



AGENDA
CITY COMMISSION/CRA/LRA MEETINGS
OLD CITY HALL, 510 GREENE STREET
TUESDAY, APRIL 7, 2009 - 6:00 P.M.

- 1. CALL MEETING TO ORDER – 6:00 P.M.**
- 2. ROLL CALL – Commissioner Dan Kolhage Absent**
- 3. INVOCATION – Rev. Marilou Palmer, Unity of the Keys Church**
- 4. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 5. APPROVAL OF THE AGENDA**
- 6. COMMENDATIONS:** (Commissioner Johnston)
 - (a) The Student Body, Staff and Administration of Horace O’Bryant Middle School with Special Recognition of Teachers Stephanie Manaher and Chris Novak
- 7. PROCLAMATIONS:** (Mayor McPherson)
 - (a) Children’s Week in Key West, Florida
 - (b) Motorcycle Safety Awareness Month
 - (c) National Poetry Month
 - (d) National Public Safety Telecommunications Week
 - (e) The Reverend Canon John H. Reece, Jr. Week
 - (f) Sexual Assault Awareness Month
 - (g) Water Conservation Month
- 8. PRESENTATIONS:**
 - (a) Retirement Recognition - Charles Butler, 22 Years Key West Fire Department (City Manager)
 - (b) Recycling Education (Commissioner Johnston)
 - (c) 100% Recycling Award – Residents of Terry Lane (Mayor McPherson)
 - (d) City Hall Rehabilitation, mbi/k2m, Architecture, Inc (City Manager)
 - (e) City Attorney’s Report
 - (f) City Manager’s Report
- 9. CONSENT AGENDA* - Unanimous Vote**

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040709

10. APPROVAL OF MINUTES:

- *(a) March 3, 2009 (Regular)
- *(b) March 10, 2009 (Workshop)
- *(c) March 17, 2009 (Regular)
- *(d) March 20, 2009 (Special)

11. RESOLUTIONS:

09-069

- *(a) Authorizing Art In Public Places to erect a 12 foot cigar sculpture for the Gato Village Pocket Park. (Commissioners Johnston and Lopez)

09-070

- *(b) Approving and authorizing the City Manager to execute the Agreement between the City of Key West, Florida and the Conch Republic Independence Day Celebration, AIDS Help, Inc., the Key West Cultural Preservation Society, Fairvilla Mega Store and Bourbon Street Pub for the 2009 Conch Republic Independence Celebration; Granting an exemption from the Noise Control Ordinance pursuant to Section 6-86 of the Code of Ordinances during the celebration; Authorizing the sale and consumption of alcoholic beverages within the enclosed area. (City Manager)

09-071

- *(c) Authorizing Southernmost Beach Café the use of City property at 1405 Duval Street for a Song Writers Festival on Thursday, April 30, 2009 from 5:00 P.M. to 9:00 P.M.; Authorizing the sale and consumption of alcoholic beverages within the barricaded area. (City Manager)

09-080 – Unanimous Vote

- Ⓞ(d) Authorizing the La Te Da Redux, Inc. to conduct the Queen Mother Pageant on Monday, May 11, 2009 from 12:00 Noon to 12:00 Midnight pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of the 1100 Block of Duval Street from 12:00 Noon to 12:00 Midnight; Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances from 12:00 Noon to 12:00 Midnight; Authorizing the sale and consumption of alcoholic beverages within the enclosed area. (City Manager)

09-072

- *(e) Authorizing Southernmost Hotel Collection the use of the Southernmost Beach at 1405 Duval Street for the 32nd Annual Survivors Party on Monday, May 25, 2009 from 3:00 P.M. to 8:00 P.M.; Authorizing the sale and consumption of alcoholic beverages within the barricaded area. (City Manager)

09-073

- *(f) Approving the License Agreement between the City and the Key West Housing Authority for the use of a portion of Fort Street and Amelia Street. (City Manager)

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09-081 – Unanimous Vote

- ⊙(g) Authorizing a Noise Exemption for Shaw Environmental and Infrastructure, Inc. (“Shaw”) to install (70) seventy soil borings and (2) two temporary monitoring wells along the State Road 5/North Roosevelt Boulevard from Eisenhower Drive to US-1 Key West, Florida, Monroe County. (City Manager)

