



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Action Minutes - Final City Commission

Tuesday, June 16, 2015

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

6:04 P.M.

ROLL CALL

Present 7 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow, Commissioner Weekley, Commissioner Yaniz and Mayor Cates

INVOCATION - Pastor Ozzie Vater, Fifth Street Baptist Church

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF AGENDA

It was moved by Commissioner Rossi, seconded by Commissioner Johnston to approve the agenda as changed.

PRESENTATIONS

City Attorney's Report

City Manager's Report

- Update of the Truman Waterfront Park Phase I Design

Attachments: [Presentation](#)

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

1 *June 2, 2015 (Regular)

Attachments: [Minutes](#)

Passed

RESOLUTIONS

2 *Urging the Florida Legislature to allow local control of smoking regulations; Urging Citizens to recognize the negative impact of second hand smoke and to refrain from smoking or using tobacco products on City Property; Directing the City Clerk to provide certified copies of this Resolution to certain members of the Florida Legislature and to Governor Scott.

Sponsors: Commissioner Johnston, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Commissioner Yaniz

Attachments: [Resolution](#)
[Florida Statutes Chapter 386 Part II](#)
[Florida Attorney General Legal Opinion 2005-63](#)
[Letter from Barbara Ramey](#)

Passed

Enactment No: Res 15-201

3 *Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances to the Key West Rotary Club Foundation, Inc. for a Rock Concert at East Martello Towers during the hours of 2:00 P.M. to 11:00 P.M. on Sunday, July 26, 2015.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Application](#)
[Advertisement](#)

Passed

Enactment No: Res 15-202

- 4 *Approving the attached Collective Bargaining Agreement between the City of Key West and the Florida Police Benevolent Association, Inc. (Key West Chapter) from October 1, 2014 to September 30, 2017.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Letter from PBA](#)
[*Large File* Collective Bargaining Agreement from 2014 to 2017](#)
[Appendix A - Step Pay Plan](#)
[*Large File* Appendix B - Drug Free Workplace Policy](#)
[Appendix C - KWPD Performance Evaluation Form](#)
[Appendix D - Explanation](#)

Passed

Enactment No: Res 15-203

- 5 *Approving Task Order 02-2015-STM for Arcadis U.S., Inc. in an amount not to exceed \$20,000.00 to provide a rate study for preparation of the City's 2016 Stormwater Billing.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Task Order 02-2015-STM](#)
[Contract](#)
[Resolution 15-162](#)

Passed

Enactment No: Res 15-204

- 6 *Approving Task Order 03-2015-SWR for Arcadis U.S., Inc. in an amount not to exceed \$20,000.00 to provide a rate study for preparation of the City's 2016 Sewer Billing.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Task Order 03-015-SWR](#)
[Contract](#)
[Resolution 15-162](#)

Passed

Enactment No: Res 15-205

- 7 *Approving Task Order 01-2015-SW for Arcadis U.S., Inc. in an amount not to exceed \$20,000.00 to provide a Solid Waste Rate Study for preparation of the City's 2016 Solid Waste Billing.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Task Order 01-2015-SW](#)
[Contract](#)
[Resolution 15-162](#)

Passed

Enactment No: Res 15-206

- 8 *Renewing for two years the General Architectural Services Contracts with two (2) Firms, originally awarded in Resolution 12-220.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Haves Cumming Architects Extension](#)
[Saltz Michelson Architects Extension](#)
[*Large File* Resolution 12-220](#)

Passed

Enactment No: Res 15-207

9

*Renewing for two years the General Engineering Services Contracts with eight (8) Firms, originally awarded in Resolution 12-280; Consenting to assign the contract for General Engineering Services with AMEC Environment & Infrastructure, Inc. to AMEC Forster Wheeler Environment & Infrastructure, Inc.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[AMEC Forster Wheeler extension request](#)
[Black & Veatch Corporation extension request](#)
[Calvin, Giordano & Associates, Inc. extension request](#)
[CDM Smith extension request](#)
[CH2M Hill extension request](#)
[Chen Moore & Associates extension request](#)
[Perez Engineering & Development, Inc extension request](#)
[Stantec extension request](#)
[*Large File* Resolution 12-280](#)
[Resolution 13-111](#)

