenda was unanimously approved as amended.**

#### COMMENDATION

1 Retirement of Manuel Castillo

**Attachments:** [J. Manuel Castillo - Commendation](#)

Received and Filed

#### PROCLAMATIONS

2 Human Trafficking Awareness and Prevention Month

**Attachments:** [Proclamation](#)

Received and Filed

3 Florida Elks Lodge #0551 Day

**Attachments:** [Proclamation](#)

Received and Filed

**PRESENTATIONS**

- 4 Whitehead Street Road Project - Rodolfo Roman, FDOT-District 6

Attachments: [Presentation](#)

Received and Filed

- 5 Annual Sustainability Report

Withdrawn

- 6 Adaptation Team Update

Attachments: [Adaptation Update](#)

Received and Filed

City Attorney's Report

City Manager's Report

**CONSENT AGENDA\***

\*Item is considered to be routine and enacted by one motion with no separate discussion, unless requested by a Commission Member or citizen, in which event the item will be removed from the order and considered in its normal sequence on the agenda. The City of Key West may take action on any matter during this meeting, including items that are not set forth within this agenda.

**MINUTES**

- 7 \*December 2, 2020

Attachments: [Minutes](#)

**RESOLUTIONS**

- 8 \*Authorizing a \$35,000.00 expenditure to A Positive Step of Monroe County, Inc. for the "Idle Hands Summer Youth Employment Program"; Authorizing necessary budget transfers and adjustments from General Funds Reserves.

Attachments: [Resolution](#)  
[Supporting Info](#)

Postponed to March 16, 2021.

- 9 \*Urging Governor DeSantis to allow Home Rule of local municipalities, including the City of Key West, to do more to protect residents and visitors from COVID-19.

Attachments: [Resolution](#)

Withdrawn

- 10 \*Authorizing an expenditure of Law Enforcement Trust Funds (Forfeiture Funds) in an amount not to exceed \$13,345.00 for tuition, lodging, fuel and per diem expenses for one KWPD officer to attend the Southern Police Institute 88th Command Officers Development Course (SPI-CODC) between March and July, 2021.

Attachments: [Resolution](#)  
[Executive Summary](#)  
[Southern Police Institute Registration Confirmation](#)  
[Training Request Form](#)

Passed

Enactment No: Res 21-001

#### Approval of the Consent Agenda

A motion was made by Vice Mayor Kaufman, seconded by Commissioner Weekley to Approve the Consent Agenda. The motion was carried unanimously.

11 Ratifying the attached "Interlocal Agreement for CARES Act Funding" (ILA) between the Monroe County Board of County Commissioners and the City of Key West in an amount not to exceed \$1,300,000.00; Authorizing any necessary budget adjustments; Authorizing the City Manager to execute the ILA upon consent of the City Attorney.

**Attachments:**    [Resolution](#)  
                              [Executive Summary](#)  
                              [Interlocal Agreement \\$1.3M](#)  
                              [COVID 19 incurred expenses](#)  
                              [Resolution 20-180](#)  
                              [Presentation](#)

**A motion was made by Commissioner Weekley, seconded by Commissioner Lopez, that the Resolution be Passed. The motion carried by the following vote:**

**Absent:** 1 - Commissioner Hoover

**Yes:** 6 - Commissioner Davila, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

Enactment No: Res 21-002

## **ORDINANCES – FIRST READING**

12

An Uncodified Ordinance of the City of Key West, Florida, amending Ordinance 20-18 to mandate that individuals wear a face covering in public with certain exceptions; Declaring this Ordinance to be an emergency measure; Providing for penalties; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective and sunset date.

**Attachments:**    [Ordinance](#)  
[20-18 Uncodified Emergency Face Covering Ordinance](#)  
[20-17](#)  
[Public Comment - T. Etheridge](#)  
[Ann Holtz](#)  
[Marcela Gregory](#)

**A motion was made by Commissioner Weekley, seconded by Commissioner Lopez, that the Ordinance Adopted with corrected dates. The motion carried by the following vote:**

**No:** 1 - Commissioner Wardlow

**Absent:** 1 - Commissioner Hoover

**Yes:** 5 - Commissioner Davila, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Weekley and Mayor Johnston

Enactment No: Ord 21-01

13

An Ordinance of the City of Key West amending Chapter 10 of the Code of Ordinances, entitled "Animals" by amending Section 10-2, to amend the definitions; by Amending Section 10-4 to clarify that it is unlawful for an owner to allow any animal to run at large on public property; by Amending Section 10-11 to provide that it is unlawful to feed or provide sustenance to feral, stray or wild animals; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Attachments:**    [Ordinance](#)  
[Letter - SPCA](#)

**A motion was made by Commissioner Weekley, seconded by Vice Mayor Kaufman, that the Ordinance be Postponed to January 20, 2021. The motion passed by a unanimous vote.**

