



City of Key West, FL

City Hall
1300 White Street
Key West FL 33040

Action Minutes - Final

City Commission

Tuesday, May 19, 2020

5:00 PM

N/A

VIRTUAL MEETING

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.

CALL MEETING TO ORDER - 5:02 P.M.

ROLL CALL

Present 7 - Commissioner Davila, Commissioner Hoover, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

PLEDGE OF ALLEGIANCE TO THE FLAG

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

Instructions for participating in the Virtual Meeting

Attachments: [Virtual Meeting Instructions](#)

Received and Filed

PRESENTATIONS

1 COVID-19 Update -
Dr. Bruce Boros
Dr. John Norris
Dr. Mark Whiteside

Attachments: [Dr. Norris Statement](#)

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

2 *May 5, 2020

Attachments: [Minutes](#)

Passed

RESOLUTIONS

3 *Re-scheduling the regular City Commission Meeting of August 18th to August 19th, 2020; Stating that any matters scheduled or postponed at a prior meeting to the August 18th Agenda shall be placed on the August 19th Agenda.

Attachments: [Resolution](#)
 [2020 Meeting Dates](#)

Passed

Enactment No: Res 20-083

- 4 *Approving a Task Order for Charter Boat Row Seawall Structural Assessment by Tetra Tech, Inc. in a total amount not to exceed \$58,672.00, under the City's Environmental Engineering Services Contract; Authorizing any necessary budget adjustments; Authorizing the City Manager to execute necessary documents upon consent of the City Attorney.

Attachments: [Resolution](#)
 [Executive Summary](#)
 [Task Order](#)
 [Contract](#)
 [Res #20-039](#)

Passed

Enactment No: Res 20-084

- 5 *Authorizing the Mayor to execute the attached 'Property Appraiser's Request to Split or Combine Real Estate Parcels' Form; Authorizing the Mayor to execute the attached proposed Unity of Title instrument to combine four parcels of property with addresses of 5220, 5224, 5228 and 5230 College Road into one parcel of land with a single address (5220 College Road) and a single property identification number with the Monroe County Property Appraiser.

Attachments: [Resolution](#)
 [Executive Summary](#)
 [Request to Split or Join Parcels](#)
 [Unity of Title](#)

Passed

Enactment No: Res 20-085

- 6 *Authorizing the Mayor to execute and record the attached "Easement Agreement" to grant ingress, egress and utility easement in favor of Florida Keys Aqueduct Authority (FKAA) Easement across the College Road property slated for the Garden View Apartments Project.

Attachments: [Resolution](#)
[Executive Summary](#)
[Easement Agreement](#)

Passed

Enactment No: Res 20-086

- 7 *Authorizing the Mayor to execute and record the attached "Partial Release and Easement Modification Agreement" to release 25 feet of an existing Florida Keys Aqueduct Authority (FKAA) Easement across the College Road property slated for the Garden View Apartments Project.

Attachments: [Resolution](#)
[Exec Summary](#)
[Partial Release and Easement Modification Agreement](#)

Passed

Enactment No: Res 20-087

Approval of the Consent Agenda

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

8 Supporting the letter and formal comments of the Florida Wildlife Commission submitted to the Florida Keys National Marine Sanctuary (FKNMS) in response to the FKNMS "Draft Environmental Impact Statement for Florida Keys National Marine Sanctuary: A Blueprint for Restoration: (DEIS); Urging FKNMS to implement FWC Recommendations contained in the attached letter from FWC Chairman Robert A. Spottswood, dated April 29, 2020, along with its accompanying formal comments; Urging FKNMS to focus on improving water quality to protect the reef; Directing the City Clerk to provide copies of this Resolution to representatives of FKNMS, FWC, Gulf of Mexico Fishery Management Council, South Atlantic Fishery Management Council and the Key West Charterboat Association.

Attachments: [Resolution](#)
[FWC Letter and Comments re FKNMS DEIS - Spottswood 4-29-20](#)
[KW Charterboat Assoc email to Commission 5-1-20](#)
[Ltr to FKNMS from Gulf Fishery Mgt Council 2-21-20](#)
[Ltr to FKNMS from South Atlantic Fishery Mgt 3-13-20](#)
[Letter from Clint Barras](#)
[Webinar- A Water Quality Assessment of the South Florida Reef Tract](#)
[Public Comment](#)

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

No: 2 - Commissioner Weekley and Mayor Johnston

Yes: 5 - Commissioner Davila, Commissioner Hoover, Vice Mayor Kaufman, Commissioner Lopez and Commissioner Wardlow

Enactment No: Res 20-088

- 9 Stating that any development of housing in the area known as the "3.2 acre parcel" at the Truman Waterfront shall be prioritized for the purpose of providing low and very low income housing.

Attachments: [Resolution](#)

A motion was made by Vice Mayor Kaufman that the Resolution be Passed. The motion failed for lack of a second.

- 10 WITHDRAWN BY APPLICANT
Approving Transfer of Mobile Vendor License (MVL) #2019-000584 from Joseph A. Sweeney to Thomas F. Ahrensfield due to hardship.