Passed

Enactment No: Res 15-208

10

*Renewing for two years a General Landscape Architectural Services Contract with four (4) Firms, originally awarded in Resolution 12-221.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[*Large File* Resolution 12-221](#)
[Bermello Ajamil & Partners, Inc. extension request](#)
[EDSA extension request](#)
[Savino Miller Design Studio extension request](#)
[Elizabeth Newland extension request](#)

Passed

Enactment No: Res 15-209

- 11 *Accepting pursuant to Section 2-797 (4) of the Code of Ordinances the proposal of Owens Oil Company to provide Diesel Fuel in an amount not to exceed \$150,000.00 for City vehicles on an as-necessary basis during relocation of fuel tanks to the new Transit Facility; Additionally accepting the proposal of Dions Exxon/Mobil to provide Diesel Fuel in an amount not to exceed \$150,000.00 during the relocation of Fuel Tanks to the new Transit Facility.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Fuel Usage & Transit Cost](#)
[Owens Oil Company procedures](#)
[Owens Oil Company proposal](#)
[Dions proposal](#)

Passed

Enactment No: Res 15-210

- 12 *Approving and authorizing the Bahama Village Goombay Festival, Inc. to conduct a Goombay Festival on October 23 & 24, 2015 from 12:00 Noon to 12:00 Midnight; Authorizing the closure of Petronia Street between Duval Street and Fort Street including the Truman Waterfront recreational fields; Authorizing the consumption of alcoholic beverages within the barricaded area of the Festival; Granting an exemption from the Noise Control Ordinances pursuant to Section 6-86 of the Code of Ordinances during the Festival.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[*Large File* Application](#)
[Advertising](#)
[Maps](#)

This Item was Postponed to July 7, 2015 meeting.

13

*Approving and authorizing the Key West Goombay Festival, Inc. to conduct a Goombay Festival on Friday, October 23 & 24, 2015 from 10:00 A.M. to 1:00 A.M.; Authorizing the closure of Petronia Street between Duval Street to Fort Street including the Truman Waterfront Recreational Fields; Authorizing the consumption of alcoholic beverages within the barricaded area of the Festival; Granting an exemption from the Noise Control Ordinance pursuant to Section 6-86 of the Code of Ordinances during the Festival.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[* Large File * Application](#)
[Advertisement](#)
[Letter from Ken Sullivan](#)

This Item was Postponed to July 7, 2015 meeting.

Approval of the Consent Agenda

A motion was made by Commissioner Rossi, seconded by Commissioner Wardlow to Approve the Consent Agenda. The motion was carried unanimously.

ORDINANCES - SECOND READING (Public Hearing)

14

An Ordinance of the City of Key West, Florida, amending Chapter 46, Section 246 of the Code of Ordinances to increase the post retirement supplement paid to retirees of the Police Officers' and Firefighters' Retirement Plan; Creating Chapter 46, Section 328 of Code of Ordinances to provide for an Ad-Hoc Thirteenth Check to be paid funded by net investment returns of the plan over nine percent; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Yaniz

Attachments: [Ordinance](#)
[Actuarial Impact Statement for Plan Amendment](#)
[Letter from Key West Police and Fire Pension Board Trustees](#)
[Letter from City's Labor Attorney Paul T. Ryder, Jr. legal opinion](#)
[Letter from The Bogdhan Group](#)
[Letter from the International Association of Firefighters Local 1424](#)
[Letter from the Dade County Police Benevolent Association](#)
[Letter from Cheri Smith, Chair General Employee Pension Fund](#)
[Letter from Sandy Gilbert, Retiree](#)
[Letter from Bill Fortune, Retiree and Trustee of Police & Firefighters Pension Fund](#)
[Letter from Stephen Hatch](#)
[Letter from Buzz Wagner](#)

A motion was made by Commissioner Yaniz, seconded by Commissioner Lopez to amend the Ordinance by removing the retroactivity language from Section 46-246 (a) and that the Ordinance be Passed on Second Reading. The motion failed by the following vote:

- No:** 3 - Commissioner Johnston, Commissioner Rossi and Commissioner Weekley
- Recuse:** 2 - Commissioner Wardlow and Mayor Cates
- Yes:** 2 - Commissioner Lopez and Commissioner Yaniz

RESOLUTIONS - CONTINUED

- 15 Urging all members of the Monroe County Legislative Delegation to oppose legislation which could allow fracking in the State of Florida; Urging Florida Legislation to ban fracking in the State of Florida; Directing the City Clerk to provide certified copies of this Resolution to certain members of the Florida Legislature and to Governor Scott.

