



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Meeting Agenda Full Detail - Final

City Commission

Tuesday, June 21, 2016

6:00 PM

Old City Hall

ADA Assistance: It is the policy of the City of Key West to comply with all requirements of the Americans with Disabilities Act (ADA). Please call the TTY number 1-800-955-8771 or for voice 1-800-955-8770 or the ADA Coordinator at 305-809-3731 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

CALL MEETING TO ORDER

ROLL CALL

INVOCATION - Reverend Terri Hill, Key West Methodist Church

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF AGENDA

PROCLAMATIONS

1 Alzheimer's and Brain Awareness Month

Sponsors: Mayor Cates

Attachments: [Proclamation](#)

PRESENTATIONS

2 30 Year Service Award - Toni Gage

Sponsors: City Manager Scholl

3 30 Year Service Award - Pearline Lewis

Sponsors: City Manager Scholl

4 Mosquito Control District - Health Advisory

Sponsors: Commissioner Kaufman

City Attorney's Report

City Manager's Report

CONSENT AGENDA*

***Item is considered to be routine and enacted by one motion with no separate discussion, unless requested by a Commission Member or citizen, in which event the item will be removed from the order and considered in its normal sequence on the agenda. The City of Key West may take action on any matter during this meeting, including items that are not set forth within this agenda.**

MINUTES

5 *June 7, 2016 (Regular)

Attachments: [Minutes](#)

RESOLUTIONS

6 *Approving and authorizing the Key West Goombay Festival, Inc. to conduct a Goombay Festival on October 21 & 22, 2016 from 10:00 A.M. to 12:00 Midnight; Authorizing the closure of Petronia Street between Duval Street and Fort Street including the Truman Waterfront Recreational Fields; Authorizing the consumption of alcoholic beverages within the barricaded area of the Festival; Granting an exemption of the Noise Control Ordinance pursuant to Section 6-86 of the Code of Ordinances during the Festival.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)

[Application](#)

[Advertisement](#)

7 *Authorizing the "Key West Half Marathon, LLC" to conduct their 19th Annual Key West Half Marathon and 5K Run on Saturday, January 14, 2017 from 12:00 Noon to 7:00 P.M. and Sunday, January 15, 2017 from 7:00 A.M. to 12:00 Noon at the Half Shell Raw Bar 231 Margaret Street; Authorizing certain street closures thereof during the event; Pursuant to terms and conditions set forth by the City Manager.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)

[Application](#)

[Advertisement](#)

- 12 *Authorizing a Design Task Order to Stantec Consulting Services, Inc. for the City Marina at Garrison Bight Dolphin Pier replacement Design/Permitting Services project in an amount not to exceed \$67,809.00; Authorizing necessary budget transfers and amendments.
- Sponsors: City Manager Scholl
- Attachments: [Resolution](#)
- [Executive Summary](#)
- [Stantec Consulting Services, Inc. proposal](#)
- [*Large File* Resolution 15-208](#)
- 13 *Authorizing City Manager to execute the Attached Task Order No. 2004-02 Supplement 3, from Metric Engineering in an amount not to exceed \$60,287.92 for additional survey and right of way mapping to support the Local Agency Program (LAP) Project EN1406, South Roosevelt Boulevard Reconstruction Project (FM 250548-4); Approving any necessary Budget amendments or transfers; Approving a Change Order to PO 76734.
- Sponsors: City Manager Scholl
- Attachments: [Resolution](#)
- [Executive Summary](#)
- [Metric Engineering Inc Task Order Supplement 3](#)
- [Resolution 15-294](#)
- [Resolution 13-293](#)
- [Resolution 13-132](#)
- [Resolution 09-077](#)
- [Resolution 04-146](#)
- 14 *Authorizing pursuant to Code of Ordinances Sections 2-797(3)(b), Waiver of Formal Bid Procedures, 2-797(4)(B), Best Interests of the City and 2-844 Brand Name Specifications, the purchase of EMC Data Domain Backup components from GovConnection, Inc. for Key West City Hall and other City locations, in an amount not to exceed \$43,029.26.
- Sponsors: City Manager Scholl
- Attachments: [Resolution](#)
- [Executive Summary](#)
- [CDW-G proposal](#)
- [EMC proposal](#)
- [GovConnection proposal](#)

