

MINUTES
CITY COMMISSION MEETING
OLD CITY HALL, 510 GREENE STREET
TUESDAY, DECEMBER 7, 2010

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 7, 2010.

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

Answering roll call were Commissioners Barry Gibson, Teri Johnston, Clayton Lopez, Billy Wardlow, Jimmy Weekley and Mayor Craig Cates.

Commissioner Mark Rossi was absent.

Also present were City Manager Jim Scholl, Assistant City Manager David Fernandez, Assistant City Manager Mark Finigan, City Attorney Shawn Smith, Assistant City Attorney Ron Ramsingh, Police Chief Donie Lee, Fire Chief David Fraga, Division Chief/EMG Management & Training Craig Marston, Community Services Director Greg Veliz, Deputy Director of Community Services Rodrigo Delostrinos, Human Resources Director Sandy Gilbert, Transportation Manager Myra Wittenberg, Utilities Manager Jay Gewin, Parking Manager John Wilkins, Engineering Doug Bradshaw, Senior Property Manager Marilyn Wilbarger, Deputy Clerk Angela Budde and City Clerk Cheri Smith.

Father John Baker of the 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

City Manager Scholl requested to postpone Resolution Items 29, 30 and 31 to the February 15, 2011 meeting. He also requested to postpone Resolution Item 34 to January 4,

2011. Commissioner Weekley requested all items requested for postponement be added to the Consent Agenda and requested the removal of Resolution Item 14 from the Consent Agenda. Commissioner Wardlow requested Resolution Item 12 be removed from the Consent Agenda for discussion. Madam Clerk stated a speaker had signed up to talk on Resolution Item 25 and requested the item be removed from the Consent Agenda.

Without opposition, the agenda was accepted as changed.

PROCLAMATIONS:

- 1) National Homeless Persons Memorial Day

PRESENTATIONS:

- 2) Strategic Planning Committee

City Attorney's Report

The City Attorney thanked his staff and publicly recognized each of them and their hard efforts and contributions to the office during the past year. He also commented on the recent triathlon the City Manager and City associates competed in.

City Manager's Report

City Manager Scholl echoed what the City Attorney stated about staff and the hard work the City Manager's office contributes to the community everyday. He also mentioned the good turn out at the triathlon and congratulated City Planning Department Associates Nicole Malo and Ashley Monnier for making the City Team a success.

The City Manager reminded everyone that today is the National Remembrance Day on the 69th anniversary of the attack on Pearl Harbor. He reported the Florida Keys Assisted Care Coalition (FKACC) met with the City Manager and staff to find a financial analyst company to review FKACC's financial information and City staff had narrowed it down to 2 firms for consideration.

City Manager Scholl gave an update on Monroe County's decision to not use Tourist Development Council (TDC) funds for the development of the Truman Waterfront Marina. The City Manager reported he had a meeting with the Naval Base Realignment team and the State of Florida Department of Environmental Protection regarding the Base Realignment closure and the City is looking at the final cleanup of Parcel K.

City Manager Scholl received the Army Corp Reconnaissance Study making this the first step in the long process to consider a dredging project for widening the ship channel. He recognized interim City Planner Don Craig and thanked Cynthia Coogle and her staff for decorating the City Commission chambers for the Holidays.

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:

- 3) September 14, 2010 (Special)
- 4) September 21, 2010 (Regular)
- 5) September 23, 2010 (Regular)

RESOLUTIONS:

RESOLUTION NO. 10-342

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, URGING THE U. S. SENATE TO RECONSIDER ITS PRIOR POSITION AND ADOPT LEGISLATION PROVIDING SUBPOENA POWER TO THE NATIONAL COMMISSION ON THE BP DEEPWATER HORIZON

OIL SPILL AND OFFSHORE DRILLING (S3462); PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-343