Sponsors: Commissioner Johnston, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Commissioner Yaniz

Attachments: [Resolution](#)

A motion was made by Commissioner Mark Rossi, seconded by Commissioner Teri Johnston, that the Resolution be Passed. The motion passed by an unanimous vote.

Enactment No: Res 15-211

- 16 Authorizing and Directing the City Manager and the City Attorney to negotiate for access across Admiral's Cut.

Sponsors: Commissioner Weekley

Attachments: [Resolution](#)

A motion was made by Commissioner Jimmy Weekley, seconded by Commissioner Clayton Lopez, that the Resolution be Passed. The motion passed by an unanimous vote.

Enactment No: Res 15-212

- 17 Authorizing and Directing the City Manager and the City Attorney to negotiate for potential acquisition of Peary Court property for use as Affordable Housing.

Sponsors: Commissioner Weekley

Attachments: [Resolution](#)

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

Yes: 7 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow, Commissioner Weekley, Commissioner Yaniz and Mayor Cates

Enactment No: Res 15-213

- 18 Granting a Special Event Permit pursuant to Section 6-86 of the Code or Ordinances to Just Save the Date, LLC for a rehearsal dinner at the Southernmost House during the hours of 7:00 P.M. to 11:00 P.M. on Friday, October 9, 2015.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Application](#)
[Advertisement](#)

A motion was made by Commissioner Johnston, seconded by Commissioner Lopez, that the Resolution be Postponed to July 7, 2015. The motion carried by the following vote:

Yes: 7 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow, Commissioner Weekley, Commissioner Yaniz and Mayor Cates

- 19 Approving a temporary exemption to certain provisions of the Sound Control Ordinance, pursuant to Section 26-199 of the Code of Ordinances, for RS&H, on behalf of the Florida Department of Transportation (FDOT), for the repaving of Truman Avenue between Eisenhower Drive and Whitehead Street; Providing conditions.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[FDOT Night Work Request](#)
[*Large File* Truman Avenue Plans](#)
[City of Key West's Code Section 26-192](#)
[City of Key West's Code Section 26-199](#)

A motion was made by Commissioner Rossi, seconded by Commissioner Lopez, to amend Section 1 to Monday through Thursday and that the Resolution be Passed as amended. The motion carried by the following vote:

Yes: 7 - Commissioner Johnston, Commissioner Lopez, Commissioner Rossi, Commissioner Wardlow, Commissioner Weekley, Commissioner Yaniz and Mayor Cates

Enactment No: Res 15-214

20 Appointing two members to the Citizens Review Board (CRB).

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[Deborah Dingler Application](#)
[Joseph Pais Application](#)
[Elvin Quinones Application](#)
[Chuck VanSoye Application](#)
[*Large File* Richard Wagner Application](#)

The Deputy Clerk passed out Ranking forms for the Commission to complete.

A motion was made by Commissioner Johnston, seconded by Commissioner Lopez, that the selection of Joseph Pais to fill the 4 year term vacancy on the Board be accepted and the Resolution be Passed. The motion passed by an unanimous vote.

A motion was made by Commissioner Rossi, seconded by Commissioner Wardlow to accept the ranking and selection of Deborah Dingler to fill the remaining term of 3 years on the Board.

The motion passed by an unanimous vote.

Enactment No: Res 15-215

21 Ranking the responses to Request for Proposals (RFP) No. 06-015; Code Compliance Special Magistrate; Authorizing the City Manager to negotiate a contract for approval by the City Commission.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)
[Executive Summary](#)
[City's Request for Proposal #06-015](#)
[Staff ranking spreadsheet](#)
[Albert L. Kelley proposal](#)
[David Van Loon proposal](#)
[J. Jefferson Overby proposal](#)
[Donald E. Yates proposal](#)

The Deputy Clerk passed out Ranking forms for the Commission to complete.

A motion was made by Commissioner Mark Rossi, seconded by Commissioner Billy Wardlow, to select Donald Yates as the Special Magistrate and J. Jefferson Overby as the Alternate and that the Resolution be Passed. The motion passed by an unanimous vote.

