



City of Key West, FL

City Hall
1300 White Street
Key West FL 33040

Action Minutes - Final

City Commission

Wednesday, January 22, 2020

5:00 PM

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.

ALL VISUAL PRESENTATIONS (POWER POINT ONLY) FOR AGENDA ITEMS MUST BE RECEIVED IN THE CITY CLERK'S OFFICE (24) TWENTY-FOUR HOURS PRIOR TO THE MEETING.

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

ROLL CALL

Absent 1 - Mayor Johnston

Present 6 - Commissioner Davila, Commissioner Hoover, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Vice Mayor Kaufman

INVOCATION - Reverend Judith Elia, Unity of the Keys

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF AGENDA - The agenda was unanimously approved as amended.

COMMENDATIONS

1 Monica Haskell Commendation

Attachments: [Commendation](#)

Received and Filed

PROCLAMATIONS

2 Joe and Lenny Day

Attachments: [Proclamation](#)

Received and Filed

3 Keys to be the Change Mentoring Month

Attachments: [Proclamation](#)

Received and Filed

PRESENTATIONS

4 Holiday Parade Winners:

Mayor's Cup - Sugarloaf Sharks Cheerleading
Vice Mayor's Cup - We're Not All There Society
Commissioners' Cup - Monroe County Tax Collector
Honorable Mention - Key West High School Band

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

5 *January 7, 2020

Attachments: [Minutes](#)

Passed

RESOLUTIONS

- 6 *Re-scheduling the regular City Commission Meeting and Board of Adjustment Meeting from February 4th to February 5, 2020; Stating that all matters postponed at a prior meeting to the February 4th Agenda shall be placed on the February 5th Agenda.

Attachments: [Resolution](#)

Passed

Enactment No: Res 20-012

- 7 *Supporting Florida Senate Bill 182, and Florida House Bill 6043, which if passed would repeal current state preemptions of local law relating to the regulation of polystyrene products, plastic bags, wrappings and containers; Authorizing the City Clerk to transmit certified copies of this Resolution.

Attachments: [Resolution](#)

[Statement from FL Keys Environmental Coalition 1-2-2020](#)

[SB 182](#)

[HB 6043](#)

[Letter of support](#)

Passed

Enactment No: Res 20-013

- 8 *Authorizing Cavallo Equestrian Art, LLC to conduct a "Family Style Horse Show Under the Big Top Tent" at the Truman Waterfront Green Space across from the Amphitheater on Friday, February 28, Saturday, February 29 & Sunday March 1, 2020 from 3:00 P.M. to 8:00 P.M; Pursuant to Terms and Conditions set forth by the City Manager.

Attachments: [Resolution](#)

[Application](#)

Passed

Enactment No: Res 20-014

- 9 *Authorizing Mote Marine Laboratory, Inc. to conduct a "Florida Keys Ocean Festival" at the Truman Waterfront 38 East Quay Road (Eco-Discovery) and the Grassy Area on Saturday, March 28, 2020 from 10:00 A.M. to 4:00 P.M. set up Friday, March 27, 2020) pursuant to Terms and Conditions set forth by the City Manager; Authorizing the use of the Truman Waterfront next to the Eco Discovery from 10:00 A.M. to 4:00 P.M; Authorizing the sale and consumption of alcoholic beverages within the enclosed area.

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

Passed

Enactment No: Res 20-015

- 10 *Authorizing Key West Police Athletic League, Inc. to conduct a "Mango Fest" at Bayview Park on Saturday, June 27, 2020 from 7:00 A.M. to 6:00 P.M.; Pursuant to Terms and Conditions set forth by the City Manager; Authorizing the sale and consumption of alcoholic beverages within the enclosed area.

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

Passed

Enactment No: Res 20-016

- 11 *Authorizing the purchase of a Wilo Submersible Pump and Rockwell Automation VFD from PSI Technologies, Inc. on a brand name, sole source, and in the best interests of the city, pursuant to Section 2-844, 2-797 (1) and 2-797 (4) (b) of the Code of Ordinances, in a total amount not to exceed \$331,607.14.

Attachments: [Resolution](#)
 [Executive Summary](#)
 [Design Documents](#)
 [Scope & Proposal for Injection Well Wilo Pump](#)
 [PSI Technologies/Wilo Sole Source Letter](#)

Passed

Enactment No: Res 20-017

- 12 *Authorizing the purchase of twelve (12) 2020 Ford Police Interceptor AWD SUV Utility Marked Police Patrol Vehicles (\$40,842.00 each) from Garber Ford Fleet Sales, pursuant to Section 2-797(3) of the Code of Ordinances, pursuant to Florida Sheriffs Association Contract FSA19-VEL 27.0, in the total amount of \$490,104.00 for use by the Key West Police Department.