09-074

- *(h) Authorizing modification of contract between the City of Key West and Evans Environmental & Geological Science & Management, LLC for Beach Cleaning Services. (City Manager)

Withdrawn

- *(i) Authorizing payment to Evans Environmental & Geological Science & Management, LLC (“EE&G”) for Beach Cleaning Services following Hurricane Ike. (City Manager)

09-075

- *(j) Authorizing approval of Work Order 09-03 from Perez Engineering & Development, Inc. for the design of asphalt milling, resurfacing and striping work on United Street for \$46,175.00; Authorizing a budget transfer from the Gas Tax Fund Reserves to accommodate project. (City Manager)

09-076

- *(k) Authorizing approval of a Change Order to Work Order 01-SWR-09 from Perez Engineering and Development in the amount of \$17,175.00 for FDEP permitting of both deep injection wells at the Wastewater Treatment Plant. (City Manager)

09-077

- *(l) Approving Task Order Number Sanchez-Zeinali 2004-02 for the design of a complete reconstruction of 400 linear feet of South Roosevelt Boulevard in the amount of \$96,940.33 to Sanchez-Zeinali Associations, Inc. (City Manager)

09-078

- *(m) Approving a \$418,466.00 Local Area Program Grant Agreement (FPN No. 426183-1) with the State of Florida Department of Transportation for the milling and paving of United Street from Pearl Street to George Street. (City Manager)

09-082 - Unanimous Vote

- ⊙(n) Authorizing the approval of Task Order Number 2-09STM for the design of a pump-assisted outfall system for the George Street Basin Area in an amount not to exceed \$311,821.00 to CH2M Hill, Inc. (City Manager)

09-083 – Unanimous Vote

- ⊙(o) Authorizing the approval of Task Order Number 1-09STM for the design of a pump-assisted outfall system for the intersection of Patricia & Ashby Streets in an amount not to exceed \$134,816.00 to CH2M Hill, Inc. (City Manager)

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09-079

- * (p) Authorizing the execution of Work Order #7 to re-nourish Key West beaches under the General Services Contract GN 0708 with Charley Toppino & Sons for the placement of up to 9,371 tons of Ortona Sand in an amount not to exceed \$567,665.30; Authorizing an advance payment to Charley Toppino & Sons for a portion of the cost of trucking to be paid at the rate of \$60,000.00 upon mobilization of the project. (City Manager)

09-084 – Unanimous Vote

- o (q) Authorizing the City Manager to enter into a contract with Coral Marine Construction for a contract price of \$1,397,522.00 for completion of the following components of the Amberjack Pier Replacement: demolition of the decking of the existing pier, replacement of the existing pier with new concrete piles and wood decking, installation of new pedestals and all new utilities including electrical, sewer, communications and water, repair of existing canopy including refurbishment of steel columns and painting of structure. (City Manager)

Withdrawn

- * (r) Authorizing a Lease Renewal for Southernmost Beach Café. (City Manager)

09-085 – Unanimous Vote

- (s) Authorizing the Key West Police Department to apply for the US Department of Justice, Office of Justice Programs' Bureau of Justice Assistance Recovery Act Funds through the Byrne Memorial Justice Assistance Grants and the Office of Community Oriented Policing Services Grants. (City Manager)

09-086 – Unanimous Vote

- (t) Authorizing the City Manager to award the Contract Flagler Avenue Sidewalks Phase I to Charley Toppino & Sons, Inc. in the amount of \$936,541.00 upon notice of concurrence of intent to award by the Florida Department of Transportation; and authorizing budget modification to approve an increase of \$685,200.00 as a grant revenue and \$685,200.00 as a project expense to 102-4104-514-6300. (City Manager)

09-087 – Unanimous Vote

- (u) Authorizing the City Manager to award the Contract Flagler Avenue Sidewalks Phase II to Charley Toppino & Sons, Inc. in the amount of \$453,816.00 upon notice of concurrence of intent to award by the Florida Department of Transportation; And authorizing budget modification to approve an increase of \$424,000.00 as a grant revenue and \$424,000.00 as a project expense to 102-4104-514-6300; Directing staff to negotiate certain unit price down as needed. (City Manager)

09-088 – Vote: 4/2; Commissioner Rossi and Mayor McPherson - No

- (v) Authorizing the award of IB#002-09, Mallory Square Wharf Replacement. (City Manager)