Enactment No: Res 15-216

CITIZEN COMMENTS

COMMISSION COMMENTS

ADJOURNMENT

9:14 P.M.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Wardlow, William	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE City Commission
MAILING ADDRESS PO Box 1409	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY Key West	COUNTY Monroe
DATE ON WHICH VOTE OCCURRED June 16, 2015	NAME OF POLITICAL SUBDIVISION: City of Key West
MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, William Wardlow, hereby disclose that on June 16, 20 15 :

(a) A measure came or will come before my agency which (check one or more)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____ ;
- inured to the special gain or loss of my relative, _____ ;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Ordinance Second Reading:

An Ordinance of the City of Key West, Florida, Amending Chapter 46, Section 246 of the Code of Ordinances to increase the post retirement supplement paid to retirees of the Police Officers' and Firefighters' retirement plan; Creating Chapter 46, Section 328 of the Code of Ordinances to provide for ad-hoc thirteenth check to be paid funded by net investment returns of the plan over nine percent.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

06-16-15

Date Filed



Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Cates, Craig	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE City Commission
MAILING ADDRESS P.O. Box 1409	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY Key West	COUNTY Monroe
DATE ON WHICH VOTE OCCURRED June 16, 2015	NAME OF POLITICAL SUBDIVISION: City of Key West
MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE	

WHO MUST FILE FORM 8B

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Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

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For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
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IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Craig Cates, hereby disclose that on June 16, 20 15 :

(a) A measure came or will come before my agency which (check one or more)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____ ;
- inured to the special gain or loss of my relative, _____ ;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of Kevin Cates, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Ordinance Second Reading:

An Ordinance of the City of Key West, Florida, Amending Chapter 46, Section 246 of the Code of Ordinances to increase the post retirement supplement paid to retirees of the Police Officers' and Firefighters' retirement plan; Creating Chapter 46, Section 328 of the Code of Ordinances to provide for ad-hoc thirteenth check to be paid funded by net investment returns of the plan over nine percent.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

Date Filed

6/16/2015

Signature

Craig Cates

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

Commission	Deborah Dingler	Joseph Pais	Elvin Quinones	Chuck VanSoye	Richard Wagner
Commissioner Johnston		1			
Commissioner Lopez		1			
Commissioner Rossi			1		
Commissioner Wardlow		1			
Commissioner Weekley		1			
Commissioner Yaniz		1			
Mayor Cates		1			
TOTALS	0	6	1	0	0
SELECTION FOR VACANCY	Joseph Pais				

OFFICIAL TALLY SHEET

Selecting 1 Member to serve on the Citizen Review Board

JUNE 16, 2015

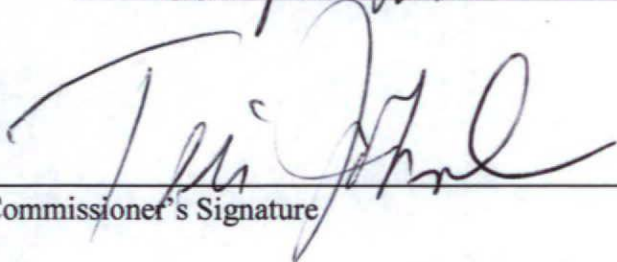
Upon completion, the form is to be submitted to the City Clerk for tabulation.

CANDIDATES FOR SELECTION:

1. Deborah Dingler
2. Joseph Pais
3. Elvin Quinones
4. Chuck VanSoye
5. Richard Wagner

SELECTION FOR THE VACANCY:

Joseph Pais


Commissioner's Signature

OFFICIAL TALLY SHEET

Selecting 1 Member to serve on the Citizen Review Board

JUNE 16, 2015

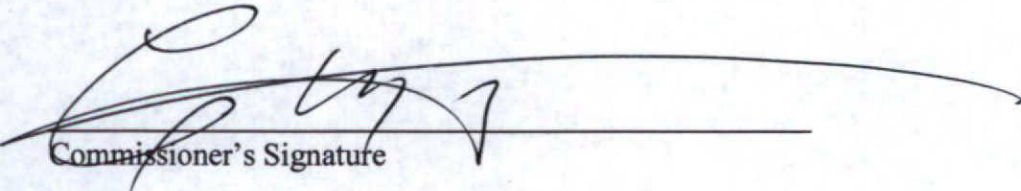
Upon completion, the form is to be submitted to the City Clerk for tabulation.

