



AGENDA
CITY COMMISSION/CRA/LRA MEETING
OLD CITY HALL, 510 GREENE STREET
TUESDAY, OCTOBER 7, 2008 - 6:00 P.M.

- 1. CALL MEETING TO ORDER – 6:02 P.M.**
- 2. ROLL CALL**
- 3. INVOCATION – Pastor Michael Heidle, Grace Lutheran Church**
- 4. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 5. APPROVAL OF THE AGENDA**
- 6. PROCLAMATIONS:** (Mayor McPherson)

- (a) Fire Prevention Month
- (b) Mario Sanchez Day in Key West

7. PRESENTATIONS:

- Add On**
- (a) Clean Marina Designation (Mayor McPherson)
 - (b) **Community Housing Mayor’s Award (Mayor McPherson)**
Mary Felger
 - (c) City Attorney’s Report
 - (d) City Manager’s Report

8. CONSENT AGENDA* - Unanimous Vote

9. APPROVAL OF MINUTES:

- *(a) September 3, 2008 (Regular)
- *(b) September 4, 2008 (Workshop)
- *(c) September 16, 2008 (Regular)

10. RESOLUTIONS:

08-257

- *(a) Reappointing Nicholas E. Reeb to the Contractors Examining Board.
(Mayor and Commissioners)

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100708

08-258

- * (b) Reappointing Norman B. Wood, Jr. to the Contractors Examining Board. (Mayor and Commissioners)

08-259

- * (c) Reappointing Merrell F. Sands, III to the Contractors Examining Board. (Mayor and Commissioners)

08-260

- * (d) Reappointing Frank Balbuena, Sr. to the Contractors Examining Board. (Mayor and Commissioners)

08-261

- * (e) Appointing George Galvin to the Historic Architectural Review Commission (HARC). (Mayor McPherson)

08-262

- * (f) Appointing Gary Smith to the Historic Architectural Review Commission (HARC) as an alternate. (Mayor McPherson)

08-270 – Vote: 4/3; Commissioners Johnston, Kolhage and Rossi - No

- ⊙ (g) Extending the Consulting Agreement between the City and Paul Clayton for services as an Affordable Workforce Housing Project Coordinator pursuant to the Second Addendum to Consulting Agreement. (Mayor McPherson)

Postponed to October 21, 2008

- ⊙ (h) Authorizing Duval Street Committee to conduct a Sidewalk Café Event on Saturday, November 8, 15, 22 and 29, 2008 and Saturday, December 13 and 20, 2008, from 6:00 P.M. to 11:00 P.M. pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of Duval Street between Truman Avenue and United Street; Authorizing the sale and consumption of alcoholic beverages within the enclosed area. (Commissioner Gibson)

08-263

- * (i) Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances to the Key West Business Guild for an event to take place during the hours of 7:00 P.M. to 11:00 P.M. at 1319 Duval Street for their Annual Headdress Competition and Show on Tuesday, October 21, 2008. (City Manager)

08-264

- * (j) Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances to the Florida Powerboat Club, Inc. for an event to take place during the hours of 7:00 P.M. to 11:00 P.M. on Friday and Saturday, November 7 & 8, 2008, at the Conch Republic Seafood Company. (City Manager)

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08-271 – Unanimous Vote

- ⊙ (k) Approving the reduction of permitting fees for an after the fact variance application for the Monroe Association for Retarded Citizens, Inc. (City Manager)

08-265

- *(l) Approving the contract with Keefe, McCullough & Co., LLP for External Auditing Services. (City Manager)

08-272 – Unanimous Vote

- ⊙ (m) Approving the expenditure of \$10,000.00 to Samuel’s House, Inc. from State Forfeiture Funds. (City Manager)

08-273 – Unanimous Vote

- ⊙ (n) Approving the expenditure of \$2,500.00 to Florida Keys Outreach Coalition from State Forfeiture Funds. (City Manager)

08-266

- *(o) Ratifying the emergency rental of a portable scale for the Solid Waste Transfer Station. (City Manager)