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING HELPLINE, INC. TO CONDUCT THEIR ANNUAL FAIR TO TAKE PLACE AT THE TRUMAN WATERFRONT ALONG THE EAST QUAY WALL DURING THE HOURS OF 10:00 A.M. TO 9:00 P.M. STARTING ON SATURDAY, DECEMBER 18, 2010 THROUGH MONDAY, JANUARY 3, 2011. SET UP DATE OF FRIDAY, DECEMBER 17, 2010; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-344

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED 2011 MEETING SCHEDULE FOR THE KEY WEST CITY COMMISSION; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-345

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING A RELEASE OF LIEN FOR THE PROPERTY LOCATED AT 2507 LINDA AVENUE; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-346

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED "1ST AMENDMENT TO HOMELESS SAFE ZONE INTERLOCAL AGREEMENT" BETWEEN THE CITY AND THE MONROE COUNTY BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-347

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, EXERCISING THE FIRST OF TWO ONE-YEAR RENEWAL OPTIONS STIPULATED IN THE CONTRACT FOR GRANT WRITING SERVICES WITH SHEILA

GRIFFIN INC., ORIGINALLY APPROVED IN RESOLUTION NO. 09-185; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-348

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING TASK ORDER 6-11-SWR FOR CH2M HILL FOR ENGINEERING AND CONSTRUCTION PHASE SERVICES FOR THE HEADWORKS MODIFICATION PROJECT AT THE RICHARD A. HEYMAN ENVIRONMENTAL PROTECTION FACILITY IN AN AMOUNT NOT TO EXCEED \$298,194.00; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-349

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AWARDED THE BID OF ENCORE CONSTRUCTION COMPANY, LLC IN THE AMOUNT OF \$3,056,000.00, INCLUDING THE ADDITIVE ALTERNATE PROPOSAL, FOR THE CONSTRUCTION OF HEADWORKS MODIFICATIONS AT THE RICHARD A. HEYMAN ENVIRONMENTAL PROTECTION FACILITY IN RESPONSE TO INVITATION TO BID #11-002; AUTHORIZING THE USE OF RESERVES TO FUND ACCELERATION OF PROJECT SCHEDULE; AUTHORIZING EXECUTION OF A CONTRACT; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-350

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING AFTER THE FACT REPAIRS TO PUMP #2 AT STORMWATER PUMP STATION #5 IN THE AMOUNT OF \$26,795.40 FROM FLORIDA BEARINGS, INC. ON AN EMERGENCY PROCUREMENT BASES; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-351

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AWARDED THE BID OF CHARLEY TOPPINO & SONS, INC. FOR A CITY OF KEY WEST THREE-YEAR CONTRACT FOR REHABILITATION OF STORMWATER DRAINAGE WELLS IN RESPONSE TO INVITATION TO BID

**(ITB) #10-017; WAIVING MINOR BID IRREGULARITY;
PROVIDING FOR AN EFFECTIVE DATE**

RESOLUTION NO. 10-352

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, EXTENDING THE “MASTER AGREEMENT TO FURNISH GENERAL TRANSPORTATION ENGINEERING SERVICES TO THE CITY OF KEY WEST” FOR CHEN & ASSOCIATES, INC. THROUGH JUNE 13, 2011; CONTINUING TASK ORDER 107.001 AT NO ADDITIONAL COST; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-353

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE EXTENSION OF THE ATTACHED INTERLOCAL AGREEMENT BETWEEN THE CITY AND MONROE COUNTY SHERIFF’S OFFICE FOR SHARED USE OF 800 MHZ BANDWIDTH FOR DEPARTMENT OF TRANSPORTATION RADIO COMMUNICATIONS, FOR AN ADDITIONAL FOUR YEARS, RETROACTIVE TO OCTOBER 1, 2009; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-354

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING A PURCHASE FROM PRO-AM SAFETY, INC. FOR TEN (10) SCOTT AP75 2.2 SCBA (SELF CONTAINED AIRWAY BREATHING APPARATUS) PLUS ACCESSORIES AS A BRAND NAME PROJECT, PURSUANT TO CITY CODE SECTION 2-797(3), FOR THE KEY WEST FIRE DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$37,835.00; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-355

