City of Key West, FL

City Hall
1300 White Street
Key West FL 33040

Action Minutes - Final

City Commission

Mayor Danise Henriquez
Vice Mayor Donald "Donie" Lee
Commissioner Lissette Carey
Commissioner Aaron Castillo
Commissioner Monica Haskell
Commissioner Sam Kaufman
Commissioner Greg Veliz

Charter Officials

Brian L. Barroso, City Manager
Mayanne Downs, City Attorney
Keri O'Brien, City Clerk

Tuesday, January 6, 2026 | **9:00 AM** | **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 1-800-955-8771 or for voice 1-800-955-8770 or the ADA Coordinator at 305-809-3811 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

FOR VISUAL PRESENTATIONS: For City Commission meetings the City Clerk's Office will need a copy of the presentation for the agenda at least 7 days before the meeting.

MORNING SESSION

CALL MEETING TO ORDER - 9:00 A.M.

ROLL CALL

Present 7 - Commissioner Carey, Commissioner Castillo, Commissioner Haskell, Commissioner Kaufman, Vice Mayor Lee, Commissioner Veliz and Mayor Henriquez

INVOCATION - Reverend Arturo Ramirez

PLEDGE OF ALLEGIANCE TO THE FLAG

CITIZEN COMMENTS

APPROVAL OF AGENDA

The agenda was unanimously approved as amended

CONSENT AGENDA*

***Item is considered to be routine and enacted by one motion with no separate discussion, unless requested by a Commission Member. 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 *November 24, 2025 (Special)

Attachments: Minutes

Passed

2 *December 2, 2025 (Regular)

Attachments: Minutes

Passed

3 *December 10, 2025 (Special)

Attachments: Minutes

Passed

RESOLUTIONS

4 *Approving Resolution No. 565-2025 adopted by the Board of County Commissioners of Monroe County, Florida on December 10, 2025, as attached hereto and made a part hereof as Exhibit A to this Resolution.

Sponsors: Commissioner Kaufman

Attachments: Resolution
BOCC Resolution 565-2025

Passed

Enactment No: Res 26-001

5 **WITHDRAWN:** Directing the City Manger to issue a Request for Proposals (RFP) for a comprehensive housing analysis; Providing for the purpose and scope of the analysis; Providing for reporting to the City Commission.

Sponsors: Commissioner Carey

Attachments: Resolution

Withdrawn

6 *Authorizing the Key West Community Sailing Center to conduct a "Southernmost Youth Regatta" at the Truman Waterfront Park Quay Wall, the playground side of the boat ramp, and the gravel lot on Friday, January 16, 2026 through Sunday, January 18, 2026 from 8:00 A.M. to 8:00 P.M; Pursuant to terms and conditions set forth by the City Manager.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Events)
Application & Approvals

Passed

Enactment No: Res 26-002

7 *Authorizing IWFFA Inc. to hold the Kelly McGillis Classic Parade on Thursday, January 22, 2026, from 6:00 P.M. to 7:00 P.M. from 231 Margaret Street/Half Shell Raw Bar and ending at United and Duval Streets; Authorizing the closure of certain streets or portions thereof for said parade from 6:00 P.M. to 7:00 P.M.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Events)
Application & Approvals

Passed

Enactment No: Res 26-003

8 *Authorizing Fort Zachary Taylor Historic State Park to hold a Civil War Heritage Days Parade on Friday, February 6, 2026 from 4:00 P.M. to 4:45 P.M. on Duval Street; Authorizing the closure of certain streets or portions thereof for said parade from 4:00 P.M. to 4:45 P.M.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Events)
Application

Passed

Enactment No: Res 26-004

9 *Authorizing Southernmost Beach Resort/Southernmost Beach Cafe to conduct the Roots on the Rock/Big Game Tailgate and Watch Party at South Beach on Saturday, February 7, 2026, from 1:00 P.M. to 7:00 P.M. and Sunday, February 8, 2026, from 6:00 P.M. to 11:59 P.M. (or end of game); Pursuant to terms and conditions set forth by the City Manager; Granting an exemption from the Noise Control Ordinance pursuant to Section 6-86 of the Code of Ordinances; Authorizing the sale and consumption of alcoholic beverages within the enclosed area.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Events)
Application & Approvals

