



# City of Key West, FL

Old City Hall  
510 Greene Street  
Key West FL 33040

## Meeting Agenda Full Detail - Final City Commission

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Tuesday, October 21, 2014

6:00 PM

Old 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 at 305-809-1000 or the ADA Coordinator at 305-809-3731 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

**CALL MEETING TO ORDER**

**ROLL CALL**

**INVOCATION - Rev. Sarah Fowler, St. Peters Episcopal Church**

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**APPROVAL OF AGENDA**

**PROCLAMATIONS**

1 Lights On Afterschool Day

**Sponsors:** Mayor Cates

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

2 National Energy Awareness Month

**Sponsors:** Mayor Cates

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

3 Visiting Nurse Association & Hospice of the Florida Keys Home Health Care and Hospice Month

**Sponsors:** Mayor Cates

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

**PRESENTATIONS**

- 4 Key West Community Services Lead Maintenance Worker Mark Bacon -  
20 Year Service Award

Sponsors: City Manager Scholl

**City Attorney's Report**

**City Manager's Report**

**Police Department Promotions:**

**Captain Sean Brandenburg**

**Lieutenant Areaka Jewell**

**Sergeant Donny Barrios**

**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.

**RESOLUTIONS**

- 5 \*Approving the attached Fifth Amendment to the City's Bus Shelter Agreement with Anderson Outdoor Advertising, Inc.

Sponsors: Commissioner Rossi

Attachments: [Resolution](#)

[Executive Summary](#)

[Fifth Amendment to Agreement](#)

[Exhibits B and C](#)

[Resolution 92-283](#)

[Resolution 94-318](#)

[Resolution 95-466](#)

[Resolution 99-119](#)

[Resolution 03-330](#)

[Resolution 06-179](#)

[Resolution 11-190](#)

- 6 \*Supporting Amendment No. 1, titled "Florida Water and Land Conservation - Dedicates Funds to Acquire and Restore Florida Conservation and Recreation Land," on the General Election Ballot of November 4, 2014; Urging residents to support the proposed amendment.

Sponsors: Commissioner Weekley

Attachments: [Resolution](#)

- 7 \*Authorizing Key West Business Guild, Inc. to conduct a block party to welcome a gay cruise ship on Monday, December 1, 2014 from 12:00 Noon to 4:00 P.M.; Authorizing the closure of the 700 & 800 blocks of Duval Street from 9:00 A.M. to 6:00 P.M.; Pursuant to terms and conditions set forth by the City Manager; Authorizing the sale and consumption of alcoholic beverages with an enclosed area; Granting an exemption from the Noise Control Ordinance pursuant to Section 6-86 of the Code of Ordinances during the event.

**Sponsors:** City Manager Scholl

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

[\\*Large File\\* Application](#)

[Advertisement](#)

- 8 \*Authorizing the Key West Art Center to conduct a Craft Festival Show on Saturday, January 24, 2015 and Sunday, January 25, 2015 during the hours of 10:00 A.M. to 5:00 P.M.; Pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of Whitehead Street between Greene Street and Eaton Street including Caroline from Telegraph to Whitehead Street on January 24, 2015 and January 25, 2015 from 6:00 A.M. to 8:00 P.M.

**Sponsors:** City Manager Scholl

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

[\\*Large File\\* Application](#)

[Advertisement](#)

- 9 \*Authorizing the Wesley House Family Services, Inc. to conduct its annual "Valentine's Day Fundraiser" at the Curry Mansion located at 511 Caroline Street on Saturday, February 14, 2015 from 9:00 A.M. to 11:30 P.M.; Pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of Caroline Street from Duval Street to Simonton Street and Ann Street from Greene Street to Caroline Street from 9:00 A.M. to 11:30 P.M.; Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances from 9:00 A.M. to 11:30 P.M.; Authorizing the sale and consumption of alcoholic beverages within the barricaded area.

