



MINUTES
ISLAMORADA, VILLAGE OF ISLANDS
REGULAR VILLAGE COUNCIL MEETING

Founders Park Community Center
87000 Overseas Highway
Islamorada, FL 33036
Thursday, August 4, 2022
5:30 PM

I. CALL TO ORDER

Mayor Pete Bacheler called the meeting to order at 5:30 p.m.

II. PLEDGE OF ALLEGIANCE

Sue Miller led the Pledge of Allegiance.

III. ROLL CALL

Present: Councilmen Mark Gregg, Joseph B. Pinder II, David Webb, Vice Mayor Henry Rosenthal, Mayor Pete Bacheler

Absent: None

I. AGENDA: Requests for Deletion / Emergency Additions

- **Addition of National Marine Sanctuary Restoration Presentation**
- **Addition of Tab X – Resolution Amending #6 of State Revolving Fund Loan Agreements**
- **Smoking ban requested by Councilman Mark Gregg – Discussion A**
- **Executive session scheduling requested by Attorney John Quick – Discussion B**
- **Fills requested by Vice Mayor Henry Rosenthal – Discussion C**

II. REPORTS, PRESENTATIONS AND ANNOUNCEMENTS

A. National Marine Sanctuary Restoration Blueprint Presentation – 5:34 p.m.

Superintendent Sarah Fangman presented an overview of the National Marine Sanctuary Restoration Blueprint. More information and opportunity for public comments are available at floridakeys.noaa.gov/blueprint.

III. PUBLIC COMMENT - 5:55 p.m.

Speakers included Angel Borden, Van Cadenhead, and Don Horton.

IV. CITIZENS' ADVISORY COMMITTEE REPORTS & APPOINTMENTS

V. CONSENT AGENDA – 6:10 p.m.

- A.** Minutes of July 14, 2022 Regular Village Council Meeting and June 16, 2022 Special Call Village Council Meeting **TAB 1**

- B.** Resolution Approving Amendment Number Two to Lease Number 3783 With the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida **TAB 2**

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING AMENDMENT NUMBER TWO TO LEASE NUMBER 3783 WITH THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AMENDMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE

- C.** Resolution Approving TDC Grant for Founders Park Restrooms **TAB 3**

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, ACCEPTING THE GRANT AWARD FROM THE MONROE COUNTY TOURIST DEVELOPMENT COUNCIL ("TDC") FOR FOUNDERS PARK RESTROOM WASTEWATER CONNECTION IMPROVEMENT PROJECT; APPROVING THE TDC CAPITAL PROJECT SUMMARY SHEET TO PROVIDE REIMBURSEMENT FUNDING FOR THE PROJECT FROM THE TDC DURING FISCAL YEAR 2022-2023; AUTHORIZING THE VILLAGE MAYOR TO EXECUTE THE CAPITAL PROJECT SUMMARY SHEET; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE

- D.** Resolution Approving Amending #6 to State Revolving Fund Loan Agreements #WW882020 **TAB X**

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING AMENDMENT #6 TO THE LOAN AGREEMENT FOR STATE REVOLVING FUND LOAN PROGRAM PROJECT NUMBER WW882020 BETWEEN THE VILLAGE AND THE STATE OF FLORIDA, DEPARTMENT OF ENVIRONMENTAL PROTECTION; PROVIDING FOR AUTHORITY AND EXECUTION; AND PROVIDING FOR AN EFFECTIVE DATE

*****End of Consent Agenda*****

Angel Borden and Van Cadenhead provided public comment.