Passed

Enactment No: Res 26-005

10 *Authorizing Just a Few Friends, Key West LLC to conduct "Just a Few Friends, Key West" at the Truman Waterfront Major Field and a second line walking parade honoring Jimmy Buffet's legacy on the 3rd anniversary of his death on Sunday, September 6, 2026, from 4:00 P.M. to 10:00 P.M; Pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of certain streets or portions thereof for said event from 4:00 P.M. to 5:30 P.M.; Authorizing the sale and consumption of alcoholic beverages within the enclosed area; Granting an exemption from the Noise Control Ordinance pursuant to Section 6-86 of the Code of Ordinances.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Events)
Application & Approvals

Passed

Enactment No: Res 26-006

11 *Authorizing Octagon to hold "MINI Takes the States" at the Truman Waterfront Park Major Field, Quay Wall, 103 Field, playground side of boat ramp, and the gravel lot if needed on Sunday, November 15, 2026 from 7:00 A.M. to 10:00 A.M. ; Pursuant to terms and conditions set forth by the City Manager; Granting an exemption from the Noise Control Ordinance pursuant to Section 6-86 of the Code of Ordinances.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Events)
Application & Approvals

Passed

Enactment No: Res 26-007

12 *Authorizing the purchase of one (1) M2 106 plus conventional chassis (flatbed truck), including related accessories, in an amount not to exceed one hundred fifty-two thousand five hundred thirty dollars ($152,530.00), from SBL Freightliner, utilizing Florida Sheriffs Association Contract No. FSA25-EQU23.0 pursuant to Section 2-797(3) of the Code of Ordinances, for use by the Community Services Department; Authorizing any necessary budget transfers or adjustments; Authorizing the City Manager to execute all necessary documents upon consent of the City Attorney.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Community Services)
Quotes
FSA Cooperative Purchasing Program
FL Sheriff's Contract Expiration Schedule

Passed

Enactment No: Res 26-008

13 *Approving a Task Order from Avirom & Associates, Inc. in the amount of $72,775.00 for professional surveying services for the Von Phister Street Safety Improvements Projects; Authorizing any necessary budget transfers or amendments; Authorizing the City Manager or designee to execute any necessary documents, upon consent of the City Attorney.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Engineering)
Task Order
Res 23-121
Res 25-272
Original Contract

Passed

Enactment No: Res 26-009

14 *Approving the Work Order for Charley Toppino & Sons, Inc. in the amount of $400,926.62 for sidewalk and curb repair under the Right-of-Way Improvements Contract; Authorizing the City Manager to execute any necessary documents, budget transfers or amendments, upon consent of the City Attorney's office.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Engineering)
Work Order
Res 25-061 Approving Extension
Res 22-289 Awarding Contract

Passed

Enactment No: Res 26-010

15 *Ratifying the Second Amendment to Agreement between the City of Key West, Florida and TSG Advocates to provide federal lobbying services extending the term of the Agreement through January 31, 2026 for a flat fee of $75,000.00, of which $54,166.00 has been paid to date for services already provided; Authorizing the City Manager to execute the Second Amendment and all other necessary related documents, budget transfers and/or adjustments upon consent of the City Attorney.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Finance/Procurement)
Second Amendment
First Amendment
Original Contract

Passed

Enactment No: Res 26-011

16 *Ratifying the Second Amendment to Agreement between the City of Key West, Florida and the Southern Group of Florida to provide state lobbying services extending the term of the Agreement through January 31, 2026 for a flat fee of $53,500.00, of which $41,000.00 has been paid to date for services already provided; Authorizing the City Manager or designee to execute all other necessary related documents budget transfers and/or adjustments upon consent of the City Attorney.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Finance/Procurement)
Second Amendment
First Amendment
Original Contract

Passed

Enactment No: Res 26-012

17 *Authorizing pursuant to Section 2-771(3)(c) of the Code of Ordinances the disposal of up to three surplus and obsolete city-owned vehicles, set forth in the attached "Exhibit A - Vehicle List" through a bulk sale bid request process to the highest bidder.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Finance/Procurement)
Vehicles Recommended for Disposal

