



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Meeting Agenda Full Detail City Commission

Wednesday, February 19, 2014

6:00 PM

Old City Hall

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 - Pastor Timothy Jemly, Impact Community Church

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF AGENDA

COMMENDATIONS

- 1 Recognizing the Reverend Doctor Randolph W.B. Becker for his Years of Service to the Bahama Village Redevelopment Advisory Committee.
- Sponsors:** Commissioner Johnston, Commissioner Lopez and Mayor Cates
- Attachments:** [Commendation](#)

PROCLAMATIONS

- 2 Water Quality Awareness Month
- Sponsors:** Mayor Cates
- Attachments:** [Proclamation](#)

PRESENTATIONS

- 3 Presentation of the 2013 Holiday Parade Winners:
- Best Commercial - Florida Keys Aqueduct Authority
Best Non Profit - Basilica School of Key West
Best Youth Group - Boys and Girls Club - Big Pine
Honorable Mention - Bling, Bling, DJ Services
- Sponsors:** City Manager Vitas

4 State of the City - Mayor Cates

Sponsors: Mayor Cates

5 Building Permit Allocation System 2013 Annual Report - City Planner
Don Craig

Sponsors: City Manager Vitas

Attachments: [Executive Summary](#)

[BPAS Annual Report](#)

[PB Res 2014-06](#)

[Attachment A - BPAS Outputs Tracking Spreadsheet](#)

[Attachment B - BPAS Application Schedule 2013-2014](#)

[Attachment C - Ordinance 10-10](#)

[Attachment D - Ordinance 13-19](#)

Legislative History

1/23/14

Planning Board

Passed

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

6 *January 22, 2014 (Regular)

Attachments: [Minutes](#)

7 *January 29, 2014 (Special)

Attachments: [Minutes](#)

8 *February 4, 2014 (Regular)

Attachments: [Minutes](#)

RESOLUTIONS

- 9 *Specifying that the Mayor deliver the State of the City Address to all the Citizens of Key West before addressing select groups.

Sponsors: Commissioner Yaniz

Attachments: [Resolution](#)

10 *Awarding the Bid of Charley Toppino and Sons, Inc. for the Key West City Hall at Glynn Archer, Phase 1 - selective Demolition, in accordance with the terms specified in ITB 14-007, in an amount not to exceed \$483,610.20. (Base Bid plus Bid Alternate #1 and a \$50,000.00 unforeseen conditions allowance); 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 and upon advice and consent of the City Attorney.

Sponsors: City Manager Vitas

Attachments: [Resolution](#)

[Executive Summary](#)

[City Clerk Bid Tabulation](#)

[City Bid Documents](#)

[Addendum No. 1](#)

[Charley Toppino & Sons, Inc. Proposal](#)

[Cross Environmental Services, Inc. Proposal](#)

[*Large File* Certified Lower Keys Plumbing Services and Burke Construction Gr](#)

[*Large File* D.L. Porter Constructors, Inc. Proposal](#)

[*Large File* ABC Construction, Inc. Proposal](#)

11 *Authorizing pursuant to Sections 2-797 (3) (a) (b) (c) and 2-844 (A) of the Code of Ordinances the purchase of seventeen (17) GETAC B300 rugged notebook computers and related equipment from Hewlett-Packard in the amount of \$70,524.00, pursuant to State Contract #250-WSCA-10-ACS.

Sponsors: City Manager Vitas

Attachments: [Resolution](#)

[HP Quote](#)

[Brand name approval](#)

[Hewlett-Packard GETAC Computer Exec. Summary](#)

- 12** *Approving Task Order No. 1-14-FAC from CH2M Hill Engineering, Inc. in an amount not to exceed \$71,560.00 for additional materials testing of the existing concrete walls of the Glynn Archer School Facility.

Sponsors: City Manager Vitas

Attachments: [Resolution](#)
 [Executive Summary](#)
 [Proposal](#)
 [Exhibit](#)

- 13** *Authorizing pursuant to Section 2-771(c) of the Code of Ordinances the disposal of eight (8) unmarked City-owned vehicles.

Sponsors: City Manager Vitas

Attachments: [Resolution](#)
 [Executive Summary](#)
 [List of Vehicles for Disposal](#)

- 14** *Approving four work orders under the City's General Services Contract with Douglass N. Higgins, Inc. in a total amount not to exceed \$178,019.03 for sidewalk replacement/installations.

Sponsors: City Manager Vitas

Attachments: [Resolution](#)
 [Executive Summary](#)
 [South Street Sidewalk/Driveway Proposal](#)
 [501 Front Street Proposal](#)
 [Front Street at Rum Barrel and Fairvilla Proposal](#)
 [Leon Street /Flagler Avenue Ramp Proposal](#)
 [Resolution 13-314](#)
 [*Large File* Resolution 10-319](#)

- 15** *Approving the attached Concession Agreement for the Wildlife Rescue Facility at Sonny McCoy Indigenous Park between the City of Key West and Key West Wild Bird Center, Inc.

