

MINUTES

CITY COMMISSION MEETING

OLD CITY HALL, 510 GREENE STREET

TUESDAY, DECEMBER 3, 2013

A regular meeting of the City Commission of the City of Key West, Florida was held in Commission Chambers, Old City Hall, on Tuesday, December 3, 2013.

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

Also present were City Manager Bob Vitas, Assistant City Manager David Fernandez, Assistant City Manager Mark Finigan, City Attorney Shawn Smith, Assistant City Attorney Ron Ramsingh, City Planner and Director of Community Development Don Craig, Fire Chief David Fraga, Community Services Director Greg Veliz, Deputy Community Services Director Rodrigo Delostrinos, Director of Transportation Norman Whitaker, Information Technology Director Patti McLaughlin, Parking Manager John Wilkins, Port and Marina Services Director Doug Bradshaw, Utilities Manager Jay Gewin, Senior Deputy City Clerk Sue Harrison and City Clerk Cheri Smith.

Father John Baker, 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.

CHANGES TO THE AGENDA:

Commissioner Wardlow requested Resolution Item #9 be removed from the Consent Agenda.

Commissioner Johnston requested Resolution Items #14, #15 and #25 be removed from the Consent Agenda.

Commissioner Weekley requested Resolution Item #5 be removed from the Consent Agenda.

The City Manager stated Resolution Item #23 has been withdrawn.

It was moved by Commissioner Weekley and seconded by Commissioner Lopez to approve the agenda as changed. The Mayor asked for objections and seeing none the agenda was approved.

PROCLAMATIONS:

Guidance/Care Center Day

National Homeless Persons Memorial Day

PRESENTATIONS:

To The Change of the Florida Keys Community Partnership – Heidi Golightly

City Attorney's Report

City Attorney Shawn Smith had no report for the Commission.

Commissioner Johnston asked about the Monroe County School District field at Poinciana. Mr. Smith would get with Mr. Veliz and report back at the next meeting. Mr. Veliz gave some history on the field in question.

City Manager's Report

Truman Waterfront Phasing Plan and Status Update – Doug Bradshaw

Mr. Bradshaw and Mr. Craig gave a brief update on the status of the Truman Waterfront and answered questions from the Commission. Mr. Craig expected a task order for the project to come before the Commission in January, 2014. Infrastructure could be in place within a year. With prioritizing the project, a soccer field could be in place in 12 to 15 months.

Old Town Fire Station Update – Michael Ingram

Mr. Justice, Engineering Services Construction Coordinator and Mr. Ingram updated the Commission on the progress of the Fire Station.

CONSENT AGENDA:

The Clerk read the titles of the Resolutions.

It was moved by Commissioner Weekley 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.

APPROVAL OF MINUTES:

November 6, 2013 (Regular)

RESOLUTIONS:

RESOLUTION NO. 13-305

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING WALKER INTERNATIONAL EVENTS, INC. THE USE OF THE SOUTH WEST CORNER FIELD OF THE TRUMAN WATERFRONT FOR A SMALL FAMILY CIRCUS WITH SHOWTIMES ON THURSDAY, JANUARY 23 AND FRIDAY, JANUARY 24, 2014 AT 5:30 & 7:30 P.M.; AND SATURDAY, JANUARY 25, 2014 AT 3:00 & 5:30 P.M. AND SUNDAY, JANUARY 26, 2014 AT 2:00 & 4:30 P.M.; GRANTING A SPECIAL EVENT PERMIT PURSUANT TO SECTION 6-86 OF THE CODE OF ORDINANCES DURING THE EVENT; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-306

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING RAGNAR RELAY FLORIDA KEYS TO HOLD A RELAY STARTING IN KEY BISCAIYNE AND ENDING IN KEY WEST AT SALUTE HIGGS BEACH ON FEBRUARY 8, 2014 FROM 4:00 A.M. TO 10:00 P.M.; AUTHORIZING CERTAIN STREET CLOSURES THEREOF DURING THE EVENT; PURSUANT TO TERMS AND CONDITIONS SET FORTH BY THE CITY MANAGER; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-307

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE KEY WEST ROTARY CLUB FOUNDATION, INC. TO CONDUCT THE 3RD ANNUAL "KEY WEST CONCHFEST" AT BAYVIEW PARK ON SATURDAY, MARCH 1, 2014 FROM 7:00 A.M. TO 10:00 P.M.; PURSUANT TO TERMS AND CONDITIONS SET FORTH BY THE CITY MANAGER; AUTHORIZING THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN THE ENCLOSED AREA; GRANTING A SPECIAL EVENT PERMIT PURSUANT TO SECTION 6-86 OF THE CODE OF ORDINANCES FROM 7:00 A.M. TO 10:00 P.M.; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-308