08-267

- *(p) Approving the Lease Agreement between the City and Nadene Grossman Enterprises, Inc. dba We’ve Got The Keys for 922 Caroline Street. (City Manager)

08-274 – Unanimous Vote

- ⊙ (q) Approving the Concession Agreement between the City and Sunset Watersports, Inc. at Smathers Beach (two locations). (City Manager)

08-268

- *(r) Approving the Mediated Settlement Agreement between the City of Key West and Duck Tours Seafari, Inc. regarding Appellate Attorney Fees. (City Attorney)

08-275 – Unanimous Vote

- ⊙ (s) Approving the Settlement Agreement between the City of Key West and Robert Kelly, et. al. (City Attorney)

08-276 – Unanimous Vote

- (t) Approving the City Attorney Performance Evaluation. (City Attorney)

08-277 – Unanimous Vote

- (u) Authorizing the elimination of a Workforce Housing Unit and associated Deed Restriction for the property located at 800 Amelia Street. (City Manager)

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Denied – Unanimous Vote

(v) EASEMENT AGREEMENT: 320 PEACON LANE

Granting an easement to M. Campbell Cawood for 320 Peacon Lane for encroachments upon City property adjacent to the property located at 320 Peacon Lane. (City Manager)

08-269

Add On

***(w) Urging the Secretary of Commerce and National Marine Fisheries Service to override Amendment 16 and the proposed interim rule to Snapper Grouper Fishery Management Plan. (Mayor McPherson and Commissioner Lopez)**

11. ORDINANCES – FIRST READING:

Second Reading October 21, 2008 – Unanimous Vote

(a) An Ordinance of the City of Key West, Florida, amending Chapter 2 of the Code of Ordinances entitled “Administration” by amending Sections 2-546 and 2-549 to alter the composition of membership of the Key West Bight Management District Board; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date. (Mayor McPherson)

Second Reading October 21, 2008 – Unanimous Vote

(b) An Ordinance of the City of Key West adopting a Local Communication Services Tax Rate by amending Chapter 66 entitled “Taxation” by amending Section 66-1 to adjust the Communications Services Tax Rate; Providing for notice to the Department of Revenue; Providing for severability and providing for an effective date. (City Manager)

Second Reading October 21, 2008 – Unanimous Vote

(c) An Ordinance of the City of Key West, Florida, amending Chapter 70 of the Code of Ordinances entitled “Traffic and Vehicles” by amending Section 70-646 through 70-660 and creating Sections 70-661 and 70-662; Providing for definitions, minimum safety requirements, increased permit fees, prohibited acts, and penalties; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date. (City Manager)

12. CITIZENS COMMENTS

13. COMMENTS BY THE COMMISSION

14. ADJOURNMENT – 9:17 P.M.

15. CONVENE AS CAROLINE STREET CORRIDOR AND BAHAMA VILLAGE COMMUNITY REDEVELOPMENT AGENCY (“CRA”)

16. ROLL CALL – 9:17 P.M.

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17. CONSENT AGENDA* - Unanimous Vote

18. APPROVAL OF MINUTES:

*(a) September 16, 2008 (Regular)

19. RESOLUTION:

08-278

*(a) Approving the Lease between the CRA and Chris Liddle dba Pirate Tours of Key West for Margaret Street Plaza Check-in Booth in the Key West Bight.
(City Manager)

20. ADJOURNMENT – 9:18 P.M.

21. CONVENE AS NAVAL PROPERTIES LOCAL REDEVELOPMENT AUTHORITY (“LRA”)

22. ROLL CALL – 9:18 P.M.

23. APPROVAL OF MINUTES:

(a) September 16, 2008 (Regular)

24. RESOLUTION:

08-279 – Vote: 5/2; Commissioners Gibson and Johnston - No

(a) Implementing referendum approval of a 99-year lease of Truman Waterfront Property for an Assisted Living and Independent Living Facility for Senior Citizens.
(Mayor McPherson)

25. ADJOURNMENT – 10:32 P.M.

⊙Removed from Consent Agenda

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