Moved by Councilman David Webb, seconded by Councilman Mark Gregg

AYES: Councilman David Webb, Councilman Mark Gregg, Councilman Joseph B. Pinder III, Vice Mayor Henry Rosenthal, Mayor Pete Bacheler

NAYS: None

Motion passes 5-0

VI. ORDINANCES

A. 6:19 p.m. First Reading: Ordinance to Repeal and Replace Flood Code

TAB 4

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING CHAPTER 6, ARTICLE II, BUILDING CODE, TO ADD NEW DIVISION 3 TO ADOPT ADMINISTRATIVE AMENDMENTS TO THE FLORIDA BUILDING CODE AND TO ADD NEW DIVISION 4 TO ADOPT TECHNICAL AMENDMENTS TO THE FLORIDA BUILDING CODE; TO REPEAL CHAPTER 6, ARTICLE III, FLOODPLAIN MANAGEMENT STANDARDS; TO ADOPT A NEW ARTICLE III; TO ADOPT FLOOD HAZARD MAPS, TO DESIGNATE A FLOODPLAIN ADMINISTRATOR, TO ADOPT PROCEDURES AND CRITERIA FOR DEVELOPMENT IN FLOOD HAZARD AREAS; AND FOR OTHER PURPOSES; PROVIDING FOR APPLICABILITY; SEVERABILITY; AND AN EFFECTIVE DATE.

Motion by Councilman David Webb, seconded by Councilman Mark Gregg, to table the item.

AYES: Councilman Mark Gregg, Councilman David Webb, Councilman Joseph B. Pinder III, Vice Mayor Henry Rosenthal, Mayor Pete Bacheler

NAYS: None

Motion passes 5-0

B. 6:38 pm. - First Reading: Ordinance Amending Chapter 22 "Housing," of the Village Code of Ordinances at Article I "In General" to Create Section 22-1 to Require Fair Notice of Termination and Rent Increase for Residential Tenancies

TAB 5

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING CHAPTER 22 "HOUSING," OF THE VILLAGE CODE OF ORDINANCES AT ARTICLE I "IN GENERAL" TO CREATE SECTION 22-1 "REQUIRED WRITTEN FAIR NOTICE OF TERMINATION OF MONTHLY RESIDENTIAL TENANCY WITHOUT SPECIFIC DURATION AND WRITTEN NOTIFICATION REQUIREMENTS RELATED TO RENTAL PAYMENT INCREASES FOR ALL RESIDENTIAL TENANCIES"; PROVIDING FOR

SEVERABILITY; PROVIDING FOR INCLUSION; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE

Mayor Pete Bacheler opened public comment and asked for a show of hands who in the audience were in favor. Several indicated they were in favor, and one hand raiser noted they were opposed.

Emily, Kelly Cox, Casey King, Van Cadenhead, Angel Borden, and Cheryl Meads shared their opinions.

6:56 p.m. Mayor Pete Bacheler closed public comment.

Motion to adopt by Mark Gregg, seconded by Pete Bacheler

AYES: Councilman Mark Gregg, Mayor Pete Bacheler, Councilman Joseph B. Pinder III, Councilman David Webb, Vice Mayor Henry Rosenthal,

NAYS: None

Motion passes 5-0

7:08 p.m. Second Reading: Ordinance Providing for an Increase in Council Compensation and Submitting the Proposed Increase to the Electors for Approval **TAB 6**

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, PROVIDING FOR AN INCREASE IN COMPENSATION FOR VILLAGE COUNCIL MEMBERS; PROVIDING FOR REFERENDUM TO BE HELD WITH THE GENERAL ELECTION IN NOVEMBER 2022; PROVIDING FOR SUBMISSION TO THE ELECTORS OF A PROPOSED AMENDMENT TO THE VILLAGE CHARTER PERTAINING TO INCREASED COMPENSATION FOR COUNCIL MEMBERS; PROVIDING FOR REQUISITE BALLOT LANGUAGE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CHARTER/CONFORMITY OF AMENDMENT; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; AND PROVIDING AN EFFECTIVE DATE

Mayor Pete Bacheler opened public comment at 7:10 p.m.

Van Cadenhead provided commentary.

Mayor Pete Bacheler closed public comment.

