



**AGENDA**  
**CITY COMMISSION/CRA MEETING**  
**OLD CITY HALL, 510 GREENE STREET**  
**TUESDAY, FEBRUARY 16, 2010 - 6:00 P.M.**

- 1. CALL MEETING TO ORDER – 6:00 P.M.**
- 2. ROLL CALL – Commissioner Mark Rossi Absent**
- 3. INVOCATION – Rev. Dr. Lawrence Schenk, Peace Covenant Presbyterian Church**
- 4. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 5. APPROVAL OF THE AGENDA**
- 6. PRESENTATIONS:**
  - (a) Community Housing Awards (Mayor Cates) – **Postponed to March 2, 2010**  
Michael Jensen and Clif Taylor
  - (b) Paul Mitchell – 10 Years of Service, Key West Police Reserve Officer (City Manager)
  - (c) City Attorney’s Report
  - (d) City Manager’s Report
- 7. CONSENT AGENDA\* - Unanimous Vote**
- 8. APPROVAL OF MINUTES:**
  - \*(a) December 3, 2009 (Regular)
- 9. RESOLUTIONS:**
  - 10-047**
    - \*(a) Re-appointing Emigdio Gil, Paul Marotte and Peter Pike to the Contractors Examining Board. (Mayor Cates)
  - 10-048**
    - \*(b) Approving the City Clerk Performance Evaluation Form. (Commissioner Gibson)

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021610

**10-064 – Vote: 6/0**

- Ⓞ(c) Authorizing Finnegan’s Wake to conduct St. Patrick’s Day Celebration on March 17, 2010, from 9:00 A.M. to Midnight pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of James Street between Grinnell and Margaret Streets from 9:00 A.M. to Midnight; Authorizing the sale and consumption of alcoholic beverages within the enclosed area. (City Manager)

**10-049**

- \*(d) Authorizing American Cancer Society and the Key West Sunrise Rotary Club to conduct a “Rocking For A Cure” Event at Bayview Park on Saturday, March 20, 2010 from 12:00 Noon to 6:00 P.M. pursuant to terms and conditions set forth by the City Manager; Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances from 10:00 A.M. to 4:00 P.M.; Authorizing the sale and consumption of alcoholic beverages on the date and during the hours stated above. (City Manager)

**10-050**

- \*(e) Authorizing AIDS Help, Inc. to conduct their Annual Taste of Key West at the Truman Waterfront along the East Quay Wall on Monday, April 19, 2010, from 6:00 P.M. to 9:00 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; Granting a exemption from the Noise Control Ordinance pursuant to Section 6-86 of the Code of Ordinances during the event. (City Manager)

**10-051**

- \*(f) Approving the ‘Agreement to Cancel Lease’ between Monroe County Comprehensive Plan Land Authority (“Land Authority”) and the City of Key West, with regard to a lease between the parties dated 4/2/1993, for certain property located near the Salt Ponds Development, as described in Attachment “A”. (City Manager)

**Withdrawn**

- \*(g) Approving the Agreement between the City of Key West and Reefmakers, LLC. (City Manager)

**10-052**

- \*(h) Approving Task Order 10-06 from Perez Engineering and Development for resident inspector services for the Stormwater Gravity Well VI Project in an amount not to exceed \$60,000.00. (City Manager)

**10-065 – Unanimous Vote**

- Ⓞ(i) Approving Task Order 10-07 from Perez Engineering and Development for resident inspector services for the Stormwater Gravity Well V Project in an amount not to exceed \$60,000.00. (City Manager)

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**10-066 – Vote: 6/0**

- ⊙(j) Renominating property located at 712-716 Eisenhower Drive for acquisition by the Monroe County Land Authority for affordable housing rental units; Providing requirements; Providing repeal of Resolution 09-089 to the extent of conflict. (City Manager)

**10-053**

- \*(k) Renominating property located at 1911-1913 Patterson Avenue for acquisition by the Monroe County Land Authority for affordable housing rental units; Providing requirements; Providing repeal of Resolution 09-209 to the extent of conflict. (City Manager)

**10-067 – Vote: 6/0**

- ⊙(l) Approving the Agreement for Key West Cemetery Landscaping Services between the City and Monroe Association for Retarded Citizens, Inc. (“MARC”) in an amount not to exceed \$52,320.00. (City Manager)

**10-054**

- \*(m) Authorizing pursuant to Sections 2-797(3) and 2-844(A) and (B) of the Code of Ordinances the purchase of four ICOP Model 20/20-W In-Car DVR Systems, with accessories from ICOP Digital, Inc. in the amount of \$21,878.93. (City Manager)

**10-055**

- \*(n) Authorizing an amendment to the Key West Police Department General Fund 001 Budget for the Fiscal Year 2009/2010 in an amount not to exceed \$15,000.00. (City Manager)