Sponsors: City Manager Vitas

Attachments: [Resolution](#)

[Executive Summary](#)

[Proposed Concession Agreement](#)

[Exhibit "A"](#)

[Key West Wildlife Center Information](#)

[Nonfinancial Considerations](#)

[Thomas Sweets's Resume](#)

[Peg Coontz's Resume](#)

[Chicken program 2013](#)

[Chicken program 2012](#)

[Chicken program 2011](#)

[Chicken program 2010](#)

[Chicken program 2009](#)

[Income Expenses 2013](#)

[Income Expenses 2012](#)

[Income Expenses 2011](#)

[*Large File* Tax Return 2012](#)

[*Large File* Tax Return 2011](#)

[Florida Department of State Divisions of Corporations](#)

- 16** *Adopting the attached 2014 City of Key West Work Force Housing Income, Sale and Rent Limits; Stating that the Income, Sale and Rent Limits are based on Monroe County Annual Median Income for a family of four of \$63,500.00.

Sponsors: City Manager Vitas

Attachments: [Resolution](#)

[Executive Summary](#)

[2014 Income Limits](#)

[Housing Authority Request](#)

[FL Housing Finance Corp 2014 Income Limits](#)

- 17 *Authorizing an Interlocal Agreement between Monroe County and the City of Key West for use of a portion of the Geographic Information System (GIS).
- Sponsors: City Manager Vitas
- Attachments: [Resolution](#)
- [Executive Summary](#)
- [Interlocal Agreement](#)
- 18 *Approving the attached "Public Transportation Joint Participation Agreement" (JPA) between the Florida Department of Transportation (FDOT) and the City of Key West for Section 5311 Grant Program Funding Assistance for FY 2013-14 for operating expenses of the fixed route Bus Transit System in Key West in an amount not to exceed \$542,452.00 (50% of the program cost) [FDOT Financial Project Number 42573218401, Contract #ARB19]; Authorizing the City Manager to execute necessary documents and necessary budget amendments.
- Sponsors: City Manager Vitas
- Attachments: [Resolution](#)
- [Excutive Summary](#)
- [Joint Participation Agreement](#)
- [Resolution 13-260](#)
- 19 *Approving the settlement in Mitchell Andrews vs. the City of Key West, Worker's Compensation Case No. OJCC11-4394DWL in the amount of \$25,000.00 and authorizing the City Manager to execute all settlement documents consistent therewith.
- Sponsors: City Attorney Smith
- Attachments: [Resolution](#)
- [Executive Summary](#)
- 20 *Approving the settlement in Shoulton Tyler vs. the City of Key West, Worker's Compensation case No. OJCC11-4394CMH in the amount of \$125,000.00 and authorizing the City Manager to execute all settlement documents consistent therewith.
- Sponsors: City Attorney Smith
- Attachments: [Resolution](#)
- [Executive Summary](#)

ORDINANCES – FIRST READING

- 21** An Ordinance of the City of Key West, Florida, amending Chapter 2 entitled "Administration", Article V entitled "Committees, Boards and Commissions", Division 8 entitled "Art in Public Places Board" of the Code of Ordinances by amending Section 2-487 entitled "Funding of Art in New Construction and Major Renovation Projects" by adding a purpose and intent statement, adding definitions, changing the method in which the amount representing 1% of construction costs is paid, clarifying and elaborating certain provisions of the program and establishing procedure for efficient implementation of the program; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Vitas

Attachments: [Ordinance](#)
[Executive Summary](#)
[Flowchart](#)

- 22** An Ordinance of the City of Key West, Florida, amending Chapter 18 of the Code of Ordinances entitled "Businesses" by amending Article VI entitled "Mobile Vendors", Section 18-324 "Conditions of use"; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Attorney Smith

Attachments: [Ordinance](#)
[Executive Summary](#)

ORDINANCES - SECOND READING (Public Hearing)

- 23** An Ordinance of the City of Key West, Florida, Amending Chapter 62, Article V of the Code of Ordinances entitled "Newsracks" by adjusting the spelling to 'News Racks' throughout the Ordinance; by amending Section 62-151 to amend Definitions; Adding Section 62-152 to state Purpose and Criteria; Amending Section 62-177 to set July 15 as the Application for Locations Deadline; Amending Section 62-179 to establish and adjust Certain Fees; Amending Section 62-181, Denial; Amending Section 62-182 to Amend the Replacement Procedure; Amending Section 62-183, to Amend Location Requirements; Providing for severability, Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Yaniz

Attachments: [Ordinance](#)
[Executive Summary](#)
[Changes recommended by Staff](#)
[Letter from Richard Tamborrino](#)

Legislative History

1/7/14

City Commission

Postponed

1/22/14	City Commission	Passed to Second Reading
2/4/14	City Commission	Postponed

24

An Ordinance of the City of Key West, Florida, amending Chapter 82 of the Code of Ordinances entitled "Waterways" by adding Section 82-2, "Alteration of Key West's Main Ship Channel" to provide for voting requirements in order to take any action which would result in the widening, deepening or other alteration of Key West's main ship channel; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Johnston

Attachments: [Ordinance](#)
[Letter From Christine Russell](#)

Legislative History

2/4/14	City Commission	Passed to Second Reading
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RESCINDING VOTE ON ORDINANCE

25

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.

Sponsors: Commissioner Lopez

Attachments: [Ordinance](#)
[Executive Summary](#)

Legislative History

1/7/14	City Commission	Postponed
1/22/14	City Commission	Postponed
2/4/14	City Commission	Postponed

CITIZEN COMMENTS

COMMISSION COMMENTS

ADJOURNMENT