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED “MEMORANDUM OF AGREEMENT”; ACCEPTANCE, AUTHORIZATION AND EXECUTION OF THE ATTACHED “UTILITY WORK BY HIGHWAY CONTRACTOR AGREEMENT” WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), FOR FINANCIAL PROJECT

NUMBER 250548-3-56-02, FOR INSTALLATION OF A NORTH ROOSEVELT SEWER FORCE MAIN FROM GEORGIA STREET TO 14TH STREET IN A TOTAL AMOUNT NOT TO EXCEED \$2,153,227.22; RESCINDING RESOLUTION 10-232 AND AGREEING TO THE CANCELATION OF THE AGREEMENT PROVIDED FOR THEREIN AS IT IS SUPERSEDED BY THE INSTANT AGREEMENT; PROVIDING FOR NECESSARY BUDGET TRANSFERS; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-356

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING AN INCREASE OF \$22,009.22 TO THE UTILITY DESIGN BY FDOT CONSULTANT AGREEMENT ORIGINALLY APPROVED IN CITY COMMISSION RESOLUTION 09-102 TO PERMIT AN EXTENSION OF THE PROJECT TO 14TH STREET; PROVIDING FOR NECESSARY BUDGET TRANSFERS; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-357

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING A PAYMENT PLAN IN THE AMOUNT OF \$20,653.00 FOR IMPACT AND CONNECT FEES FOR SAMUEL'S HOUSE, INC. FOR CONSTRUCTION OF THE 16-UNIT "CASA DE MEREDITH" AT POINCIANA PLAZA; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-358

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING AMENDMENTS TO THE BUDGET FOR FISCAL YEAR 2010/2011; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-359

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING A SETTLEMENT IN THE CASE OF LAWRENCE SCHOBEL V. CITY OF KEY WEST; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-360

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE SETTLEMENT IN THE 16TH JUDICIAL CIRCUIT CASE NO. 2008-CA-1903-K OF SULEYMAN AND ADELAIDE UNUVAR V. CITY OF KEY WEST AND OFFICER LUIS SANCHEZ; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. 10-361

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING PURSUANT TO SECTION 50-91 OF THE CODE OF ORDINANCES AN AMENDMENT TO THE KEY WEST CIVIL SERVICE BOARD RULES AND REGULATIONS; PROVIDING FOR AN EFFECTIVE DATE

MAJOR MODIFICATION TO THE MAJOR DEVELOPMENT PLAN

RESOLUTION NO. Postponed to February 15, 2011

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING A MAJOR MODIFICATION TO THE MAJOR DEVELOPMENT PLAN; APPROVING MODIFICATION TO REQUIRED AISLE WIDTH AND PARKING STALL SIZE PER SECTION 122-699(9) AND SECTION 108-91(A)(2)(B) OF THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF KEY WEST, FLORIDA; FOR THE PROPERTY LOCATED AT 512 GREENE STREET (RE #00001170-000000); PROVIDING CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE

MAJOR DEVELOPMENT PLAN AND CONDITIONAL USE

RESOLUTION NO. Postponed to February 15, 2011

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING A MAJOR DEVELOPMENT PLAN AND CONDITIONAL USE FOR THE INSTALLATION OF STACKED BOAT RACKS AT SUNSET MARINA IN THE GENERAL COMMERCIAL (CG) ZONING DISTRICT FOR PROPERTY LOCATED AT 5555 COLLEGE ROAD, KEY WEST (RE# 00072080-001400); PROVIDING CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE

RESOLUTION NO. Postponed to February 15, 2011

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE SECOND AMENDED SETTLEMENT AGREEMENT AMONG THE CITY, THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS AND SUNSET VENTURES OF KEY WEST, INC. FOR THE SUNSET MARINA PROPERTY LOCATED AT 5555 COLLEGE ROAD (RE# 00072080-001400); PROVIDING FOR AN EFFECTIVE DATE