- 15 *Awarding the Bid of Charley Toppino and Sons, Inc. for Right of Way Improvements 2016 Contract, in accordance with the terms specified in ITB 014-16, including unit pricing (an amount not to exceed budgeted funds of \$1,314,403.00); Authorizing the City Manager to enter into a contract in substantial conformance with the contract documents contained in the bid package and upon advice and consent of the City Attorney.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)

[Executive Summary](#)

[Exhibit A](#)

[*Large File* Exhibit B](#)

[Exhibit C](#)

- 16 *Awarding the Bid of D.L. Porter Constructors, Inc. for the Renovation of the Frederick Douglass Recreation Center in an amount not to exceed \$2,083,910.00 in accordance with the terms specified in ITB 022-16, inclusive of one deductive alternate (-\$25,000.00) for 4-inch fiberglass sandwich panel assemblies; Approving the use of owner direct purchase pursuant to Section 2-797 (4) of the Code of Ordinances to eliminate sales tax fees on selected project materials for the project, as set forth in Article 37, paragraph 1.10 of the project supplementary conditions, Authorizing the City Manager to execute a contract on behalf of the City of Key West; Authorizing necessary budget amendments and transfers.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)

[Executive Summary](#)

[*Large File* D.L. Porter proposal](#)

[*Large File* Burke proposal](#)

[City Clerk's Bid tabulation](#)

[Proposal's Evaluation](#)

[*Large File* ITB 022-16 A](#)

[*Large File* ITB 022-16 B](#)

[*Large File* ITB 022-16 C](#)

[Resolution 13-059](#)

[*Large File* Resolution 13-295](#)

- 17 Clarification on Truman Waterfront Advisory Board (TWAB) role to authorize to reconsider recommendations previously submitted to the City Commission, with an Intent to modify, rescind or restate those recommendations; Requiring TWAB to follow Robert's Rules of Order when reconsidering a prior vote.
COMMISSIONER PAYNE WILL WITHDRAW THIS ITEM AT THE MEETING

Sponsors: Commissioner Payne

Attachments: [Resolution](#)

[Resolution 15-343](#)

[Resolution 12-024](#)

[Resolution 10-277](#)

[Resolution 09-051](#)

- 18 Appointing one member to the Citizen Review Board (CRB).

Sponsors: City Manager Scholl

Attachments: [Resolution](#)

[Executive Summary](#)

[Omar Calleja Application](#)

[Omar Calleja Sponsor Letter](#)

[Nelson Jimenez Application](#)

[Nelson Jimenez Sponsor Letter](#)

[Rochelle Pearson-Major Application](#)

[Rochelle Pearson-Major Sponsor Letter](#)

[Leo Waters Application](#)

[Leo Waters Sponsor Letter](#)

- 19 Approving the attached "Agreement" between Enterprise Florida, Inc. (EFI) for the Florida Defense Support Task Force (FDSTF) and the City of Key West for funding Truman Annex Seawall Refurbishment Project abutting the NOAA Facility and the Truman Annex Boat Ramp in an amount not to exceed \$150,000.00; Authorizing the City Manager to execute the Agreement.

Sponsors: City Manager Scholl

Attachments: [Resolution](#)

[Executive Summary](#)

[Contract](#)

[EFI Board of Directors List 5-23-2016](#)

Legislative History

6/7/16

City Commission

Postponed

-
- 20 Approving the attached "Release of Affordable Housing Restrictions" (Release) for Peary Court Property, located at 541 White Street; Providing conditions; Authorizing the City Manager to execute the release; Directing the City Clerk to record the release upon satisfaction of certain conditions, upon consent of the City Attorney.
- Sponsors:** City Manager Scholl
- Attachments:** [Resolution](#)
[Executive Summary](#)
[Release of Affordable Housing Restrictions](#)
[Declaration of Affordable Rental Housing Restrictions](#)
- 21 **QUASI-JUDICIAL HEARING: MAJOR DEVELOPMENT PLAN FOR 1664 DUNLAP DRIVE**
- Granting Major Development Plan pursuant to Section 108-92.B.2(a) of the Land Development Regulations of the Code of Ordinances of the City of Key West, Florida for the construction of a 108 unit Senior Living Facility on property located at 1664 Dunlap Drive (RE #00054250-000000; AK #1054879) within the Medium Density Residential District - 1 (MDR-1) Zoning District.
- Sponsors:** City Manager Scholl
- Attachments:** [Resolution](#)
[Executive Summary](#)
[*Large File* Application Package](#)
[Planning Board Resolution 2016-24](#)
- Legislative History**
- | | | |
|---------|----------------|--------|
| 4/21/16 | Planning Board | Passed |
|---------|----------------|--------|
- 22 **QUASI-JUDICIAL HEARING: CONDITIONAL USE FOR 1664 DUNLAP DRIVE**
- Granting with conditions a Conditional Use approval for a Nursing Home, Rest Home and Convalescent Home use on property located with the Medium Density Residential District - 1 (MDR-1) Zoning District pursuant to Sections 122-62 and 122-278(3) of the Land Development Regulations of the Code of Ordinances of the City of Key West, Florida.
- Sponsors:** City Manager Scholl
- Attachments:** [Resolution](#)
[Executive Summary](#)
[*Large File* Application Package](#)
[*Large File* Planning Board Resolution 2016-25](#)
- Legislative History**
- | | | |
|---------|----------------|--------|
| 4/21/16 | Planning Board | Passed |
|---------|----------------|--------|

