



AGENDA
CITY COMMISSION/CRA MEETING
OLD CITY HALL, 510 GREENE STREET
TUESDAY, APRIL 4, 2006, 6:00 P.M.

1. **CALL MEETING TO ORDER – 6:00 P.M.**
 2. **ROLL CALL**
 3. **INVOCATION – Deacon Peter Batty, St. Mary Star of the Sea Catholic Church**
 4. **PLEDGE OF ALLEGIANCE TO THE FLAG**
 5. **APPROVAL OF THE AGENDA**
 6. **PROCLAMATIONS:** (Mayor McPherson)
 - (a) National Boys and Girls Club Week
 - (b) Water Conservation Month
 7. **PRESENTATIONS:**
 - (a) William Wardlow, Fire Chief – 30-Year Service Recognition Award (City Manager)
 - (b) Key West Community Housing Committee – Richard Grusin (City Manager)
- ADD ON:**
- (c) **FIRM Report (Mayor McPherson)**
 - (d) City Attorney's Report
 - (d) City Manager's Report
8. **CONSENT AGENDA* - Unanimous Vote**
 9. **RESOLUTIONS:**
 - 06-101**
 - *(a) Authorizing Si Stern to conduct a professional boxing event at the Truman Waterfront along the East Quay Wall on Saturday, May ~~6~~ 13, 2006, from 5:00 P.M. to 10:00 P.M.; Pursuant to terms and conditions set forth by the City Manager; Authorizing the sale and consumption of alcoholic beverages within an enclosed area. (City Manager)

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06-102

- * (b) Authorizing La Te Da Redux, Inc. to conduct the Queen Mother Pageant on Monday, May 15, 2006 from 12:00 Noon to 11:00 P.M. 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 11:00 P.M.; Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances from 6:00 P.M. to 11:00 P.M.; Authorizing the sale and consumption of alcoholic beverages within the enclosed area. (City Manager)

06-103

- * (c) Supporting the efforts of the Board of County Commissioners of Monroe County to address Windstorm Insurance Rates. (Mayor McPherson)

06-104

- * (d) Supporting Resolution No. 06-02-09 of the Village Council of Islamorada, Village of Islands, Florida, urging the Florida Department of Transportation (FDOT) to improve U. S. Highway One at Sea Oats Beach, between Mile Markers 74 and 75, to facilitate hurricane evacuation. (Mayor McPherson)

Postponed to April 18, 2006

- o (e) Authorizing a waiver of Building Permit and Inspection Fees for Bethel AME Church, 223 Truman Avenue, in the total amount of \$9,600.00. (Commissioner Lopez)

Withdrawn

- * (f) Awarding the bid of Wilson 5 Service Co. for janitorial services at the Key West Police Department in the annual amount of \$29,112.00; Providing terms and conditions. (City Manager)

06-105

- * (g) Approving Change Order No. 2 for the Gravity Injection Wells Contract for Charley Toppino & Sons in the amount of \$583,890.00 for the purpose of installing additional paving and concrete work at current contract prices to improve intersections; Authorizing a budget transfer; Extending the Gravity Injection Wells Contract. (City Manager)

06-106

- * (h) Authorizing Change Order No. 1 to Work Order No. 8 of the General Services Contract with Charley Toppino & Sons, Inc. for Stormwater System Cleaning in the amount of \$281,675.00; Authorizing a budget transfer. (City Manager)

06-107

- * (i) Authorizing the execution of a Grant Agreement in the amount of \$1,000,000.00 from the South Florida Water Management District (Match \$1,000,000.00 from the Key West Stormwater Utility Budget) for the White Street Pump Assist Stormwater Injection Well and Outfall. (City Manager)

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06-108

*(j) Authorizing City Staff to prepare and submit Grant Applications for the FEMA/DCA Hazard Mitigation Grant Program (HMGP) for the Jose Marti Project in the amount of \$2,000,000.00; the White Street Outfall Pump Station Project in the amount of \$1,000,000.00; and the Kamien Subdivision Outfall Project in the amount of \$1,500,000.00 (25% Match). (City Manager)

06-109

*(k) Authorizing reimbursement in the amount of \$32,418.99 to the Brooksville Police Department for Law Enforcement Services rendered after Hurricane Wilma pursuant to the Statewide Mutual Aid Agreement. (City Manager)

06-110

*(l) Approving the Joint Participation Agreement (JPA) between the City and the Florida Department of Transportation (FDOT) for the resurfacing of the sidewalk abutting North Roosevelt Boulevard. (City Manager)

06-111

*(m) Approving the Joint Participation Agreement (JPA) between the City and the Florida Department of Transportation (FDOT) for Annual Transportation Funding Assistance in the amount of \$324,062.00 (50% Match). (City Manager)

06-112

*(n) Approving the Joint Participation Agreement (JPA) between the City and the Florida Department of Transportation (FDOT) for reimbursement from the Federal Highway Administration Emergency Relief Program (FHWA) in the total amount of \$1,503,000.00. (City Manager)