Passed

Enactment No: Res 26-013

18 *Approving the option to renew the attached “Agreement Between the City of Key West and Stantec Consulting Services, Inc.” for City Planning Services for an additional two years to January 18, 2028 in accordance with Article 4 Term of Agreement; Authorizing the City Manager to execute any necessary documents and necessary budget amendments and transfers, upon consent of the City Attorney.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Planning)
Signed Resolution 22-277 - RFQ 22-009 City Planning Services
Stantec City Planning Services Agreement 1.19.23

Passed

Enactment No: Res 26-014

19 *Approving and adopting the attached 2026 City of Key West Transit Department Drug and Alcohol Policy; Authorizing the City Manager or designee to execute the Drug and Alcohol Policy and submit to the State of Florida Department of Transportation (FDOT), upon consent of the City Attorney.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Transit)
FDOT Second Chance Drug & Alcohol Policy

Passed

Enactment No: Res 26-015

20 *Approving the additional effort proposal from Black & Veatch for Comprehensive Engineering Services during construction of the Richard A. Heyman Environmental Protection Facility Dewatering Systems Upgrades in an amount not to exceed $249,975.00; Authorizing the City Manager to execute the proposal and any necessary related documents and/or budget transfers/amendments.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Utilities)
Task Order
Work Change Order
Black & Veatch Agreements

Passed

Enactment No: Res 26-016

21 *Ratifying the Emergency Procurement of Task Order from Charley Toppino & Sons, Inc., in the amount of $78,453.32, pursuant to City of Key West Code of Ordinances, Section 2-797(2), Emergency Procurement, and Section 2-739(b), Budget; Authorizing the City Manager to execute the budget transfer in the amount of $116,733.32 for the costs to repair the force main and pay the Florida Department of Environmental Protection Penalty Fine; Authorizing the City Manager to execute any necessary documents upon consent of the City Attorney.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Utilities)
Emergency Procurement Memo
Task Order Proposal
Letter Request for Reimbursements of Costs
Incident Report
Resolution 24-134
Resolution 10-355

Passed

Enactment No: Res 26-017

22 *Approving a transfer of funds in the amount of $2,600,0000.00 ($2.6 million dollars) from Project SE35032301 Pump Station R Rehabilitation (PS R), Account No. 4013503-5356500 to Project SE35042006 Solids Dewatering System Upgrade (SDW), Account No. 4013504-5356500 to provide the remaining deficit of $2,600,000.00 ($2.6 million dollars) needed to complete the Solids Dewatering System Upgrade Project (SDW) at the Wastewater Treatment Plant; Directing the City Manager, or designated staff, to seek and procure financing and/or other available funding to replenish the $2,600.000.00 ($2.6 million dollars) transferred from Project SE35032301 Pump Station R Rehabilitation (PS R), Account No. 4013503-5356500; Authorizing the City Manager to execute all necessary documents, budget transfers or amendments, upon consent of the City Attorney.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Utilities)
Resolution 19-077

Passed

Enactment No: Res 26-018

Approval of the Consent Agenda

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

PROCLAMATIONS

23 Elizabeth Bishop Week

Sponsors: Mayor Henriquez

Attachments: Proclamation

Received and Filed

PRESENTATIONS

24 Employee Service Awards - Bridget Flores, Human Resources Director

Sponsors: City Manager Barroso

Attachments: Cover Memo (Human Resources)

Received and Filed

25 Coral Reef Restoration Partnership - Year Two Annual Report

Sponsors: City Manager Barroso

Attachments: Cover Memo (Resiliency)
Mote Year 2 Report

Received and Filed

RESOLUTIONS - Cont'd

26 Authorizing the City Manager, or designee, to enter into negotiations and, upon successful completion of negotiations, execute agreements with the Southern Group of Florida to provide state lobbying services and with TSG Advocates to provide federal lobbying services for the City of Key West, Florida pursuant to RFP #25-022; Authorizing the City Manager to execute all other necessary related documents and budget transfers/adjustments, upon consent of the City Attorney.