ORDINANCES – FIRST READING

- 23** An Ordinance of the City of Key West, Florida, amending Chapter 90 of the Code of Ordinances, entitled "Administration," Article II, Division 2 "Planning Board," by amending Section 90-62, to amend the requirement for a quorum from three to four members; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Attorney Smith

Attachments: [Ordinance](#)

ORDINANCES - SECOND READING (Public Hearing)

- 24** An Ordinance of the City of Key West, Florida, amending Chapter 26 of the Code of Ordinances entitled "Environment" by amending Article IV, entitled "Sound Control" by amending Section 26-194, "Citation Procedure and Penalties," to add a provision for complaints where the sound source is on public right of way; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Scholl

Attachments: [Ordinance](#)

[Executive Summary](#)

[Ordinance 10-21](#)

[Letters of Objection](#)

Legislative History

5/3/16	City Commission	Passed to Second Reading
6/7/16	City Commission	Postponed

- 25** An Ordinance of the City Of Key West, Florida, amending Chapter 114 of the Land Development Regulations entitled "Signs" by amending Section 114-1 "Definitions" and amending Division 3 of Chapter 114 "Historic District"; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Scholl

Attachments: [Ordinance](#)

[Signage Corridors Overlay Plan to Accompany Ordinance](#)

[Executive Summary](#)

[*Large File* Planning Board Resolution 2016-17](#)

[Planning Board Staff Report and Analysis](#)

Legislative History

4/21/16	Planning Board	Passed
5/17/16	City Commission	Postponed

6/7/16 City Commission Passed to Second Reading

26

An Ordinance of the City of Key West, Florida, amending the Historic Architectural Review Commission's Guidelines for Banners, flags, signage and lighting as referenced in Section 90-142 of the Land Development Regulations; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Scholl

Attachments: [Ordinance](#)

[Attachment to Accompany Ordinance](#)

[Executive Summary](#)

[*Large File* Planning Board Resolution 2016-18](#)

[Planning Board Staff Report and Analysis](#)

[Current Guidelines for Signage](#)

Legislative History

4/21/16	Planning Board	Passed
5/17/16	City Commission	Postponed
6/7/16	City Commission	Passed to Second Reading

27

An Ordinance of the City of Key West, Florida, amending the Historic Architectural Review Commission's Guidelines for New Construction as referenced in Section 90-142 of the Land Development Regulations; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Scholl

Attachments: [Ordinance](#)

[Executive Summary](#)

[Planning Board Resolution 2016-19](#)

[Planning Board Staff Report & Analysis](#)

[Current Additions and Alterations for New Construction Guidelines](#)

Legislative History

4/21/16	Planning Board	Passed
5/17/16	City Commission	Postponed
6/7/16	City Commission	Passed to Second Reading

28

An Ordinance of the City of Key West, Florida, amending the Historic Architectural Review Commission's Guidelines for Additions and Alterations as referenced in Section 90-142 of the Land Development Regulations; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Scholl

Attachments: [Ordinance](#)

[Executive Summary](#)

[Planning Board Resolution 2016-20](#)

[Planning Board Staff Report & Analysis](#)

[Current Additions and Alterations for New Construction Guidelines](#)

Legislative History

4/21/16	Planning Board	Passed
5/17/16	City Commission	Postponed
6/7/16	City Commission	Passed to Second Reading

CITIZEN COMMENTS

COMMISSION COMMENTS

ADJOURNMENT