Motion by Mark Gregg, seconded by Pete Bacheler

AYES: Councilman Mark Gregg, Mayor Pete Bacheler, Councilman Joseph B. Pinder III, Vice Mayor Henry Rosenthal

NAYS: Councilman David Webb

Motion passes 4-1

VII. QUASI-JUDICIAL - None

VIII. RESOLUTIONS

- A. 7:13 p.m.** Resolution Approving Work Authorization No. 8 with Wood Environment and Infrastructure Solutions, Inc. for a Vulnerability Assessment Project **TAB 7**

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING WORK AUTHORIZATION NO. 8 WITH WOOD ENVIRONMENT & INFRASTRUCTURE SOLUTIONS INC. FOR A VULNERABILITY ASSESSMENT PROJECT; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE WORK AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE

7:17 p. m. Mayor Pete Bacheler opened public comment
Deb Gillis spoke on the item.
Mayor Pete Bacheler closed public comment.

Motion to adopt by David Webb, seconded by Pete Bacheler

AYES: Councilman David Webb, Mayor Pete Bacheler, Councilman Mark Gregg, Councilman Joseph B. Pinder III, Vice Mayor Henry Rosenthal

NAYS: None

Motion passes 5-0

- B. 7:19 p.m.** Resolution for a Consultant to Conduct a Feasibility Investigation for a Bus Shelter Installation Project **TAB 8**

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING WORK AUTHORIZATION NO. 1 WITH MCFARLAND-JOHNSON, INC., FOR A FEASIBILITY INVESTIGATION FOR BUS SHELTER INSTALLATION PROJECT; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE WORK AUTHORIZATION; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE WORK AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE

7:30 p.m. Mayor Pete Bacheler opened public comment
Speakers included Van Cadenhead, Deb Gillis, and Angel Borden.
Mayor Pete Bacheler closed public comment.

Motion to adopt by David Webb, seconded by Pete Bacheler

AYES: Councilman David Webb, Mayor Pete Bacheler, Councilman Mark Gregg,
Councilman Joseph B. Pinder III, Vice Mayor Henry Rosenthal

NAYS: None

Motion passes 5-0

IX. MOTIONS

X. MAYOR / COUNCIL COMMUNICATIONS

A. 7:38 p.m. Smoking ban requested by Councilman Mark Gregg

Councilman Gregg noted a new state statute allows smoking bans in parks and beaches. He asked Council if there was an interest in similar adopting legislation.

7:47 p.m. Mayor Pete Bacheler opened public comment

Deb Gillis, Van Cadenhead, Angel Borden, and Cheryl Meads.

Mayor Pete Bacheler closed public comment.

Consensus of Council was to draft an ordinance for future consideration.

B. 7:54 p.m. Executive session scheduling requested by Attorney John Quick

Attorney Quick requested to schedule an executive session on August 15 to get input on recent ruling concerning 300 affordable housing permits.

It was decided to hold a meeting to hear public comment at 1:00 p.m. in a special meeting and begin the executive session at 2:00 p.m.

C. 8:03pm Fills discussion requested by Vice Mayor Henry Rosenthal

It was noted that the next step was for Village Manager Ted Yates to meet with FDOT. Mr. Yates noted his intent to meet with DPW Director AJ Engelmeyer, District 6, and FDOT and set up a work session when he has more answers.

XI. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS

Attorney John Quick noted that Marathon has increased towing rates and he expected the towing company to make a similar request of Islamorada soon.

Village Manager Ted Yates thanked staff for all they've done to welcome him, and commended Finance Director Maria Bassett for her service as Interim Village Manager.

8:35pm Mayor Pete Bacheler opened public comment.

Angel Borden, Cheryl Meads, and Van Cadenhead provided commentary.

Mayor Pete Bacheler closed public comment.

XII. ADJOURNMENT

Moved by Mayor Pete Bacheler to adjourn the meeting at 8:40 p.m.



Marne McGrath, Village Clerk

Meeting video: <https://view.earthchannel.com/PlayerController.aspx?&PGD=ismrada&eID=481>