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING FREE PUBLIC TRANSPORTATION BUS SERVICES IN KEY WEST AND THE LOWER KEYS FROM DECEMBER 23 THROUGH AND INCLUDING DECEMBER 24, 2013; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-309

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING FREE METERED PARKING IN OLD TOWN FROM DECEMBER 23 THROUGH AND INCLUDING DECEMBER 25, 2013; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-310

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE EXPENDITURE OF UP TO \$7,000.00 FROM THE LAW ENFORCEMENT OFFICERS TRUST FUND (STATE FORFEITURE FUNDS) FOR KEY WEST POLICE EXPLORERS PROGRAM; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-311

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AWARDED THE BID OF LIFETIME DOCK & LUMBER IN RESPONSE TO INVITATION TO BID (ITB) #13-022 FOR KEY WEST BIGHT FERRY TERMINAL BOAT LIFTS FOR USE BY THE KEY WEST POLICE DEPARTMENT, IN THE TOTAL OF \$31,491.00; APPROVING NECESSARY BUDGET TRANSFERS; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-312

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING PURSUANT TO SECTION 2-797(3) THE PURCHASE OF A JOHNSON VT 651 SWEEPER FROM PAT'S PUMP AND BLOWER FOR \$248,731.00 THROUGH PIGGYBACKING ON THE FLORIDA SHERIFF'S ASSOCIATION AND FLORIDA ASSOCIATION OF COUNTIES BID NO. 13-11-0904 CONTRACT; APPROVING A BUDGET TRANSFER; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-313

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING A PURCHASE FROM SITE HORIZONS, INC. OF 34 TRASH/RECYCLING STATIONS, 34 TRASH CANS, 18 RECYCLE CAN LIDS AND 150 REPLACEMENT LINERS FOR PUBLIC RIGHT-OF-WAY CONTAINERS AS BRAND NAME PRODUCTS, PURSUANT TO CITY CODE SECTION 2-797(1), AND 2-844, FOR USE ON PUBLIC RIGHT-OF-WAY IN AN AMOUNT NOT TO EXCEED \$137,362.60; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-314

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 SERVICES BETWEEN THE CITY AND DOUGLAS N. HIGGINS, INC., APPROVED IN RESOLUTION 10-319 IN RESPONSE TO INVITATION TO BID (ITB) #10-015; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-315

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING TASK ORDER NO. 5-13-SWR FROM CH2M HILL ENGINEERING, INC. IN AN AMOUNT NOT TO EXCEED \$139,274.00 FOR THE BID AND CONSTRUCTION PHASE FOR PUMP STATION F IMPROVEMENTS; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-316

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING TASK ORDER NO. 3-13-SWR FROM CH2M HILL ENGINEERING, INC. IN AN AMOUNT NOT TO EXCEED \$151,988.00 FOR ENGINEERING SERVICES FOR THE DESIGN AND BID PHASE FOR CONCRETE REPAIRS AT THE RICHARD A. HEYMAN ENVIRONMENTAL PROTECTION FACILITY; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-317

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING A DEDUCTIVE CHANGE ORDER TO TASK ORDER NO. 4-12-SWR FROM CH2M HILL ENGINEERING, INC. IN THE AMOUNT OF \$30,328.00 FOR ENGINEERING SERVICES FOR THE DESIGN, PERMITTING, AND BID PHASE SERVICES FOR THE FLEMING KEY BRIDGE PIPE SUPPORT AND PILING REPAIRS; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-318

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING MODIFICATION NUMBER TWO TO THE SUBGRANT AGREEMENT BETWEEN THE DIVISION OF EMERGENCY MANAGEMENT AND THE CITY OF KEY WEST, TO MODIFY CONTRACT NUMBER 13-HM-3B-11-54-02-136 IN ORDER TO REINSTATE AND EXTEND THE TERMS OF THE PHASE II AGREEMENT FOR THE CONSTRUCTION OF THE GEORGE STREET STORMWATER PUMP ASSISTED OUTFALL PROJECT TO APRIL 22, 2014; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-319

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, ACCEPTING THE ATTACHED GRANT AWARD PACKAGE FOR GRANT NO. EMW-2013-PU-00094 FROM THE DEPARTMENT OF HOMELAND SECURITY/FEMA PORT SECURITY GRANT PROGRAM (PSGP) IN THE AMOUNT OF \$60,000.00 FOR THE PURCHASE AND INSTALLATION OF A MOBILE SECURITY BUILDING AT THE TRUMAN WATERFRONT NAVY MOLE GATE (CITY MATCH - \$20,000.00); AUTHORIZING NECESSARY BUDGET AMENDMENTS AND TRANSFERS; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 13-320