**Sponsors:** City Manager Scholl

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

[\\*Large File\\* Application](#)

[Advertisement](#)

- 10                   \*Authorizing the Key West Art Center to conduct an Art Show on Saturday, February 21, 2015 and Sunday, February 22, 2015 (street closed from February 21, 2015 6:00 A.M. through February 22, 2015 8:00 P.M.) during the hours of 10:00 A.M. to 5:00 P.M.; Pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of Whitehead Street between Greene Street and Eaton Street including Caroline between Telegraph & Whitehead on February 21, 2015 and February 22, 2015 from 10:00 A.M. to 5:00 P.M.
- Sponsors: City Manager Scholl
- Attachments: [Resolution](#)
- [\\*Large File\\* Application](#)
- [Advertisement](#)
- 11                   \*Re-establishing and implementing one-day bus pass fares within the City of Key West; Establishing a one-day “Super Pass” fare for travel within Key West and on the Lower Keys Shuttle.
- Sponsors: City Manager Scholl
- Attachments: [Resolution](#)
- [Executive Summary](#)
- [Resolution 01-313](#)
- [Resolution 03-039](#)
- 12                   \*Awarding the bid of the Straits Lighting Company, LLC, for the purchase, delivery and installation of LED lighting fixtures, hardware and poles, and removal and disposal of replaced light fixtures at the Park N Ride in accordance with the terms specified in ITB #14-025 in an amount not to exceed \$41,873.50; Authorizing the City Manager to enter into a contract in substantial conformance with the contract documents contained in the bid package on behalf of the City of Key West.
- Sponsors: City Manager Scholl
- Attachments: [Resolution](#)
- [Executive Summary](#)
- [\\*Large File\\* Straits Lighting proposal](#)
- [\\*Large File\\* City Bid documents](#)
- [Resolution 11-251](#)
- [Resolution 08-067](#)

- 13                    \*Approving the attached Supplemental Joint Participation Agreement (SJPA) #4 between the Florida Department of Transportation (FDOT) Commuter Assistance Grant Program and the City of Key West for operating assistance funding (Contract AQ173) for the Lower Keys Shuttle in an amount of up to \$345,863.00.
- Sponsors: City Manager Scholl
- Attachments: [Resolution](#)
- [Executive Summary](#)
- [\\*Large File\\* Contract](#)
- [Resolution 14-203](#)
- [Resolution 10-085](#)
- 14                    \*Approving the attached Joint Participation Agreement (JPA) between the Florida Department of Transportation (FDOT) and the City of Key West for Annual Block Grant Program Funding Assistance for Operating a Fixed Route Bus System in an amount not to exceed 50% of the total project cost at \$431,660.00, or reimbursement of up to \$215,830.00, in operating assistance (Contract Number ARM46); Providing for any necessary budget amendments.
- Sponsors: City Manager Scholl
- Attachments: [Resolution](#)
- [Executive Summary](#)
- [Resolution 14-203](#)
- [FY14-15 - JPA Block Grant \(ARM46\)](#)
- 15                    \*Approving a Task Order for Calvin Giordano & Associates, Inc. to conduct a Parking Garage Capacity and Siting Study for three locations within Old Town Key West in an amount not to exceed \$85,000.00.
- Sponsors: City Manager Scholl
- Attachments: [Resolution](#)
- [Executive Summary](#)
- [Proposal](#)
- [Location Map](#)
- [Photographs](#)
- [Resolution 12-280](#)

- 16** \*Authorizing a purchase from Physio-Control, Inc. for four (4) Lifepak 15 Cardiac Monitors plus accessories as brand name products, pursuant to City Code Section 2-844(a) and (b), for the Key West Fire Department in an amount not to exceed \$109,059.20.
- Sponsors:** City Manager Scholl
- Attachments:** [Resolution](#)
- [Executive Summary](#)
- [Finance Memo](#)
- [Quote](#)
- [Sole Source](#)
- 17** \*Approving the attached “Workforce Services Contract Between the South Florida Workforce Investment Board and the City of Key West,” for a total grant award of \$35,000.00 to conduct the Fire Academy Training Program (Workforce Investment Act Youth Funding); Authorizing necessary budget amendments to accept the funding.
- Sponsors:** City Manager Scholl
- Attachments:** [Resolution](#)
- [Executive Summary](#)
- [\\*Large File\\* Contract](#)
- [Attachments 1 thru 6](#)
- [\\*Large File\\* Exhibits A thru I](#)
- [Operational Documents Checklist](#)
- 18** \*Approving a one-time payment in the amount of \$335,358.51 for the City of Key West pro-rata share of the Monroe County Sheriff’s Office (MCSO) new radio system, for use by the Police Department, Fire Department, Transportation Department, Utilities and Community Services Departments.
- Sponsors:** City Manager Scholl
- Attachments:** [Resolution](#)
- [Executive Summary](#)
- [Invoices](#)