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09-089 – Vote: 5/1; Commissioner Johnston - No
ADD-ON (w) Nominating the property located at 712-716 Eisenhower Drive for purchase by the Monroe County Land Authority for use as affordable housing. (Mayor McPherson)

09-090 – Unanimous Vote
ADD-ON (x) Authorizing the acceptance of \$1,874,875.00 pursuant to a Local Area Program Grant Agreement with the State of Florida Department of Transportation for sidewalk and ADA improvements. (City Manager)

12. ORDINANCES – SECOND READING: (Public Hearing)

09-05 – Unanimous Vote

(a) An Ordinance of the City Commission of the City of Key West, approving an amendment to Part B, Land Development Regulations, Section 90-140 and 90-142 clarifying the process for adopting revisions to the Historic Architectural Review Commission Design Guidelines; Providing for an effective date. (City Manager)

09-06 – Unanimous Vote

(b) An Ordinance of the City Commission of the City of Key West, approving an amendment to Part B, Land Development Regulations, Sections 86-9, 122-238 and 122-1151 of the Code of Ordinances to define pitched roof and to allow an extra five feet in building height in the Single Family (SF) District for non-habitable purposes when the structure has a pitched roof; Providing for an effective date. (City Manager)

Postponed to May 5, 2009 – Unanimous Vote

(c) An Ordinance of the City Commission of the City of Key West, approving amendments to Part B, Land Development Regulations, Chapter 108, Article X, Building Permit Allocation and Vested Rights, Division 1, Sections 108-986, 108-987, 108-988, 108-989, 108-991, 108-992, 108-993 and 108-994, Division 2, Sections 108-1026, 108-1027, 108-1028, Division 3, Sections 108-1056, 108-1057, 108-1058, 108-1059, 108-1060, 108-1061 and 108-1062, Division 4, Sections 108-1091, 108-1092, 108-1093, 108-1094, 108-1095, 108-1096, 108-1097, 108-1098, 108-1099 and 108-1100 of the Code of Ordinances; Providing for an effective date. (City Manager)

13. CITIZENS COMMENTS

14. COMMENTS BY THE COMMISSION

15. ADJOURNMENT – 9:21 P.M.

16. CONVENE AS CAROLINE STREET CORRIDOR AND BAHAMA VILLAGE COMMUNITY REDEVELOPMENT AGENCY (“CRA”) – 9:21 P.M.

17. ROLL CALL – Commissioner Dan Kolhage Absent

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18. APPROVAL OF MINUTES:

- (a) March 17, 2009 (Regular)

19. RESOLUTIONS:

09-091 – Unanimous Vote

- (a) Authorizing an expenditure of Tax Increment Financing Funds for the restoration of Bethel AME Church in an amount not to exceed \$62,000.00 for rehabilitation of one of Key West’s architecturally and culturally significant buildings. (Commissioner Lopez)

09-092 – Unanimous Vote

- (b) Authorizing an expenditure of Tax Increment Financing Funds for a three phase restoration of Cornish Memorial AME Zion Church in a total amount not to exceed \$417,000.00 for rehabilitation of one of Key West’s architecturally and culturally significant buildings. (Commissioner Lopez)

09-093 – Unanimous Vote

- (c) Authorizing an expenditure of Tax Increment Financing Funds for improvements to Union Lodge #47 in an amount not to exceed \$60,000.00 for rehabilitation of one of Key West’s architecturally and culturally significant buildings. (Commissioner Lopez)

20. ADJOURNMENT – 10:11 P.M.

21. CONVENE AS NAVAL PROPERTIES LOCAL REDEVELOPMENT AUTHORITY (“LRA”) – 10:11 P.M.

22. ROLL CALL – Commissioner Dan Kolhage Absent

23. APPROVAL OF MINUTES:

- (a) March 3, 2009 (Regular)

24. RESOLUTIONS:

Postponed to May 5, 2009 – Unanimous Vote

- (a) Approving a 99-year lease with the Bahama Conch Community Land Trust for 6.6 acres of Truman Waterfront property for affordable housing, a cultural arts center, small business retail spaces and a youth development and/or convention center. (City Manager)

25. ADJOURNMENT – 10:12 P.M.

⊙Removed from Consent Agenda

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