



# City of Key West, FL

Old City Hall  
510 Greene Street  
Key West FL 33040

## Action Minutes - Final City Commission

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Tuesday, February 4, 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 305-809-3951 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

### CALL MEETING TO ORDER

6:00 P.M.

### ROLL CALL

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

**INVOCATION** - Lt. Ethan Everts, Command Chaplain NAS Key West

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**APPROVAL OF AGENDA**

### PROCLAMATIONS

1 Key West Lady Conchs 2013 8/9U Travel Softball Team

Sponsors: Commissioner Johnston and Mayor Cates

Received and Filed

### PRESENTATIONS

2 20 Year Service Award - Key West Fire Department Firefighter Omar Garcia

Received and Filed

3 20 Year Service Award - Key West Fire Department Captain Kenneth Wardlow

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**

- 4**                                 \*January 7, 2014 (Regular)  
  
  **Approved**

**RESOLUTIONS**

- 5**                                 \*Re-Appointing Robert Bethel to the Tree Commission.  
  
  **Sponsors:**         Mayor Cates  
  
  **Passed**  
  
  Enactment No: Res 14-035

- 6**                                 \*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 Friday, February 14, 2014 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 Vitas  
  
  **Passed**  
  
  Enactment No: Res 14-036

- 7 \*Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances to Key West Art & Historical Society for a concert at East Martello Towers 3501 South Roosevelt Boulevard during the hours of 2:00 P.M. to 9:00 P.M. on Sunday, February 23, 2014.

Sponsors: City Manager Vitas

**Passed**

Enactment No: Res 14-037

- 8 \*Authorizing Mote Marine Laboratory to conduct a "Florida Keys Ocean Festival" at 38 East Quay Road Truman Annex on Saturday, March 29, 2014 from 8:00 A.M. to 7:00 P.M.; Pursuant to terms and conditions set forth by the City Manager; Authorizing the use of the Truman Waterfront next to the ECO Discovery from 8:00 A.M. to 7:00 P.M. Authorizing the sale and consumption of alcoholic beverages within the barricaded area.

Sponsors: City Manager Vitas

**Passed**

Enactment No: Res 14-038

- 9 \*Authorizing the award of bid for ITB #13-020, Port and Marina Security Services (Port and City Marina), to the lowest qualified and responsive bidder, Northstar Security, Inc., for a contract price of \$18.00/hour (\$69,822.00 per year for Port and \$65,700.00 per year for City Marina); Authorizing the execution of a contract in accordance with the bid documents.

Sponsors: City Manager Vitas

**Passed**

Enactment No: Res 14-039

- 10 Authorizing the City of Key West to enter into a Revocable License Agreement for nonpermanent use of 760.75 square feet of City property for brick pavers and landscaping associated with an historic structure located at 4 Pinder Lane, pursuant to Section 2-939 of the Code of Ordinances; Providing conditions.

Sponsors: City Manager Vitas

**Postponed to March 4, 2014.**

### Approval of the Consent Agenda

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

- 11 Approving a six month extension to the Agreement with Gray Robinson Attorneys at Law to serve as the City's Florida Government Lobbyist.

**Sponsors:** City Manager Vitas

**A motion was made by Commissioner Rossi, seconded by Commissioner Wardlow, 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 14-040

- 12 Detailing the Parking Fees and Exception for the Fort Street Parking Lot.

**Sponsors:** City Manager Vitas

**Withdrawn**

- 13 Authorizing the City of Key West to enter into a Revocable License Agreement for nonpermanent use of City property to place two benches within the Greene Street right-of-way ~~and two benches within the Fitzpatrick Street right-of-way~~ adjacent to property located at 411 Greene Street pursuant to Section 2-939 of the Code of Ordinances of the City of Key West, Florida; Providing conditions.

**Sponsors:** City Manager Vitas

**A motion was made by Commissioner Wardlow, seconded by Commissioner Weekley, that the Resolution be Passed with Option 2. The motion carried by the following vote:**

**No:** 2 - Commissioner Rossi and Commissioner Yaniz

**Yes:** 5 - Commissioner Johnston, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Cates

Enactment No: Res 14-041

## **ORDINANCES – FIRST READING**

- 14 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

**A motion was made by Commissioner Johnston, seconded by Commissioner Weekley, that the Ordinance be Passed to Second Reading on February 19, 2014. The motion carried by the following vote:**

**No:** 1 - Commissioner Rossi

**Yes:** 6 - Commissioner Johnston, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley, Commissioner Yaniz and Mayor Cates

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

- 15 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

**A motion was made by Commissioner Weekley, seconded by Commissioner Lopez, that the Ordinance be Postponed to February 19, 2014. The motion passed by a unanimous vote.**

#### **RESCINDING VOTE ON ORDINANCE:**

- 16 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

A motion was made by Commissioner Weekley, seconded by Commissioner Lopez, that the Ordinance be Postponed to February 19, 2014. The motion passed by a unanimous vote.

**CITIZEN COMMENTS**

**COMMISSION COMMENTS**

**ADJOURNMENT**

7:49 P.M.