Sponsors: City Manager Barroso

Attachments:
- Resolution
- Cover Memo (Finance/Procurement)
- Becker Proposal
- Pittman Law Group Proposal
- The Southern Group Proposal
- Ranking Tabulation
- Minutes RFP 25-022
- Sign-in Sheet
- Bid Documents
- Bid Memo
- Addendum #1
- Addendum #2
- Addendum #3
- Vendor Correspondence

A motion was made by Vice Mayor Lee, seconded by Commissioner Castillo, that the Resolution be Passed. The motion carried by the following vote:

Yes: 7 - Commissioner Carey, Commissioner Castillo, Commissioner Haskell, Commissioner Kaufman, Vice Mayor Lee, Commissioner Veliz and Mayor Henriquez

Enactment No: Res 26-019

27 Approving the Fourth Amendment to Lease Agreement between the City of Key West and Tropical Shell and Gifts, Inc. to extend the lease term for the property located at 1 Whitehead Street, Key West, Florida for an additional ten (10) year period beginning July 15, 2028 and ending July 14, 2038, pursuant to an option to renew granted under Resolution No.18-247 approving the Second Amendment to Lease; Authorizing the City Manager to execute the Fourth Amendment to Lease Renewal and any necessary related documents and/or budget transfers/amendments upon consent of the City Attorney.

Sponsors: City Manager Barroso

Attachments:
- Resolution
- Cover Memo (Property Management)
- Fourth Amendment to Lease
- Letter City - TS G Request to Exercise Option
- Exhibit A - Resolution 18-247 TSG - City
- Exhibit B - Letter Extend Time period
- Exhibit C - Schedule improvements - Funds TSG
- Res. 78-87 Tropical Shell & Gifts Lease
- Res. 81-92 Tropical Shell Lease Adm (Invest Credit)
- Res. 99-433 Tropical Shell Aquarium Modification
- Res 18-247 Second Amendment To Lease
- Res 21-169 Third Amendment To Lease
- Public Comment - Lloyd

A motion was made by Commissioner Haskell, seconded by Commissioner Kaufman, that the Resolution be Postponed to February 11, 2026. That motion failed with Commissioners Carey, Castillo, Veliz, Vice Mayor Lee, and Mayor Henriquez voting No and Commissioners Haskell and Kaufman voting Yes.

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

No: 1 - Commissioner Kaufman

Yes: 6 - Commissioner Carey, Commissioner Castillo, Commissioner Haskell, Vice Mayor Lee, Commissioner Veliz and Mayor Henriquez

Enactment No: Res 26-020

28 Approving the increase to Purchase Order #P100963 in the amount of $58,359.00, not to exceed $1,238,879.00 for the procurement of the Gillig Low Floor Electric Bus; Authorizing any necessary budget transfers; Authorizing the City Manager to execute necessary documents, upon consent of the City Attorney.

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (Transit)
Purchase Order
Price Summary - Electric Bus
Resolution 24-009

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

No: 2 - Commissioner Kaufman and Vice Mayor Lee

Yes: 5 - Commissioner Carey, Commissioner Castillo, Commissioner Haskell, Commissioner Veliz and Mayor Henriquez

Enactment No: Res 26-021

29 Approving the attached Fifth Amendment to the Solid Waste Collection and Processing Services Contract between the City of Key West, Florida and Waste Management, Inc. of Florida; Authorizing the City Manager to execute the Fifth Amendment and all necessary related documents, upon consent of the City Attorney.

Sponsors: City Manager Barroso

Attachments:
- Resolution
- Cover Memo (Utilities)
- Fifth Amendment
- Resolution 25-361 2nd Renewal Extension
- Resolution 23-040 4th Amendment Rate Increase
- Resolution 21-267 1st Renewal Extension
- Resolution 21-259 3rd Amendment Rate Increase
- Resolution 16-048 2nd Contract Amendment
- Resolution 14-254 1st Contract Amendment
- Resolution 14-134 Contract Awarded
- Original Contract

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

No: 1 - Commissioner Kaufman

Yes: 6 - Commissioner Carey, Commissioner Castillo, Commissioner Haskell, Vice Mayor Lee, Commissioner Veliz and Mayor Henriquez

Enactment No: Res 26-022

30 Approving the scope of work to be performed by Stantec Consulting Services Inc. for a comprehensive water quality assessment, mitigation strategy, and long-term monitoring program; Authorizing the City Manager to execute any necessary documents consistent therewith; Providing for implementation consistent with Chapter 80 of the Code of Ordinances.