**10-056**

- \*(o) Approving Task Order 4-10-SWR for CH2M Hill, Inc. to provide engineering services for the Design, Permitted and Bid Phase Services for the Headworks Modifications at the Richard A. Heyman Environmental Protection Facility in an amount not to exceed \$350,839.00. (City Manager)

**10-057**

- \*(p) Authorizing City Manager to enter into a contract with MACTEC for Construction Engineering and Inspection Services – American Recovery and Reinvestment Act 2009 (ARRA) for inspection and testing work in the amount not to exceed \$113,461.00. (City Manager)

**10-068 – Vote: 6/0**

- ⊙(q) Approving the Plan for the Clinton Square Area. (City Manager)

**10-069 – Vote: 6/0**

- o(r) Approving the Agreement to furnish Disaster Response Services to the City of Key West between the City and CrowderGulf Joint Venture, Inc. (City Manager)

**10-058**

- \*(s) Approving the Agreement to furnish Disaster Response Services to the City of Key West between the City and Omni Pinnacle, LLC. (City Manager)

**10-059**

- \*(t) Approving the Agreement to furnish Disaster Response Services to the City of Key West between the City and AshBritt Environmental, Inc. (City Manager)

**10-060**

- \*(u) Approving the agreement to furnish Disaster Response Services to the City of Key West between the City and DRC Emergency Services, LLC. (City Manager)

**10-061**

- \*(v) Approving the Agreement to furnish Disaster Response Services to the City of Key West between the City and Jimmie Crowder Excavating & Land Clearing, Inc. d/b/a Crowder Disaster Recovery. (City Manager)

**10-062**

- \*(w) Approving settlement of the litigation between the City and Insite Key West, LLC. (City Attorney)

**10-070 – Denied - Vote: 6/0**

- (x) **MODIFICATION TO CONDITIONAL USE AND MINOR DEVELOPMENT PLAN: 300 PETRONIA / 801 THOMAS**  
Approving a Modification to a Conditional Use and Minor Development Plan for real property located at 300 Petronia Street / 801 Thomas Street; Providing for conditions. (City Manager)

**10-071 – Vote: 5/1; Commissioner Johnston - No**

- (y) Postponing further expenditures associated with the construction of a new City Administration Facility at 525 Angela Street until such time as the feasibility of utilizing Glynn Archer School for City Hall is determined; Directing the City Manager to provide all relevant information regarding the Glynn Archer Site; Directing the City Manager to expeditiously relocate City employees from the Madeline Bean Building at 604 Simonton Street. (Mayor Cates)

**10-072 – Vote: 6/0**

- (z) Approving a Performance Review of City Manager Jim Scholl. (City Manager)

**10-073 – Vote: 4/1; Mayor Cates Recused and Commissioner Johnston – No**

- (aa) Authorizing cumulative expenditures during FY 09-10 to entities listed in Attachment “A” in excess of \$20,000.00. (City Manager)

**10-063**

**ADD ON: \*(bb) Appointing Mark Albury to the Key West Civil Service Board. (Mayor Cates)**

**10. ADMINISTRATIVE APPEAL:**

**10-074 – Appeal Denied – Vote: 6/0**

- (a) An appeal of the City Planner’s interpretation of Section 122-28, its application to the request to rebuild the residential dwelling and the determination of requirements for the project, including, but not limited to, the requirements of Major Development Plan Approval and Variances to Coastal Setbacks, Yard Requirements, Impervious Surface, Building Coverage and Height Restrictions for the property located at 13 Hilton Haven Drive by John M. Siracusa Attorney for William Grosscup Property Owner.

**11. ORDINANCE – SECOND READING: (Public Hearing)**

**10-07 – Vote: 6/0**

- (a) An Ordinance of the City of Key West, Florida, declaring a one hundred and eighty (180) day moratorium on the issuance of any permit, license, business tax receipt, franchise or similar authorization related to motorized and non-motorized commercial vehicles that make primary use of city streets in the operation of their businesses; Providing an exemption; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date. (Commissioner Weekley)

**12. CITIZEN COMMENTS**

**13. COMMISSION COMMENTS**

**14. ADJOURNMENT – 10:04 P.M.**

**15. CONVENE AS CAROLINE STREET CORRIDOR AND BAHAMA VILLAGE COMMUNITY REDEVELOPMENT AGENCY (“CRA”) – 10:04 P.M.**

**16. ROLL CALL - Commissioner Mark Rossi Absent**

**17. CONSENT AGENDA\***

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**18. RESOLUTIONS:**

**10-075 - Vote: 6/0**

- \*(a) Authorizing an expenditure of prior year Bahama Village Tax Increment Financing monies to the Monroe County Primary Care Clinic (Clinic) in the amount of \$28,115.00 budgeted in account 601 5502 555 98 for mechanical (HVAC) improvements at 830 Emma Street. (City Manager)

**19. ADJOURNMENT – 10:05 P.M.**

⊙Removed from Consent Agenda

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