Attachments: [Resolution](#)
 [Executive Summary](#)
 [2020 Police Vehicle Brochure](#)
 [FSA19-VEH27.0 Award Letter](#)
 [FSA19-VEH27.0 Vendors Base Price](#)
 [Garber Ford Quote](#)

Passed

Enactment No: Res 20-018

- 13 *Approving the City Attorney Performance Evaluation.

Attachments: [Resolution](#)
 [Evaluation Form](#)

Postponed to February 5, 2020.

- 14 *Approving the attached "Litter Control and Prevention Grant Agreement between the State of Florida Department of Transportation and the City of Key West, Florida" for Contract G1G36, Financial Project Number 409750-3-74-01, in the amount of \$16,000.00 (city match) for the 'Keep Key West Beautiful Program' (KKWB); Authorizing necessary budget amendments; Authorizing the City Manager to execute necessary documents.

Attachments: [Resolution](#)
 [Executive Summary](#)
 [2020 KABA Agreement G1G36](#)
 [2020 FDOT KAB Grant Application](#)

Passed

Enactment No: Res 20-019

- 15 *Amending Resolution 19-284 by replacing the "Grant Award Agreement" approved therein with the attached "Grant Award Agreement" with the Monroe County Tourist Development Council (TDC) for the City of Key West Beach Maintenance Multi-Year Grant Project ID# 2324; Authorizing any necessary budget transfers or adjustments.

Attachments: [Resolution](#)
 [Executive Summary](#)
 [Budget amendment](#)
 [Beach Cleaning Agreement](#)
 [BOCC 10.16.19 meeting minutes](#)
 [DAC-I 12.04.19 agenda item](#)
 [Resolution 19-284](#)

Passed

Enactment No: Res 20-020

- 16 *Ratifying an emergency procurement signed by the City Manager on December 19, 2019, as provided for under Section 2-797 (2) of the Code of Ordinances, Authorizing a Task Order in an amount not to exceed \$455,227.50 for Ebsary Foundation Company to construct permanent repairs to the Fleming Key Bridge Section and Three Dolphin Cluster Piles; Authorizing any necessary budget transfers.

Attachments: [Resolution](#)
[Executive Summary](#)
[Design Documents](#)
[Emergency Declaration](#)
[Executed Contract](#)
[Budget Transfer](#)

Passed

Enactment No: Res 20-021

- 17 *Authorizing the City Manager to enter into an agreement with Janice Isherwood, through her Representative Attorney, Lee Rohe, as former property owner of 523 Elizabeth Street, permitting a release of lien upon payment by the owners of the amount of [\$36,500.00].

Attachments: [Request to Postpone](#)
[Resolution](#)
[Executive Summary](#)
[Lien Mitigation forms](#)
[Case# 14 1821 Code Documents](#)
[Case# 16 0020 Documents](#)
[Case# 17 0869 Documents](#)
[Disbursement of Surplus Funds Order](#)

Postponed to February 19, 2020.

Approval of the Consent Agenda

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

18

Approving a work order under the City's Right-of-Way Improvement Contract with Charley Toppino & Sons, Inc. in a total amount not to exceed \$55,122.31 for new sidewalk and drainage along Waddell Avenue between Reynolds Street and William Street; Authorizing necessary budget adjustments.

Attachments: [Resolution](#)
[Executive Summary](#)
[CTS-Work Order](#)
[Waddell Sh01-Horizontal Control](#)
[ITB 17-017](#)
[Resolution 17-106](#)
[Resolution 19-054](#)
[CTS 2019 Extension](#)
[Reimbursement Agreement](#)

A motion was made by Commissioner Hoover, seconded by Commissioner Weekley, that the Resolution be Passed. The motion passed by a unanimous vote.

Enactment No: Res 20-022

19

**QUASI-JUDICIAL HEARING - 920 CORNISH LANE
EASEMENT**

Approving an Easement of 177 square feet, more or less, to address the encroachment of existing brick pavers, a four foot picket fence with a gate, and landscaping which encroaches onto the Cornish Lane Right-of-Way located at 920 Cornish Lane, Key West, Florida (RE#00007670-000000); Providing fees and conditions.

- Attachments:** [Resolution](#)
 [Executive Summary](#)
 [Agreement](#)
 [Package](#)
 [Specific Purpose Survey](#)
 [Site visit photos](#)
 [Keys Energy Comments](#)
 [2012-11-16 ROW Permit No. 11.34 and Lettter of Support](#)

A motion was made by Commissioner Lopez, seconded by Commissioner Weekley, that the Resolution be Passed with the conditions as outlined in the staff report. The motion carried by the following vote:

- Absent:** 1 - Mayor Johnston
- Yes:** 6 - Commissioner Davila, Commissioner Hoover, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Vice Mayor Kaufman
- Enactment No: Res 20-023

CITIZEN COMMENTS

COMMISSION COMMENTS

ADJOURNMENT - 6:12 P.M.