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE SETTLEMENT OF THE MATTER OF MARY ELLEN KASTL; AUTHORIZING THE CITY MANAGER TO EXECUTE SETTLEMENT DOCUMENTS; 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. POSTPONED

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, DIRECTING THE CITY MANAGER TO RESTORE THE MULTI-USE FIELD AT THE TRUMAN WATERFRONT; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Robert Cintron, 2506 Seidenberg Avenue
Judy Martinez, 1020 Emma
Tom Coward, 1316 Laird Street
Margaret Romero, 1615 Washington Street
Deglys Chavarria, 1218 White Street
Christine Russell, 1014 Grinnell Street
Jim Gilleran
Mike Mongo, 1407 United Street
Richard Tallmadge, 1700 Jamaica Drive
Ron Demes, Navy Liaison
Shawn Smith, City Attorney

It was moved by Commissioner Wardlow and seconded by Commissioner Lopez to postpone the Resolution. Under discussion Commissioner Weekley requested that direction be given to the City Manager to move forward on Phase 1 of the project, particularly the multi-use field, as recommended under the presentation. There were no objections to this direction.

The Mayor requested the Clerk call the roll.

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

Nays: Commissioner Yaniz

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

SO ORDERED

RESOLUTION NO. 13-321

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED 2014 MEETING SCHEDULE FOR THE KEY WEST CITY COMMISSION; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

It was moved by Commissioner Wardlow and seconded by Commissioner Lopez that the Resolution be passed and adopted changing meeting dates as follows: July 1, August 5 and August 19.

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. 13-322

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AWARING THE BID OF EE & G ENVIRONMENTAL SERVICES, LLC FOR BEACH CLEANING SERVICES IN RESPONSE TO ITB NUMBER 14-001; AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following person spoke on the matter:

David Fernandez, Assistant City Manager

It was moved by Commissioner Johnston and seconded by Commissioner Wardlow 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. 13-323

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, RATIFYING AN EMERGENCY REPAIR TO THE FRONT END LOADER AT THE TRANSFER STATION BY G.S. EQUIPMENT, INC. IN THE AMOUNT OF \$21,657.40 APPROVED BY THE CITY MANAGER IN EXCESS OF \$20,000.00 AS ALLOWED UNDER SECTION 2-797(2) OF THE CITY'S CODE OF ORDINANCES; AUTHORIZING NECESSARY BUDGET TRANSFERS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following person spoke on the matter:

Jay Gewin, Utilities Manager

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

RESOLUTION NO. 13-324

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, ACCEPTING THE ATTACHED GRANT AWARD PACKAGE FOR GRANT NO. EMW-2013-PU-00417 FROM THE

**DEPARTMENT OF HOMELAND SECURITY/FEMA PORT SECURITY
GRANT PROGRAM (PSGP) IN THE AMOUNT OF \$54,033.00;
APPROVING A SCOPE OF WORK CHANGE TO REPROGRAM THE
FUNDING (CITY MATCH – 25%); AUTHORIZING NECESSARY
BUDGET AMENDMENTS AND TRANSFERS; PROVIDING FOR AN
EFFECTIVE DATE**

The Clerk read the title of the Resolution.

It was moved by Commissioner Johnston and seconded by Commissioner Wardlow 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

ORDINANCES – SECOND READING: (PUBLIC HEARING)

ORDINANCE NO. FAILED

**AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA,
AMENDING CHAPTER 78 OF THE CODE OF ORDINANCES
ENTITLED “VEHICLES FOR HIRE” BY ADDING SECTIONS 78-65, 78-
66 78-67 AND AMENDING 78-198 TO PROVIDE FOR THE
CONVERSION OF CONTRACT VEHICLE FOR HIRE LICENSES TO
WHEELCHAIR ACCESSIBLE PASSENGER VEHICLE FOR HIRE
LICENSES, OPERATIONS REQUIREMENTS FOR SUCH VEHICLES
AND A REVOCATION 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:

Thane Gilliam, 617 Grinnell Street
Michael Korrick, 1221 Packer Street
Michael Deegan, 729 Olivia Street
Glenn Stevenson, 6631 Maloney Avenue
Shawn Smith, City Attorney

It was moved by Commissioner Weekley and seconded by Commissioner Lopez that the Ordinance be passed on second reading as amended in section 78-6(a), page three, line two: “to convert a maximum of two contract vehicles for hire”.

The Mayor requested the Clerk call the roll.