APPROVING THE VACATING OF PROPERTY

RESOLUTION NO. Postponed to January 4, 2011

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE VACATION OF A PORTION OF ALLEYWAY IN THE DIMENSIONS OF 189 FEET IN LENGTH BY 10 FEET IN WIDTH, TO THE PROPERTY OWNER OF TWO LOTS ABUTTING THE ALLEYWAY LOCATED AT 1100 ANGELA STREET, BETWEEN WHITE STREET AND ASHE STREET; PROVIDING CONDITIONS; 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. 10-362

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING TASK ORDER 2-11-STM FOR CH2M HILL, INC. TO CONDUCT A STORMWATER MASTER PLAN FOR THE CITY OF KEY WEST, INCLUDING AN INVENTORY OF THE CITY'S EXISTING UTILITY INFRASTRUCTURE IN AN AMOUNT NOT TO EXCEED \$398,000.00; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following people spoke on the matter:

Christine Russell, 1014 Grinnell Street

Jay Gewin, Utilities Manager
City Manager Scholl

It was moved by Commissioner Weekley and seconded by Commissioner Johnston that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

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

Nays: Commissioner Wardlow

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. 10-363

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, ACCEPTING THE BID OF DOUGLAS N. HIGGINS, INC., FOR THE CONSTRUCTION OF THE PUMP STATION F FORCE MAIN UPGRADE ON GLYNN ARCHER DRIVE (PROJECT #406518) IN THE AMOUNT OF \$767,977.24; PROVIDING FOR A TEN PERCENT CONTINGENCY FOR A TOTAL PROJECT COST NOT TO EXCEED \$844,775.00; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following person spoke on the matter:

Senior Project Manager Doug Bradshaw

It was moved by Commissioner Gibson and seconded by Commissioner Johnston that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

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

Nays: Commissioner Wardlow

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. 10-364

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY AND INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL 1424; PROVIDING FOR AN EFFECTIVE DATE

The Clerk read the title of the Resolution.

The following person spoke on the matter:

Tom Milone, 832 Caroline Street

It was moved by Commissioner Wardlow and seconded by Commissioner Lopez that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Gibson, Johnston, Lopez, Wardlow, Weekley 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

EXTENSION OF A MAJOR DEVELOPMENT PLAN

RESOLUTION NO. 10-365

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING A 12-MONTH EXTENSION OF THE MAJOR DEVELOPMENT PLAN GRANTED FOR 524 EATON STREET IN RESOLUTION NO. 10-025; PROVIDING FOR AN EFFECTIVE DATE

The following people spoke on the matter:

Ginny Stones, 221 Simonton Street
Interim City Planner Don Craig

It was moved by Commissioner Weekley and seconded by Commissioner Johnston that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Gibson, Johnston, Lopez, Wardlow, Weekley 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

**MODIFICATIONS TO CONDITIONS WITH A MAJOR
DEVELOPMENT PLAN**

RESOLUTION NO. 10-366

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF
KEY WEST, FLORIDA, APPROVING MODIFICATIONS TO
CONDITIONS ASSOCIATED WITH THE MAJOR
DEVELOPMENT PLAN FOR THE MERILI MCCOY KEY WEST
BOTANICAL GARDEN ON THE PROPERTY LOCATED AT 5100-
5210 COLLEGE ROAD; PROVIDING FOR AN EFFECTIVE DATE**

The Clerk read the title of the Resolution

The following people spoke on the matter:

Peter Rhysman, Representative for Applicant
Interim City Planner Don Craig

The Clerk read the following letter:

Peter Anderson

It was moved by Commissioner Weekley and seconded by Commissioner Johnston that the Resolution be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

Yeas: Commissioners Gibson, Johnston, Lopez, Wardlow, Weekley 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

ORDINANCES – FIRST READING:

ORDINANCE NO. Postponed to February 1, 2011

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 70 OF THE CODE OF ORDINANCES ENTITLED "TRAFFIC AND VEHICLES", ARTICLE XI "WRECKERS AND TOWING SERVICE" BY ADDING DIVISION 3 "NON-CONSENSUAL PRIVATE TOWING SERVICES", SECTIONS 70-701, 70-702, 70-703, 70-704, 70-705, 70-706, 70-707, 70-708, 70-709, 70-710, 70-711, 70-712 AND 70-713 TO PROVIDE FOR AUTHORITY, PURPOSE AND DEFINITIONS IN ENACTING REGULATIONS GOVERNING NONCONSENSUAL TOWS; PROVIDING FOR THE ISSUANCE OF OPERATING PERMITS; PROVIDING FOR THE SETTING OF RATES AND REQUIREMENTS FOR NON-CONSENSUAL TOWS; REQUIRING PRIOR EXPRESS INSTRUCTION OF REAL PROPERTY OWNER OR DULY AUTHORIZED AGENT PRIOR TO TOW; INSTITUTING NOTICE REQUIREMENTS FOR NON-CONSENSUAL TOW SERVICES; REQUIRING MAINTENANCE OF A MANIFEST AND RECORDS RETENTION; PROVIDING FOR ENFORCEMENT AND PENALTIES; 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:

Doris Arnold, Arnolds Towing
Alex Ronfeldt

Margaret Romero, 1615 Washington Street
City Manager Scholl
Mike Mongo, 1218 Pearl Street
Jerry Cash, 2620 Fogarty Avenue
City Attorney Smith
Police Chief Donie Lee

It was moved by Commissioner Lopez and seconded by Commissioner Gibson that the Ordinance be postponed to February 1, 2011 meeting.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

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

Nays: None

The said Ordinance was thereupon declared by the Mayor to have been duly passed on first reading.

SO ORDERED

ORDINANCE NO. Passed to Second Reading

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 70 OF THE CODE OF ORDINANCES ENTITLED "WRECKERS AND TOWING SERVICE"; BY AMENDING SECTION 70-650, 70-652, 70-653, 70-657, 70-658, 70-661 TO PROVIDE CONSISTENCY FOR THE CITY TOW ROTATION LIST; INCREASED FEES; INDEMNIFICATION; 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:

Doris Arnold, Arnold's Towing
Margaret Romero, 1615 Washington Street
Key West Police Chief Donie Lee
Key West Police Sergeant J.R. Torres

It was moved by Commissioner Gibson and seconded by Commissioner Lopez that the Ordinance be passed and adopted as read.

The Mayor acknowledged the motion and second and requested the Clerk to call the roll.

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

Nays: Commissioner Johnston

The said Ordinance was thereupon declared by the Mayor to have been duly passed on first reading.

SO ORDERED

CITIZEN COMMENTS:

Tom Milone, 832 Caroline Street
John Jones, 1024 James Street
Christine Russell, 1014 Grinnell Street

COMMISSION COMMENTS:

Commissioner Weekley wished everyone a joyous and safe Holiday season.

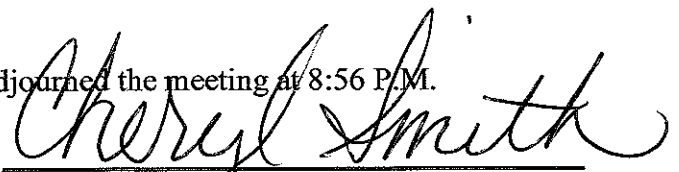
Commissioner Johnston thanked everyone involved in the City's Holiday Parade and wished everyone a Happy Holiday Season.

Commissioner Lopez commented on the observance of World Aids Day at White Street Pier and thanked the City's Community Services Department for their efforts in making White Street Pier ready for the event. He commented on the issues the Commission had faced this past year and thanked all of City staff for their contributions and hard work He wished a Happy Holiday season to all.

Commissioner Gibson and Commissioner Wardlow wished everyone a Happy Holiday season.

ADJOURNMENT:

There being no further business the Mayor adjourned the meeting at 8:56 P.M.



Cheryl Smith, MMC, CPM
City Clerk