- 19                   \*Authorizing the execution of the attached "Modification to Subgrant Agreement Between the Division of Emergency Management and City of Key West" for Contract No. 14-HM-1F-11-54-02-453 (Project No: 4084-06-R) (FDEM) for Phase I FEMA Funding for design of the Simonton Street Emergency Outfall Project; Acknowledging new Contract Number 14-HM-1F-11-54-02-453 amended from previous Contract Number 14HM-6B-11-54-02-XXX; Withdrawing Phase II Funding for the Simonton Street Emergency Outfall Project; Amending the Stormwater Budget to accept the funds.
- Sponsors: City Manager Scholl
- Attachments: [Resolution](#)
- [Executive Summary](#)
- [Contract Modification One](#)
- [\\*Large File\\* Resolution 14-081](#)
- 20                   \*Approving the staff ranking and awarding contracts on a task order basis for General Architectural Services in response to RFQ No. 14-002.
- Sponsors: City Manager Scholl
- Attachments: [Resolution](#)
- [Executive Summary](#)
- [RFQ 14-002: Architectural Services](#)
- [Staff Rankings](#)
- [\\*Large File\\* AMEC](#)
- [\\*Large File\\* Bermillo Ajamil and Parnters, Inc](#)
- [\\*Large File\\* Bender and Associates, Architects, P.A.](#)
- [\\*Large File\\* William P. Horn Architect, P.A.](#)
- [\\*Large File\\* Jorge L. Hernandez Architect](#)
- [\\*Large File\\* K2M Design](#)
- [Resolution 12-220 Architectural Services](#)
- 21                   \*Granting preliminary authorization to enter into the Development Agreement process and pursue negotiations with the property owner for the property located at 5555 College Road (RE #00072080-001400, AK #1076007) pursuant to Section 90-679 of the Land Development Regulations of the Code of Ordinances of the City of Key West, Florida.
- Sponsors: City Manager Scholl
- Attachments: [Resolution](#)
- [Executive Summary](#)
- [Applicant's letter of request](#)

- 22 Approving the attached First Amendment to City Manager Employment Agreement between the City of Key West and James K. Scholl.

**Sponsors:** City Attorney Smith

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

[First Amendment to Agreement](#)

[Resoution 14-175](#)

- 23 **QUASI-JUDICIAL HEARING: Easement 951-955 Caroline Street**  
Approving an Easement of 129 square feet, more or less, to address the encroachment of existing brick pavers into City right of way abutting the property located at 951-955 Caroline Street, Key West, Florida (RE # 00002970-000000; AK # 1003069); Providing fees and conditions.

**Sponsors:** Commissioner Weekley

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

[Executive Summary](#)

[Agreement](#)

[\\*Large File\\* Easement Application](#)

[Site Photos](#)

[Fee Waiver Request](#)

[Mailing Labels](#)

[CC Resolution No 95-324 - Prelim Dev Agr](#)

**Legislative History**

2/27/14	Development Review Committee	Received and Filed
8/5/14	City Commission	Postponed
8/19/14	City Commission	Postponed
9/16/14	City Commission	Postponed

- 24 **QUASI-JUDICIAL HEARING: Easement 711 Duval Street**  
Approving an Easement of approximately 82 square feet in order to maintain an existing marquee that encroaches over Duval Street on City right of way located at 711 Duval Street, Key West, Florida (RE #000015760-000000), AK #1016136); Providing fees and conditions.

**Sponsors:** City Manager Scholl

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

[Easement Agreement](#)

[Executive Summary](#)

[Survey](#)

[Authorization information](#)

[Site photo](#)

[DRC Pkg](#)

**Legislative History**



3/14/14      Development Review      Received and Filed  
                 Committee

25

**QUASI-JUDICIAL HEARING: Easement 506 Elizabeth Street**

Approving an Easement of approximately 77.70 square feet in order to maintain existing eaves, porches and partial fence and gate that encroach on City right of way located at 506 Elizabeth Street, Key west, Florida (RE #00009080-000000, AK #1009342); Providing fees and conditions.

**Sponsors:** City Manager Scholl

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

[Agreement](#)

[Executive Summary](#)

[Survey](#)

[Photos](#)

[Development Review Package](#)

**Legislative History**

8/28/14      Development Review      Received and Filed  
                 Committee

26

**QUASI-JUDICIAL HEARING: Easement 1406 Leon Street**

Approving an Easement of approximately 69.16 square feet on the Leon Street right-of-way and 498.84 square feet on the Washington Street right-of-way in order to maintain an existing concrete wall, portion of the pool, pool equipment and landscaping that encroach on City right of Way located at 1406 Leon Street, Key West, Florida (RE #00041610-000000, AK #1042277); Providing fees and conditions.