Sponsors: City Manager Barroso

Attachments: Resolution
Exhibit A - Scope of Work
Cover Memo
Public Comment - Wells
Public Comment - Mannix Lachner
Public Comment - Precht
Amended Resolution
Amended Exhibit A

A motion was made by Commissioner Castillo, seconded by Commissioner Carey, that the Resolution be Passed with amended language presented at the meeting (striking 'using methodologies consistent with historical datasets' from the fourth whereas clause and replacing with, 'and use methodologies consistent with EPA and FDEP standard operating procedures including Quality Assurances/Quality Control best practices as required by EPS and FDEP.' And adding 'and use methodologies consistent with EPA and FDEP standard operating procedures including Quality Assurances/Quality control best practices as required by the EPA and FDEP' to the end of Section 3).

The motion carried by the following vote:

Yes: 7 - Commissioner Carey, Commissioner Castillo, Commissioner Haskell, Commissioner Kaufman, Vice Mayor Lee, Commissioner Veliz and Mayor Henriquez

Enactment No: Res 26-023

Meeting went into Recess - 11:48 A.M.

Meeting Reconvened - 11:57 P.M.

DISCUSSION

31 Temporary Protected Status (TPS)

Sponsors: Mayor Henriquez

Attachments: Res. 25-163 Expressing Support for TPS Extension
Public Comment - DiTocco

Discussed

32 2026 Tourist Tax for Transit

Sponsors: Commissioner Haskell

Attachments: Information Sheet
Public Comment - Walsh
Public Comment - Hamilton
TDC Letter

Discussed

CITY MANAGER'S REPORT

33 Department Reports

Sponsors: City Manager Barroso

Attachments:
November 2025 Building
November 2025 Code Enforcement
November 2025 Community Services
November 2025 Engineering
November 2025 Finance
November 2025 Growth Management
November 2025 Housing and Community Development
November 2025 Human Resources
November 2025 IT
November 2025 KWFD
November 2025 KWPD
November 2025 Parking
November 2025 Port & Marine Services
November 2025 Property Management
November 2025 Public Infomation
November 2025 Transit
November 2025 Utilities

Received and Filed

CITY ATTORNEY'S REPORT

CITY CLERK'S REPORT

COMMISSION COMMENTS

RECESS - 12:51 P.M.

EVENING SESSION

RECONVENE - CALL TO ORDER - 5:00 P.M.

ROLL CALL

Present 7 - Commissioner Carey, Commissioner Castillo, Commissioner Haskell, Commissioner Kaufman, Vice Mayor Lee, Commissioner Veliz and Mayor Henriquez

INVOCATION - Reverend Arturo Ramirez

PLEDGE OF ALLEGIANCE

CITIZEN COMMENTS

APPROVAL OF AGENDA

The agenda was unanimously approved as amended

PROCLAMATIONS

34 Martin Luther King Jr. Day

Sponsors: Commissioner Castillo

Attachments: Proclamation

Received and Filed

RESOLUTIONS

35 Approving the City Manager Performance Evaluation of Brian L. Barroso (2025).

Sponsors: City Manager Barroso

Attachments: Resolution
Cover Memo (CM)
Barroso Contract
City Manager Evaluation Form Fill in
2026 City Managers Combined Score
Mayor Henriquez
Vice Mayor Lee
Commissioner Carey
Commissioner Haskell
Commissioner Castillo
Commissioner Kaufman
Commissioner Veliz Statement

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

Yes: 7 - Commissioner Carey, Commissioner Castillo, Commissioner Haskell, Commissioner Kaufman, Vice Mayor Lee, Commissioner Veliz and Mayor Henriquez

Enactment No: Res 26-024

ORDINANCES – FIRST READING

36 An Ordinance of the City Commission of the City of Key West, Florida amending Section 78-233 - Number Authorized., Article IV - Sightseeing Vehicles., Chapter 78 - Vehicles for Hire. of the Code of Ordinances of the City of Key West, Florida increasing the number of sightseeing vehicles authorized and declared as a public convenience and necessity under Article IV from seven (7) to nine (9); Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Castillo

Attachments: Ordinance

A motion was made by Commissioner Castillo, seconded by Commissioner Kaufman, that the Ordinance be Passed to Second Reading. The motion failed by the following vote:

No: 4 - Commissioner Carey, Vice Mayor Lee, Commissioner Veliz and Mayor Henriquez

Yes: 3 - Commissioner Castillo, Commissioner Haskell and Commissioner Kaufman

37 An Ordinance of the City Commission of the City of Key West, Florida, granting a franchise to Conch Tour Train, Inc. to operate city-wide sightseeing/shuttle operation providing terms and conditions, including the following: Providing that Ordinance does not prohibit City from operating a shuttle service; Defining the territory to be served; Authorizing City inspection of sightseeing/shuttle vehicles; Providing for the observance of current and future rules and regulations, insurance requirements and indemnification; Limiting assignment of the franchise; Providing consideration for grant of the franchise and contingent relief; Directing the procedure for designation of stops and operational requirements of franchisee; Providing for inspection of books and records; Authorizing the issuance of permits; Establishing the duration of the franchise; Providing for the establishment of rates, fees and routes; Specifying default provisions and procedure for notice, suspension and/or termination upon default, including appeal provisions; Providing remedies upon bankruptcy of franchisee; Indicating franchise is not a waiver of other City requirements; Clarifying that no joint venture is created; Prohibiting discrimination; Providing for construction and interpretation of provisions; Indicating time is of the essence; Providing for attorneys fees, waiver of jury trial and specifying venue in the event of litigation; Providing for notice, acknowledgement, acceptance and cumulative provisions; Specifying the franchise constitutes the entire Agreement between the parties and may only be amended by subsequent Ordinance of the City Commission; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Barroso

Attachments: Ordinance

Composite Exhibit A - Conch Tour Train Inc

Composite Exhibit B - Conch Tour Train Inc

Composite Exhibit C - Conch Tour Train Inc

Exhibit D - Conch Tour Train Inc

Composite Exhibit E - Conch Tour Train Inc

Conch Tour Train Inc Insurance

Corporate Letter Certificate of Status Conch Tour Train Inc

Public Comment - Lloyd

A motion was made by Commissioner Castillo, seconded by Vice Mayor Lee, that the Ordinance be Passed to Second Reading. The motion carried by the following vote:

Yes: 7 - Commissioner Carey, Commissioner Castillo, Commissioner Haskell, Commissioner Kaufman, Vice Mayor Lee, Commissioner Veliz and Mayor Henriquez

38 An Ordinance of the City Commission of the City of Key West, Florida, granting a franchise to Buggy Bus, Inc. d/b/a Old Town Trolley Tours of Key West to operate city-wide sightseeing/shuttle operation providing terms and conditions, including the following: Providing that Ordinance does not prohibit City from operating a shuttle service; Defining the territory to be served; Authorizing City inspection of sightseeing/shuttle vehicles; Providing for the observance of current and future rules and regulations, insurance requirements and indemnification; Limiting assignment of the franchise; Providing consideration for grant of the franchise and contingent relief; Directing the procedure for designation of stops and operational requirements of franchisee; Providing for inspection of books and records; Authorizing the issuance of permits; Establishing the duration of the franchise; Providing for the establishment of rates, fees and routes; Specifying default provisions and procedure for notice, suspension and/or termination upon default, including appeal provisions; Providing remedies upon bankruptcy of franchisee; Indicating franchise is not a waiver of other City requirements; Clarifying that no joint venture is created; Prohibiting discrimination; Providing for construction and interpretation of provisions; Indicating time is of the essence; Providing for attorneys fees, waiver of jury trial and specifying venue in the event of litigation; Providing for notice, acknowledgement, acceptance and cumulative provisions; Specifying the franchise constitutes the entire Agreement between the parties and may only be amended by subsequent Ordinance of the City Commission; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Barroso

Attachments: Ordinance
Composite Exhibit A - Buggy Bus Inc
Composite Exhibit B - Buggy Bus Inc
Composite Exhibit C - Buggy Bus Inc
Composite Exhibit D - Buggy Bus Inc
Composite Exhibit E - Buggy Bus Inc
Corporate Letter_Buggy Bus Certificate Status and Ficticious Name OTTKW
Buggy Bus Inc dba OTTKW Insurance
Public Comment - Lloyd