14

An Ordinance of the City Commission of the City of Key West, Florida, amending Chapter 86, Section 86-9, entitled "Definition of Terms," of the City of Key West Land Development Regulations; Amending the Historic Architectural Review Commission Design Guidelines Chapter VI, Article u, entitled "Decks, Patios, Hot Tubs and Pools" and Chapter IX, entitled "Architectural Glossary," as referenced in Chapter 90, Section 90-142 of the City of Key West Land Development Regulations; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Attachments:**    [Ordinance](#)  
                              [Executive Summary](#)  
                              [Planning Board Resolution 2020-41](#)  
                              [Staff Report for Planning Board](#)  
                              [Draft Planning Board Resolution](#)

**A motion was made by Commissioner Weekley, seconded by Vice Mayor Kaufman, that the Ordinance be Passed to Second Reading. The motion carried by the following vote:**

**Absent:** 1 - Commissioner Hoover

**Yes:** 6 - Commissioner Davila, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

Enactment No: PB Resolution 2020-41

- 15 An Ordinance of the City of Key West, Florida, amending Chapter 86 of the Code of Ordinances entitles "General Provisions" by amending Section 86-9 to amend the definition of affordable housing (very low income); Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Attachments:** [Ordinance](#)  
[Executive Summary](#)  
[Staff Report](#)  
[Resolution](#)

A motion was made by Vice Mayor Kaufman, seconded by Commissioner Weekley, that the Ordinance be Postponed to February 2, 2021. The motion passed by unanimous vote.

- 16 An Ordinance of the City of Key West, Florida, amending Chapter 122 of the Code of Ordinances entitles "Zoning" by amending Section 122-1466 by adding the definition of affordable housing (very low income); Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Attachments:** [Ordinance](#)  
[Staff Report](#)  
[Executive Summary](#)  
[Resolution](#)

A motion was made by Vice Mayor Kaufman, seconded by Commissioner Davila, that the Ordinance be Postponed to February 2, 2021. The motion passed by unanimous vote.

#### **ORDINANCES - SECOND READING (Public Hearing)**

17

An Ordinance by the City Commission amending Comprehensive Plan Policy 1-1.1.4, entitled “Affordable Housing and Compact Development Incentives,” to add a revised FLUM, amending Comprehensive Plan Table 1-1.1.5, to add an additional subdistrict under Historic and Commercial Future Land Use District, and amending Comprehensive Plan Policy 1-1.1.9, entitled “Allowed Uses in Historic Neighborhood Commercial,” to add a fifth corridor and a fourth HNC subdistrict to allow for up to 40 dwelling units per acre; Pursuant to Chapter 90, Article VI, Division 3; Providing for repeal of inconsistent provisions; Providing for an effective date; and Providing for the inclusion in the City of Key West Comprehensive Plan.

**Attachments:** [Ordinance](#)  
[Proposed Amended Language](#)  
[Staff Report](#)  
[Presentation](#)  
[Executive Summary](#)  
[Planning Board Resolution 2019-87](#)  
[Planning Board Resolution 2020-30](#)  
[BVRAC Meeting Notes](#)  
[HNC-4 Amendment Presentation](#)

**A motion was made by Vice Mayor Kaufman, seconded by Commissioner Davila, that the Ordinance be Postponed to February 2, 2021. The motion passed by an unanimous vote.**



18

An Ordinance by the City Commission amending Chapter 122 of the Land Development Regulations, entitled “Zoning,” Article IV, entitled “Districts,” Division 8 entitled “Historic Neighborhood Commercial Districts,” to create a new zoning district entitled the “Historic Neighborhood Commercial District Bahama Village Truman Waterfront” (HNC-4), providing amendments to Section 122-92, entitled “Future Land Use Map Designations and Zoning Districts,” Section 122-1111, entitled “Table of Land Use by Districts,” Section 122-1112, entitled “Table of Permitted and Conditional Commercial Retail Uses by Districts,” and Section 122-1151, entitled “Size and Dimension,” Providing for intent, permitted uses, conditional uses, prohibited uses, and dimensional requirements; Providing for residential density of up to 40 units per acre; Pursuant to Chapter 90, Article VI, Division 2; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

**Attachments:**     [Ordinance](#)  
                              [Proposed Amended Language](#)  
                              [Staff Report](#)  
                              [Presentation](#)  
                              [Executive Summary](#)  
                              [Planning Board Resolution 2020-31](#)  
                              [\\*Large File\\* Planning Board Resolution 2019-88](#)  
                              [BVRAC Meeting Notes](#)  
                              [HNC-4 Amendment Presentation](#)

A motion was made by Vice Mayor Kaufman, seconded by Commissioner Davila, that the Ordinance be Postponed to February 2, 2021. The motion passed by unanimous vote.

## DISCUSSION

19

Covid-19 Update

a. Proposal for Covid Support

- Attachments:**    [Proposal for Stop Gap Funding - Rapid Testing and Community Support](#)  
[December 2020 COVID Needs in Key West](#)  
[Womenkind support](#)  
[Guidance Care Center support](#)  
[Interfaith Ministers Association of Key West support](#)  
[United Way support](#)  
[Leah Stockton-United Way support](#)  
[Chamber of Commerce](#)

**Discussed**

**CITIZEN COMMENTS**

**COMMISSION COMMENTS**

**ADJOURNMENT - 8:00 P.M.**