CANDIDATES FOR SELECTION:

1. Deborah Dingler
2. Joseph Pais
3. Elvin Quinones
4. Chuck VanSoye
5. Richard Wagner

SELECTION FOR THE VACANCY:

Joe Pais



Commissioner's Signature

OFFICIAL TALLY SHEET

Selecting 1 Member to serve on the Citizen Review Board

JUNE 16, 2015

Upon completion, the form is to be submitted to the City Clerk for tabulation.

CANDIDATES FOR SELECTION:

1. Deborah Dingler
2. Joseph Pais
3. Elvin Quinones
4. Chuck VanSoye
5. Richard Wagner

SELECTION FOR THE VACANCY:

JOE PAIS

Billy Hardlo
Commissioner's Signature

OFFICIAL TALLY SHEET

Selecting 1 Member to serve on the Citizen Review Board

JUNE 16, 2015

Upon completion, the form is to be submitted to the City Clerk for tabulation.

CANDIDATES FOR SELECTION:

1. Deborah Dingler
2. Joseph Pais
3. Elvin Quinones
4. Chuck VanSoye
5. Richard Wagner

SELECTION FOR THE VACANCY:

Joe Pais

Jimmy Weckley
Commissioner's Signature

Tony

OFFICIAL TALLY SHEET

Selecting 1 Member to serve on the Citizen Review Board

JUNE 16, 2015

Upon completion, the form is to be submitted to the City Clerk for tabulation.

CANDIDATES FOR SELECTION:

- 1. Deborah Dingler
- 2. Joseph Pais
- 3. Elvin Quinones
- 4. Chuck VanSoye
- 5. Richard Wagner

SELECTION FOR THE VACANCY:

Joe PAIS

Commissioner's Signature

OFFICIAL TALLY SHEET

Selecting 1 Member to serve on the Citizen Review Board

JUNE 16, 2015

Upon completion, the form is to be submitted to the City Clerk for tabulation.

CANDIDATES FOR SELECTION:

- 1. Deborah Dingle
- 2. Joseph Pais
- 3. Elvin Quinones
- 4. Chuck VanSoye
- 5. Richard Wagner

SELECTION FOR THE VACANCY:

Joe PAIS

[Signature]
Mayor's Signature

Commission	Deborah Dingler		Elvin Quinones	Chuck VanSoye	Richard Wagner
Commissioner Johnston			1		
Commissioner Lopez	1				
Commissioner Rossi			1		
Commissioner Wardlow	1				
Commissioner Weekley	1				
Commissioner Yaniz			1		
Mayor Cates	1				
TOTALS	4		3	0	0
SELECTION FOR FILLING REMAINING TERM	Deborah Dingler				



OFFICIAL TALLY SHEET

Selecting 1 Member to serve on the Citizen Review Board

JUNE 16, 2015

Upon completion, the form is to be submitted to the City Clerk for tabulation.

CANDIDATES FOR SELECTION:

1. Deborah Dingle
2. ~~Joseph Pais~~
3. Elvin Quinones
4. Chuck VanSoye
5. Richard Wagner

SELECTION TO SERVE OUT EXISTING TERM OF MEMBER RODNEY GULLATTE:

Elvin Quinones


Commissioner's Signature

OFFICIAL TALLY SHEET

Selecting 1 Member to serve on the Citizen Review Board

JUNE 16, 2015

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CANDIDATES FOR SELECTION:

1. Deborah Dingle
2. ~~Joseph Pais~~
3. Elvin Quinones
4. Chuck VanSoye
5. Richard Wagner

SELECTION TO SERVE OUT EXISTING TERM OF MEMBER RODNEY GULLATTE:

Debo Dingle

Commissioner's Signature



OFFICIAL TALLY SHEET

Selecting 1 Member to serve on the Citizen Review Board

JUNE 16, 2015

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CANDIDATES FOR SELECTION:

1. Deborah Dinger
2. ~~Joseph Pais~~
3. Elvin Quinones
4. Chuck VanSoye
5. Richard Wagner

SELECTION TO SERVE OUT EXISTING TERM OF MEMBER RODNEY GULLATTE:

Elvin Quinones

Ross

Commissioner's Signature

OFFICIAL TALLY SHEET

Selecting 1 Member to serve on the Citizen Review Board

JUNE 16, 2015

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CANDIDATES FOR SELECTION:

1. Deborah Dingler
2. ~~Joseph Pais~~
3. Elvin Quinones
4. Chuck VanSoye
5. Richard Wagner

SELECTION TO SERVE OUT EXISTING TERM OF MEMBER RODNEY GULLATTE:

Debo Dingler

Billy Wardle
Commissioner's Signature

OFFICIAL TALLY SHEET

Selecting 1 Member to serve on the Citizen Review Board

JUNE 16, 2015

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CANDIDATES FOR SELECTION:

1. Deborah Dingler
2. ~~Joseph Pais~~
3. Elvin Quinones
4. Chuck VanSoye
5. Richard Wagner

SELECTION TO SERVE OUT EXISTING TERM OF MEMBER RODNEY GULLATTE:

Deborah Dingler

Jimmy Weebly
Commissioner's Signature

← Tony

OFFICIAL TALLY SHEET

Selecting 1 Member to serve on the Citizen Review Board

JUNE 16, 2015

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CANDIDATES FOR SELECTION:

- 1. Deborah Dingler
- 2. ~~Joseph Pais~~
- 3. Elvin Quinones
- 4. Chuck VanSoye
- 5. Richard Wagner

SELECTION TO SERVE OUT EXISTING TERM OF MEMBER RODNEY GULLATTE:

Elvin Quinones

Commissioner's Signature

OFFICIAL TALLY SHEET

Selecting 1 Member to serve on the Citizen Review Board

JUNE 16, 2015

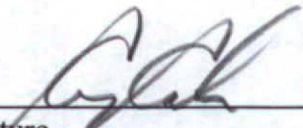
Upon completion, the form is to be submitted to the City Clerk for tabulation.

CANDIDATES FOR SELECTION:

1. Deborah Dingler
2. Joseph Pais
3. Elvin Quinones
4. Chuck VanSoye
5. Richard Wagner

SELECTION TO SERVE OUT EXISTING TERM OF MEMBER RODNEY GULLATTE:

Debo Dingler


Mayor's Signature

**CODE COMPLIANCE SPECIAL
 MAGISTRATE RFP 04-015**

	Albert Kelley	J. Jefferson Overby	David Van Loon	Donald Yates
Commissioner Johnston		1		
Commissioner Lopez				1
Commissioner Rossi				1
Commissioner Wardlow				1
Commissioner Weekley		1		
Commissioner Yaniz				1
Mayor Cates		1		
TOTALS	0	3	0	4
The Special Magistrate is:	Donald Yates			
Alternate Magistrate is:	J. Jefferson Overby			

**CITY COMMISSION
OFFICIAL FORM**

**SELECTING ONE (1) RESPONDENT TO RFP #04-015 TO SERVE AS
CODE COMPLIANCE SPECIAL MAGISTRATE**

JUNE 16, 2015

Upon completion, the form is to be submitted to the City Clerk for tabulation as part of the selection process records.

CIRCLE ONE NAME LISTED AS YOUR CHOICE FOR SPECIAL MAGISTRATE

ALBERT KELLEY

DAVID VAN LOON

J. JEFFERSON OVERBY

#1

DONALD YATES

Submitted by COMMISSIONER:



**CITY COMMISSION
OFFICIAL FORM**

**SELECTING ONE (1) RESPONDENT TO RFP #04-015 TO SERVE AS
CODE COMPLIANCE SPECIAL MAGISTRATE**

JUNE 16, 2015

Upon completion, the form is to be submitted to the City Clerk for tabulation as part of the selection process records.

CIRCLE ONE NAME LISTED AS YOUR CHOICE FOR SPECIAL MAGISTRATE

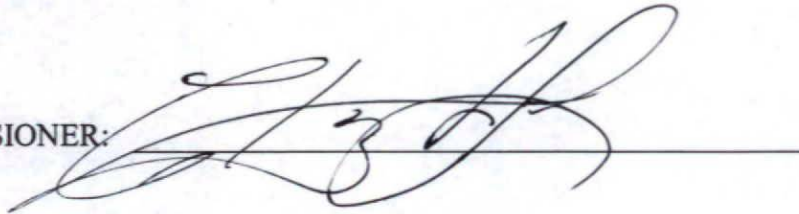
ALBERT KELLEY

DAVID VAN LOON

J. JEFFERSON OVERBY

DONALD YATES

Submitted by COMMISSIONER:

A handwritten signature in black ink, appearing to be 'D. Yates', is written over a horizontal line. The signature is stylized and cursive.