**Sponsors:** City Manager Scholl

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

[Easement Agreement](#)

[Executive Summary](#)

[Survey](#)

[Site Photos](#)

[1999 Tischenkel Letter](#)

[DRC Pkg](#)

[BOA 99-122 Easement](#)

[BOA Res 99-60 Variance](#)

[Letter of Support K Irick](#)

**Legislative History**

8/28/14      Development Review      Received and Filed  
                 Committee

27

**QUASI-JUDICIAL HEARING: Revocable License 200 William Street**

Authorizing the City of Key West to enter into a Revocable License Agreement for nonpermanent use of City property to install and maintain landscaping, brick pavers and a bicycle / scooter parking area within Lazy Way Lane adjacent to property located at 200 William Street (RE #00000840-000000, AK #1000850) pursuant to Section 2-939 of the Code of Ordinances of the City of Key West, Florida; Providing fees and conditions.

**Sponsors:** City Manager Scholl

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

[Revocable License Agreement](#)

[Executive Summary](#)

[Application](#)

**Legislative History**

8/28/14	Development Review Committee	Received and Filed
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28

**QUASI-JUDICIAL HEARING: Minor Development 629 Duval Street**

Approving a Minor Development Plan for Real Property located at 629 Duval Street (RE #00012440-000100, AK #1012815); and Approving a Modification to Landscape Requirements per Section 108-411, 108,412 and 108,413 of the Code of Ordinances; Providing for conditions.

**Sponsors:** City Manager Scholl

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

[Executive Summary](#)

[Site Plan](#)

[Planning Board Resolution 2013-50](#)

[Planning Board Pkg](#)

**Legislative History**

11/16/12	Development Review Committee	Received and Filed
5/16/13	Planning Board	Postponed
6/20/13	Planning Board	Postponed
7/18/13	Planning Board	Postponed
9/26/13	Planning Board	Passed
4/24/14	Historic Architectural Review Commission	Passed

29

**QUASI-JUDICIAL HEARING: Major Development 1512 Dennis Street and 1515-1525 Bertha Street**

Granting Major Development Plan, Conditional Use and Landscape and Buffer-yard Waiver Approvals pursuant to Sections 108-91.B.2.(a) & (b) and 122-388(6) of the Land Development Regulations of the Code of Ordinances of the City of Key West, Florida for the phased demolition and reconstruction of seven of sixteen existing convalescent units, construction of seven new units, and an administration building on property located at 1512 Dennis Street and 1515-1525 Bertha Street (RE #00063400-000000, AK #1063835 and RE #00063400-000100, AK #8850701) in the Limited Commercial (CL) Zoning District; Providing conditions.

**Sponsors:** City Manager Scholl

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

[Executive Summary](#)

[Site Plans](#)

[Surveys](#)

[Planning Board Res 2014-40](#)

[Planning Board Pkg](#)

**Legislative History**

3/27/14	Development Review Committee	Received and Filed
5/15/14	Planning Board	Postponed
6/19/14	Planning Board	Postponed
7/17/14	Planning Board	Passed

30

**QUASI-JUDICIAL HEARING: Major Development 2407 North Roosevelt Boulevard**

Granting Major Development Plan, Conditional Use and Landscape Waiver approvals pursuant to Section 108-91.B.2.(c) of the Land Development Regulations of the Code of Ordinances of the City of Key West, Florida to construct dockage with 79 berths on property located at 2407 North Roosevelt Boulevard (RE #00002280-000100 AK #8890613) in the outstanding waters of the State (C-OW) Zoning District; Providing conditions.

**Sponsors:** City Manager Scholl

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

[Executive Summary](#)

[Survey and Site Plans](#)

[Depths Exhibit \(2014-03-10\)](#)

[Additional Information](#)

[Planning Board Res 2014-48](#)

[Planning Board Pkg](#)

[Public Comments - REVISED 20140818](#)

**Legislative History**

6/27/13	Development Review Committee	Received and Filed
10/17/13	Planning Board	Postponed
11/21/13	Planning Board	Postponed
2/20/14	Planning Board	Postponed
3/20/14	Planning Board	Postponed
4/17/14	Planning Board	Postponed
5/15/14	Planning Board	Postponed
6/19/14	Planning Board	Postponed
7/17/14	Planning Board	Postponed
8/21/14	Planning Board	Passed

**CITIZEN COMMENTS****COMMISSION COMMENTS****ADJOURNMENT**