Attachments: [Resolution](#)
[Request for MVL Hardship Transfer](#)
[MVL License](#)

Withdrawn

ORDINANCES - FIRST READING

- 11 Amending Chapter 63 of the Code of Ordinances entitled "Pensions and Retirement Plans" by Amending Section 46-63 to provide for Trustee terms of four years commencing at the end of current terms; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Attachments: [Ordinance](#)
[Executive Summary](#)
[Advisory Letter](#)

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

Yes: 7 - Commissioner Davila, Commissioner Hoover, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

ORDINANCES - SECOND READING (Public Hearing)

12

An Ordinance of The City Of Key West, Florida, amending the Future Land Use Map of the City Of Key West Comprehensive Plan for properties located at 918 Fort Street (Re # 00001630-000801), 727 Fort Street (Re # 00013990-000000), 101 Geraldine Street (Re # 00013970-000000), 709 Fort Street (Re # 00013960-000000), 100 Angela Street (Re # 00013950-000000), 105 Geraldine Street (Re # 00013910-000000), 110 Angela Street (Re # 00013900-000000), 111 Geraldine Street (Re # 00013870-000000), 112 Angela Street (Re # 00013860-000000), 109 Geraldine Street (Re # 00013830-000000), and 114 Angela Street (Re # 00013820-000000); Amending The Future Land Use Map Legend from Historic Public / Semi-Public, Historic Commercial, and Historic Residential to Historic Commercial; and to add a new Future Land Use Map Zoning Subdistrict designation of "Historic Neighborhood Commercial Bahama Village Truman Waterfront" (HNC-4) and applying such designation to said properties; Pursuant to Chapter 90, Article VI, Division 3 of the Land Development Regulations of the Code Of Ordinances of the City Of Key West, Florida; Providing for severability; providing for the repeal of inconsistent provisions; Providing for transmittal to the State Land Planning Agency; Providing for the filing with the Secretary Of State and for an effective date; and Providing for the inclusion into The City Of Key West Comprehensive Plan.

Attachments: [Ordinance](#)
 [Executive Summary](#)
 [Planning Board Resolution 2019-85](#)
 [Presentation](#)

Withdrawn to return to Planning Board

13

An Ordinance of the City Of Key West, Florida, amending the Official Zoning Map and the Official Zoning Map Legend to create a new zoning subsection to be named The Historic Neighborhood Commercial District Bahama Village Truman Waterfront (HNC-4) on property located at 918 Fort Street (Re # 00001630-000801), 727 Fort Street (Re # 00013990-000000), 101 Geraldine Street (Re # 00013970-000000), 709 Fort Street (Re # 00013960-000000), 100 Angela Street (Re # 00013950-000000), 105 Geraldine Street (Re # 00013910-000000), 110 Angela Street (Re # 00013900-000000), 111 Geraldine Street (Re # 00013870-000000), 112 Angela Street (Re # 00013860-000000), 109 Geraldine Street (Re # 00013830-000000), and 114 Angela Street (Re # 00013820-000000) Pursuant to Chapter 90, Article VI, Division 2 of the Land Development Regulations of the Code Of Ordinances of the City Of Key West, Florida; Providing for concurrent and conditional adoption upon adoption of Comprehensive Plan Future Land Use Map (FLUM) Amendments; providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Attachments: [Ordinance](#)
[Executive Summary](#)
[Planning Board Resolution 2019-86](#)

Withdrawn to return to Planning Board

14

An Ordinance of the City of Key West, Florida, amending Comprehensive Plan Policy 1-1.1.4, entitled “Affordable Housing and Compact Development Incentives,” to add a revised FLUM, amending Comprehensive Plan Table 1-1.1.5, to add an additional subdistrict under Historic and Commercial Future Land Use District, and amending Comprehensive Plan Policy 1-1.1.9, entitled “Allowed Uses in Historic Neighborhood Commercial,” to add a fifth corridor and a fourth HNC Subdistrict to allow for up to 40 dwelling units per acre; Pursuant to Chapter 90, Article VI, Division 3; Providing for repeal of inconsistent provisions; Providing for an effective date; and Providing for the inclusion in the City of Key West Comprehensive Plan.

Attachments: [Ordinance](#)
 [Executive Summary](#)
 [Planning Board Resolution 2019-87](#)

Withdrawn to return to Planning Board

15

An Ordinance of The City of Key West, Florida, amending Chapter 122 of the Land Development Regulations, entitled "Zoning," Article IV, entitled "Districts," Division 8 entitled "Historic Neighborhood Commercial Districts," to create a new zoning district entitled the "Historic Neighborhood Commercial District Bahama Village Truman Waterfront" (HNC-4), providing amendments to Section 122-92, entitled "Future Land Use Map Designations and Zoning Districts," Section 122-1111, entitled "Table of Land Use by Districts," Section 122-1112, entitled "Table of Permitted and Conditional Commercial Retail Uses by Districts," and Section 122-1151, entitled "Size and Dimension," Providing for intent, permitted uses, conditional uses, prohibited uses, and dimensional requirements; Providing for residential density of up to 40 units per acre; Pursuant to Chapter 90, Article VI, Division 2; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Attachments: [Ordinance](#)
 [Executive Summary](#)
 [*Large File* Planning Board Resolution 2019-88](#)

Withdrawn to return to Planning Board

CITIZEN COMMENTS

Attachments: [Masks in Public Key West City](#)
 [Public Comment](#)

Received and Filed

COMMISSION COMMENTS

ADJOURNMENT - 7:44 P.M.