Yeas: Commissioners Weekley and Mayor Cates

Nays: Commissioners Johnston, Lopez, Wardlow and Yaniz

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

SO ORDERED

ORDINANCE NO. 13-22

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 26 ENTITLED “ENVIRONMENT”, DIVISION 3 ENTITLED “USE OF BEACHES LOCATED ON CITY PROPERTY” BY AMENDING SECTION 26-62 TO CLARIFY PROHIBITIONS; 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 Wardlow and seconded by Commissioner Yaniz that the Ordinance be passed on second reading as read.

The Mayor requested the Clerk call the roll.

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

Nays: None

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. 13-23

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 26 ENTITLED "ENVIRONMENT", DIVISION 4 ENTITLED "USE OF PARKS LOCATED ON CITY PROPERTY" BY AMENDING SECTION 26-97 TO CLARIFY PROHIBITIONS; 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 Weekley and seconded by Commissioner Wardlow for the Ordinance to be passed on second reading as read.

The Mayor requested the Clerk call the roll.

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

Nays: None

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. 13-24

AN ORDINANCE AMENDING THE KEY WEST COMPREHENSIVE PLAN BY AMENDING THE POLICY 1-1.1.8: ALLOWED USES IN THE HISTORIC RESIDENTIAL COMMERCIAL CORE-4 OF THE LAND USE ELEMENT AS PROVIDED FOR IN CHAPTER 90, ARTICLE VI, AMENDMENTS, DIVISION 3, COMPREHENSIVE PLAN AMENDMENTS, BASED UPON THE REVOCATION OF THE MOLE PIER AND THE TRUMAN HARBOR PREVIOUSLY DEEDED BY THE NAVY AND THE ADOPTED TRUMAN WATERFRONT PARK MASTER PLAN; PROVIDING FOR TRANSMITTAL TO THE STATE LAND PLANNING AGENCY; PROVIDING FOR THE FILING WITH SECRETARY OF STATE; 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 Weekley and seconded by Commissioner Wardlow for the Ordinance to be passed on second reading as read.

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

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

RESOLUTION NO. 13-25

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 122 OF THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES ENTITLED "ZONING" BY AMENDING THE HRCC-4 ZONING DISTRICT SECTION 122-756 ENTITLED "INTENT"; AMENDING SECTION 122-757 ENTITLED "USES PERMITTED"; AMENDING SECTION 122-758 ENTITLED "CONDITIONAL USES"; AMENDING SECTION 122-759 ENTITLED "PROHIBITED USES"; AND AMENDING SECTION 122-760 ENTITLED "DIMENSIONAL REQUIREMENTS"; AND AMENDING THE HPS-1 ZONING DISTRICT SECTION 122-966 ENTITLED "INTENT"; AMENDING SECTION 122-967 ENTITLED "USES PERMITTED"; AMENDING SECTION 122-968 ENTITLED "CONDITIONAL USES"; AND AMENDING SECTION 122-970 ENTITLED "DIMENSIONAL REQUIREMENTS" FOR AMENDMENTS TO ZONING DISTRICT REGULATIONS FOR THE LANDS WITHIN THE DESIGNATED TRUMAN WATERFRONT PARK AREA; AND AMENDING SUPPLEMENTARY DISTRICT REGULATIONS BY AMENDING SECTION 122-1111 ENTITLED "TABLE OF LAND USES BY DISTRICT"; AND AMENDING SECTION 122-1151 ENTITLED "TABLE OF SIZE AND DIMENSION REGULATIONS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Ordinance.

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

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

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
Christine Russell, 1014 Grinnell Street

COMMISSION COMMENTS:

Commissioner Lopez wished everyone a Merry Christmas. He also complimented staff and Community Services for the work done at the AIDS Memorial.

Commissioner Weekley complimented staff on the Christmas decorations and wished everyone Happy Holidays.

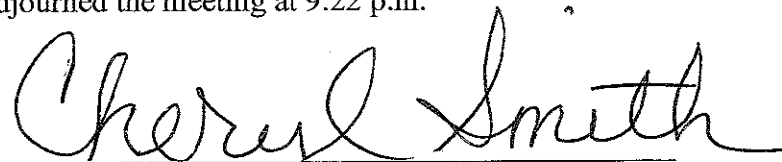
Commissioner Yaniz wished everyone Happy Holidays. He expressed his pride in the Commission and Staff regarding issues discussed on the agenda.

Commissioner Johnston requested that during the AIDS Memorial Service in the future to close the street at that location during the event.

Commissioner Wardlow mentioned the quick repairs done today on Atlantic Boulevard and he wished everyone Happy Holidays.

ADJOURNMENT:

There being no further business the Mayor adjourned the meeting at 9:22 p.m.



Cheryl Smith, MMC, CPM
City Clerk