06-113

*(o) Approving Work Order No. 11 of the General Services Contract of Charley Toppino & Sons to repair structural damage at Rest Beach in the amount of \$89,591.17.
(City Manager)

06-114

*(p) Authorizing the City Attorney's Office to file a Declaratory Judgment Action to resolve gravesite location issues at the City Cemetery. (City Attorney)

06-115

*(q) Approving transfer of Mobile Vendor License (MVL) #12768 from D. W. Carr to Ricardo Luis Rodriguez due to hardship. (City Manager)

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06-116

*(r) Adopting the National Incident Management System (NIMS). (City Manager)

12. DISCUSSION:

(a) City Manager's Contract (Mayor McPherson)

9. RESOLUTIONS: (Continued)

06-117 – Unanimous Vote

(s) Awarding the bid of PCL Civil Constructors in the amount of \$1,009,000.00 for replacement of Secondary Clarifier Equipment at the Richard A. Heyman Environmental Protection Facility. (City Manager)

06-118 – Vote: 7/0

(t) Approving the Amendment to the Administrative Agreement between the City and the Key West Housing Authority for services related to Work Force (Affordable) Housing Ordinance Enforcement. (City Manager)

06-119 – Unanimous Vote

ADD ON: (u) Supporting the Island Heritage Festival in New Plymouth, Green Turtle Cay, Abaco, Bahamas, from May 4-7, 2006. (Commissioner Lopez)

10. ORDINANCES – FIRST READING

Second Reading May 2, 2006 – Vote: 6/1; Commissioner Menendez - No

(a) An Ordinance of the City of Key West, Florida, amending Chapter 106 of the Code of Ordinances entitled "Performance Standards" by amending Section 106-52 to adjust the factors favoring and disfavoring the granting of an exception to the prohibition against Outdoor Merchandise Display in the Historic District; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date. (Commissioner Bethel)

Failed – Vote: 3/4; Commissioners Lopez, Menendez, Rossi and Verge - No

(b) An Ordinance of the City of Key West, Florida, amending Chapter 86 of the Code of Ordinances entitled "General Provisions" by amending Section 86-9 to provide a definition of "Fifty Percent Rule Short-term Rental;" Amending Chapter 122 of the Code of Ordinances entitled "Zoning" by amending Sections 122-986, 122-987 and 122-988 to provide for Fifty Percent Rule Short-term Rentals in dwellings located in the HPRD Zoning District; Repealing Section 122-1372 regarding Transient Living Accommodations in Truman Annex; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date. (City Manager)

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Second Reading May 2, 2006 – Vote: 7/0

- (c) An Ordinance of the City of Key West, Florida, amending Chapter 90 of the Code of Ordinances entitled “Administration” by amending Section 90-51 to find a public purpose in coordinating local planning with the Monroe County School Board and the U. S. Military; Amending Section 90-54 to add non-voting ex-officio members to the Key West Planning Board and amending Sections 90-58 and 90-62 to be consistent therewith; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date. (City Manager)

11. ORDINANCES – SECOND READING (Public Hearing)

06-06 – Vote: 7/0

- (a) An Ordinance of the City of Key West, Florida, pursuant to Section 8.01 of the Key West Charter, proposing that Section 3.01 of the Key West Charter be amended to establish term limits for the Mayoral and City Commissioner positions; Setting the General Election of September 5, 2006 as the date of referendum; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date. (Mayor McPherson)

06-07 – Vote: 6/1; Commissioner Menendez - No

- (b) An Ordinance of the City of Key West, Florida, pursuant to Section 8.01 of the Key West Charter, proposing that Section 7.03 of the Key West Charter be amended to provide an exception to the referendum requirement for the conveyance of City-owned real property when such property is an affordable housing unit; Setting the General Election of September 5, 2006 as the date of referendum; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date. (Mayor McPherson)

06-08 – Vote: 7/0

- (c) An Ordinance of the City of Key West, Florida, amending Chapter 6 of the Code of Ordinances entitled “Amusements and Entertainment” by amending Section 6-2 to provide for an appeal to the City Manager of a Street Performer or Street Artists Permit Denial; Providing for severability; Providing for Repeal of inconsistent provisions; Providing for an effective date. (Mayor McPherson)

13. COMMENTS BY THE COMMISSION

14. CITIZENS COMMENTS

15. ADJOURNMENT – 8:20 P.M.

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16. **CONVENE AS CAROLINE STREET CORRIDOR AND BAHAMA VILLAGE COMMUNITY REDEVELOPMENT AGENCY (“CRA”) – 8:20 P.M.**
17. **ROLL CALL**
18. **CONSENT AGENDA***
19. **RESOLUTIONS:**
 - 06-120 – Vote: 7/0**
 - ⊙(a) Approving Task Order No. 11 in the amount of \$22,000.00 for Peter Pike – Architect for the design of additional restrooms at the Ferry Terminal. (City Manager)
20. **ADJOURNMENT – 8:30 P.M.**

⊙Removed from Consent Agenda

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