



**AGENDA**  
**CITY COMMISSION MEETING**  
**OLD CITY HALL, 510 GREENE STREET**  
**TUESDAY, JUNE 3, 2008 - 6:00 P.M.**

- 1. CALL MEETING TO ORDER– 6:00 P.M**
- 2. ROLL CALL**
- 3. INVOCATION – Father John Baker, St. Mary’s Star of the Sea Catholic Church**
- 4. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 5. APPROVAL OF THE AGENDA**
- 6. PROCLAMATIONS:** (Mayor McPherson)
  - (a) Juneteenth Freedom Celebration Day
- 7. PRESENTATIONS:**
  - (a) Service Award: (City Attorney)  
Recognition of Exemplary Service - Claire Hurd – Legal Department
  - (b) City Attorney’s Report
  - (c) City Manager’s Report
- 8. CONSENT AGENDA\* Unanimous Vote**
- 9. RESOLUTIONS:**
  - 08-158**
    - \* (a) Appointing Commissioner Teri Johnston as the City Commission’s Liaison to the Historic Architectural Review Commission (Mayor McPherson)
  - 08-159**
    - \* (b) Approving the Strategic Alliance Memorandum between the City of Key West and the United States Small Business Administration. (Mayor McPherson)
  - 08-160**
    - \* (c) Amending the Charter of the City Commission Audit and Finance Committee to change the composition of the Board. (Commissioner Kolhage)

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060308

**08-161**

- \* (d) Authorizing Janet Ratcliff to conduct a Fundraiser at Bayview Park for the 2<sup>nd</sup> Annual John T. Davila Memorial Scholarship Softball Tournament on Saturday, June 21, 2008 from 8:00 A.M. to 11:00 P.M. pursuant to terms and conditions set forth by the Office of the City Manager; Granting a Special Event Permit pursuant to Section 6-86 of the Code of Ordinances from 8:00 A.M. to 11:00 P.M. on Saturday, June 21, 2008; Authorizing the sale & consumption of alcoholic beverages on the date and during the hours stated above. (City Manager)

**08-162**

- \* (e) Approving transfer of Mobile Vendor License (MVL) #12772 from Lenna Burnham to Hector Godoy due to hardship. (City Manager)

**08-163**

- \* (f) Ratifying the Local Agency Program Agreement - FPN #415406-2, between the City and the Florida Department of Transportation (FDOT) for Duval Street/Truman Annex Improvements in the amount of \$491,964.00. (City Manager)

**08-168**

- Ⓞ (g) Authorizing a waiver of the enforcement of the Sound Control Ordinance at various locations during the time period between June 4 and September 1, 2008, between 7:00 A.M. and 6:30 P.M. on weekdays and 8:00 A.M. and 4:30 P.M. on Saturdays for the Stormwater Gravity Well Phase III Project. (City Manager)

**08-164**

- \* (h) Amending Task Order 1-08 SWR for CDM, Inc. in an amount not to exceed \$11,994.00 for additional services related to the design, permitting and construction assistance of a diffused aeration system at the Richard A. Heyman Environmental Protection Facility. (City Manager)

**08-165**

- \* (i) Approving a Balance Budget Amendment to the FY2007-08 Key West Bight 405 Budget, and authorizing the purchase and sale of an additional \$500,000.00 of Diesel Fuel through the end of the fiscal year; authorizing the City Manager to effect the necessary budget transfer. (City Manager)

**08-166**

- \* (j) Authorizing the signing and submission of a grant application(s) and supporting documents and assurances to the Florida Department of Transportation, the acceptance of a grant award(s) from the Florida Department of Transportation, and the purchase of vehicles and/or equipment expenditure of grant funds pursuant to a grant award; Authorizing designated representatives on behalf of the City of Key West for Public Transportation Grant Programs. (City Manager)

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**08-167**

- \*(k) Authorizing the designation of authority to execute and submit electronic grant documentation through the Transportation Electronic Award Management System (Team) to the Federal Transit Administration (FTA) of the United States Department of Transportation (USDOT) to Key West Department of Transportation Manager Myra H. Wittenberg and City Attorney Shawn Smith, as set forth in the application forms. (City Manager)

**08-169-Vote 6/0; Commissioner Rossi: Recused**

- (l) Authorizing Rick's & Durty Harry's Entertainment Complex to conduct a Seafood Lobster Festival on Saturday, August 9, 2008 from 9:00 A.M. to 12:00 Midnight, pursuant to terms and conditions set forth by the City Manager; Authorizing the closure of the 100, 200, 300 and 400 blocks of Duval Street between Front and Fleming Streets including the Greene Street intersection and Telegraph Lane from 9:00 A.M. to 12:00 Midnight; Granting a Special Events 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)

**Postpone to July 1, 2008**

- \*(m) Authorizing an expenditure in a total amount not to exceed \$33,101.99, for Roadway Extension and Sidewalk along Eaton Street from the Truman Annex property line to Truman Harbor at the Truman Waterfront by Charley Toppino & Sons (to be paid from the Navy Mole Lease Fund). (City Manager)

**08-170-Unanimous Vote**

Add On

- (n) **Approving the letter of agreement to maintain a 1.576 acre mitigation pond; wetland and upland hammock in perpetuity; and approving the attached capital improvement plan from the boardwalk, pond and landscape project at the Merili McCoy Key West Botanical Garden on property at the property located at 5210 College Road; providing conditions. (Commissioner Gibson)**

**10. PUBLIC HEARING:**

- (a) To consider Key West Department of Transportation's intention to apply for Florida Department of Transportation (FDOT) funding assistance under the Section 5311 grant. The purpose of said funding is to request operating assistance to be used for the fixed route public transit system in the City of Key West and Stock Island, Florida. (City Manager)

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

**08-06-Vote 6/1 – Commissioner Lopez – No**

- (a) An Ordinance of the City of Key West, Florida, amending Chapter 14 of the Code of Ordinances entitled “Buildings and Building Regulations” by adding Section 14-2 “Applicable Fees”, Amending Sections 14-35 “Amendments to Building Code”, 14-259 “Permit Fees” and 14-358 “Amendments to Florida Plumbing Code”, to provide for the establishment and revision of fees to recover costs; 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– 7:07 P.M.**

⊗ Removed from Consent Agenda

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