A motion was made by Commissioner Castillo, seconded by Vice Mayor Lee, that the Ordinance be Passed to Second Reading. The motion carried by the following vote:

Yes: 7 - Commissioner Carey, Commissioner Castillo, Commissioner Haskell, Commissioner Kaufman, Vice Mayor Lee, Commissioner Veliz and Mayor Henriquez

39 **Withdrawn:** An Ordinance of the City Commission of the City of Key West, Florida, deleting Section 2-798(b)(2) - Preference. of Section 2-798, Local Business Enterprise Preference. of the Code of Ordinances of the City of Key West, Florida; Providing for severability; Providing or repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Barroso

Attachments: Ordinance
Cover Memo (Finance)
Business Impact Estimate

Withdrawn

40 An Ordinance of the City of Key West, Florida, amending Chapter 66 of the Code of Ordinances, titled "Taxation", by amending Sec. 66-109 titled "Schedule of Taxes" by adjusting the schedule of business tax receipts; Providing for Severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Barroso

Attachments: Ordinance
Cover Memo - (Licensing)
Business Impact Statement
BTR Fee Increase

A motion was made by Commissioner Castillo, seconded by Commissioner Kaufman, that the Ordinance be Passed to Second Reading. The motion carried by the following vote:

Yes: 7 - Commissioner Carey, Commissioner Castillo, Commissioner Haskell, Commissioner Kaufman, Vice Mayor Lee, Commissioner Veliz and Mayor Henriquez

41 **Text Amendment of the Land Development Regulations** - An Ordinance of the City of Key West, Florida, amending Chapter 110 of the Code of Ordinances entitled “Resource Protection”, Article III entitled “Environmental Resources”, establishing Division 5, entitled “Green Building”; Establishing requirements for Green Building Certification as a requirement; Establishing a Green Building Fee for projects that do not achieve the required Green Building Certification Level, authorizing property owners and developers to pay a Green Building Fee for the project into the City’s Adaptation and Sustainability Fund, which funds are reimbursable to the property owner or developer pursuant to the level of Green Building compliance achieved by the project; Designating the Adaptation and Sustainability Fund (Fund 108) for the deposit of the Green Building Fees generated through the Green Building Program; Providing for annual budget workshop disclosures on forfeited fee revenue and use and providing the uses for which the fees can be used; Providing for severability; Providing for an effective date.

Sponsors: City Manager Barroso

Attachments: Ordinance
Cover Memo (Planning)
Video Summary
Staff Report
PB Res 2025-054
SAB Resolution 25-04
Business Impact Estimate

A motion was made by Commissioner Castillo, seconded by Commissioner Kaufman, that the Ordinance be Passed to Second Reading. The motion carried by the following vote:

No: 1 - Commissioner Carey

Yes: 6 - Commissioner Castillo, Commissioner Haskell, Commissioner Kaufman, Vice Mayor Lee, Commissioner Veliz and Mayor Henriquez

ORDINANCES - SECOND READING (Public Hearing and Proposed Adoption)

42 An Ordinance of the City of Key West, Florida amending Chapter 58 - Solid Waste. of the Code of Ordinances of the City of Key West, Florida Amending Sec. 58-1 - Definitions., Article I - In General.; Adding Sec. 58-31(k) - Container and Receptacle Requirements. and amending Sec. 58-35 - Requirements for Bulk and Excess Yard Waste Pickup., Article II - Collection and Disposal.; and Amending Sec. 58-68 - Commercial Solid Waste Accounts., Article III - Service Rates and Charges., to update and provide clarity for property owners, business owners and enforcement officers; Providing for severability; Providing for repeal of inconsistent provisions herewith; Providing for an effective date.

Sponsors: City Manager Barroso

Attachments: Ordinance
Cover Memo (Utilities)

A motion was made by Commissioner Castillo, seconded by Commissioner Haskell, that the Ordinance be Adopted. The motion carried by the following vote:

No: 1 - Commissioner Kaufman

Yes: 6 - Commissioner Carey, Commissioner Castillo, Commissioner Haskell, Vice Mayor Lee, Commissioner Veliz and Mayor Henriquez

Enactment No: Ord 26-01

COMMISSION COMMENTS

ADJOURNMENT - 6:07 P.M.