**CITY COMMISSION
OFFICIAL FORM**

**SELECTING ONE (1) RESPONDENT TO RFP #04-015 TO SERVE AS
CODE COMPLIANCE SPECIAL MAGISTRATE**

JUNE 16, 2015

Upon completion, the form is to be submitted to the City Clerk for tabulation as part of the selection process records.

CIRCLE ONE NAME LISTED AS YOUR CHOICE FOR SPECIAL MAGISTRATE

ALBERT KELLEY

DAVID VAN LOON

J. JEFFERSON OVERBY

2

DONALD YATES

1

Submitted by COMMISSIONER:

Ross

**CITY COMMISSION
OFFICIAL FORM**

**SELECTING ONE (1) RESPONDENT TO RFP #04-015 TO SERVE AS
CODE COMPLIANCE SPECIAL MAGISTRATE**

JUNE 16, 2015

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CIRCLE ONE NAME LISTED AS YOUR CHOICE FOR SPECIAL MAGISTRATE

ALBERT KELLEY

DAVID VAN LOON

J. JEFFERSON OVERBY

DONALD YATES

Submitted by COMMISSIONER:

Billy Hardlow

**CITY COMMISSION
OFFICIAL FORM**

**SELECTING ONE (1) RESPONDENT TO RFP #04-015 TO SERVE AS
CODE COMPLIANCE SPECIAL MAGISTRATE**

JUNE 16, 2015

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CIRCLE ONE NAME LISTED AS YOUR CHOICE FOR SPECIAL MAGISTRATE

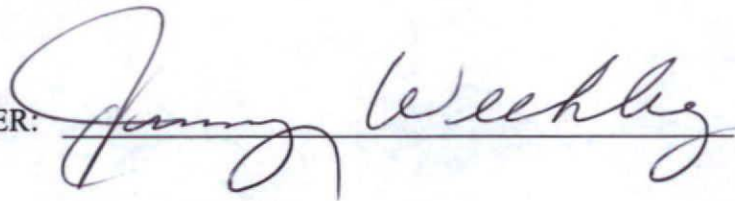
ALBERT KELLEY

DAVID VAN LOON

J. JEFFERSON OVERBY

DONALD YATES

Submitted by COMMISSIONER:

A handwritten signature in black ink, appearing to read "Jimmy Weckly", written over a horizontal line.

Tay

**CITY COMMISSION
OFFICIAL FORM**

**SELECTING ONE (1) RESPONDENT TO RFP #04-015 TO SERVE AS
CODE COMPLIANCE SPECIAL MAGISTRATE**

JUNE 16, 2015

Upon completion, the form is to be submitted to the City Clerk for tabulation as part of the selection process records.

CIRCLE ONE NAME LISTED AS YOUR CHOICE FOR SPECIAL MAGISTRATE

ALBERT KELLEY

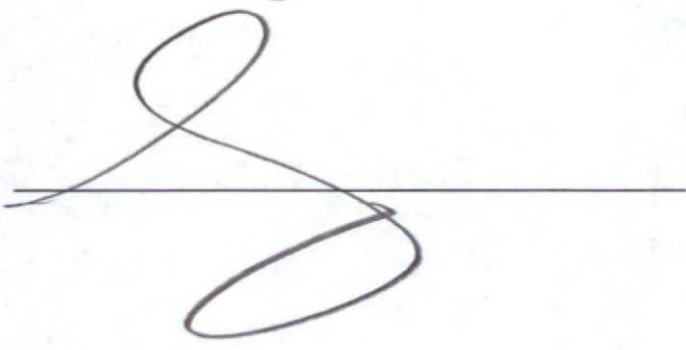
DAVID VAN LOON

J. JEFFERSON OVERBY

DONALD YATES

*I agree with
Executive James
Yates
① Yates
② Overby.*

Submitted by COMMISSIONER:



**CITY COMMISSION
OFFICIAL RANKING FORM**

**SELECTING ONE (1) RESPONDENT TO RFP #04-015 TO SERVE AS
CODE COMPLIANCE SPECIAL MAGISTRATE**

JUNE 16, 2015

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CIRCLE ONE NAME LISTED AS YOUR CHOICE FOR SPECIAL MAGISTRATE

ALBERT KELLEY

DAVID VAN LOON

J. JEFFERSON OVERBY

DONALD YATES

Submitted by MAYOR CATES: _____

