



**ISLAMORADA, VILLAGE OF ISLANDS
REGULAR VILLAGE COUNCIL MEETING**

Founders Park Community Center
87000 Overseas Highway
Islamorada, FL 33036
Thursday, July 14, 2022
5:30 PM

AGENDA REVISION No. 1 7/13/2022
(Changes indicated in red.)

The Village Council has resumed the in-person regular meeting format. Virtual participation is still available to the public. Please see the last page of the agenda for participation details.

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. PLEDGE OF ALLEGIANCE**
- IV. AGENDA: Requests for Deletion / Emergency Additions**
- V. REPORTS, PRESENTATIONS AND ANNOUNCEMENTS**
 - A.** Mauldin & Jenkins – FY 2020-2021 Audit Presentation **TAB _1**
 - B.** Florida Bay Forever - Green Turtle Hammock Preserve Update
 - C.** TDC Funding Update for Capital Projects
 - D.** Lobster Mini Season TDC Outreach
- VI. PUBLIC COMMENT**–(This is general public comment. It provides an opportunity for the public to speak about matters not scheduled elsewhere on the agenda. The mayor opens public comment on agenda items throughout the meeting.)
- VII. CITIZENS' ADVISORY COMMITTEE REPORTS & APPOINTMENTS**
 - A.** Local Planning Agency Update

VIII. CONSENT AGENDA

(All items on the Consent Agenda are considered routine by the Village Council and will be approved by one motion. There will be no separate discussion of these items unless a Councilmember so requests, in which event, the item will be moved to the Main Agenda.)

- A.** Minutes of June 23, 2022 Regular Village Council Meeting **TAB_2**

- B.** Resolution Approving Interlocal Agreement Between Monroe County and Islamorada **TAB_3**
for 2022-2023 Boating Improvement Funds

RESOLUTION APPROVING INTERLOCAL AGREEMENT BETWEEN MONROE COUNTY, FLORIDA, AND ISLAMORADA, VILLAGE OF ISLANDS, FOR FISCAL YEAR 2022-2023 BOATING IMPROVEMENT FUNDS NOT TO EXCEED \$14,000 FOR THE ISLAMORADA BUOY MAINTENANCE PROGRAM

- C.** Resolution Approving an Agreement with Dockmasters Marine Construction Inc. to **TAB_4**
Provide Dredging Services for the Plantation Yacht Harbor Boat Basin

RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING AN AGREEMENT WITH DOCKMASTERS MARINE CONSTRUCTION, INC., TO PROVIDE DREDGING SERVICES FOR THE PLANTATION YACHT HARBOR BOAT BASIN; 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 AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE

- D.** Resolution Accepting the Audit and Annual Comprehensive Financial Report **TAB_5**
for the Fiscal Year Ended September 30, 2021

RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, ACCEPTING THE AUDIT AND ANNUAL COMPREHENSIVE FINANCIAL REPORT FOR THE FISCAL YEAR FY 20-21 ENDING SEPTEMBER 30, 2021; AND PROVIDING FOR AN EFFECTIVE DATE

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

IX. ORDINANCES

X. QUASI-JUDICIAL

XI. RESOLUTIONS

- A.** Resolution approving Q2 Affordable BPAS Allocation Award

TAB _6

RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING RESIDENTIAL PERMIT ALLOCATION SYSTEM (BPAS) RANKINGS AND AWARDED AFFORDABLE RESIDENTIAL BUILDING PERMIT ALLOCATIONS FOR QUARTER 2 OF 2022; AND PROVIDING FOR AN EFFECTIVE DATE

- B.** Resolution approving Q2 Non-Residential BPAS Allocation Award

TAB _7

RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING NONRESIDENTIAL PERMIT ALLOCATION SYSTEM (BPAS) RANKINGS AND AWARDED NONRESIDENTIAL BUILDING PERMIT ALLOCATIONS FOR QUARTER 2 OF 2022; AND PROVIDING FOR AN EFFECTIVE DATE

- C.** Warranty Deed for the Conveyance of Land Dedication Application of L12 B7 Sunshine Estates LLC for Property Located at 172 Bougainvillea St with RE#: 00428640-000000 for Building Permit #PRSFC202101308

TAB _8

RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING AND ACCEPTING A WARRANTY DEED FOR THE CONVEYANCE OF LAND FROM L12 SUNSHINE ESTATES, LLC; AUTHORIZING RECORDING OF DEED IN THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA; FINDING AND DETERMINING THAT THE REAL PROPERTY SHALL BE USED FOR MUNICIPAL PURPOSES; AND PROVIDING FOR AN EFFECTIVE DATE

- D.** Resolution Considering the Request of Morada Cove Partners for a Variance to Reduce the Shoreline Setback Requirement for Principal Structures for Property Located at 85500 Overseas Highway (Morada Cove)

TAB _9

RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST OF MORADA COVE PARTNERS FOR A VARIANCE FROM THE PROVISIONS OF SECTION 30-1542(1)(A0, TO ALLOW FOR A REDUCTION IN THE SHORELINE SETBACK FROM 20 FEET TO A MAXIMUM OF ZERO (0) FEET FOR TWO (2) PRINCIPAL STRUCTURES (HOTEL/MOTEL AND RESTAURANT/BAR) FOR PROPERTY LOCATED AT 85500 OVERSEAS HIGHWAY ON WINDLEY KEY, WITHIN THE TC (TOURIST COMMERCIAL) ZONING DISTRICT, WITH REAL ESTATE NUMBER 00093830-000000, AS LEGALLY DESCRIBED HEREIN; AND PROVIDING FOR AN EFFECTIVE DATE

- E. Resolution Approving the Purchase of a 2022 '75 Aerial Demo Truck to Replace Current Aerial Truck **TAB _10**

RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING AN AGREEMENT BETWEEN SUTPHEN CORPORATION AND ISLAMORADA, VILLAGE OF ISLANDS, TO PURCHASE A DEMONSTRATION 2022 SUTPHEN 75' AERIAL LADDER FIRE TRUCK THROUGH SOUTH FLORIDA EMERGENCY VEHICLES, LLC; WAVING COMPETITIVE BIDDING REQUIREMENTS; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE

- F. Resolution Approving Agreement with Native Construction, Inc. to Finish Marina Site Plan Work for New Marina Office **TAB _11**

RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING AN AGREEMENT WITH NATIVE CONSTRUCTION CONTRACTING, INC. TO FINISH SITE PLAN WORK FOR THE NEW MARINA OFFICE; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING AN EFFECTIVE DATE

- G. Third Amendment to the Contract for Local Police Services Between the Monroe County Sheriff's Office, the Monroe County Board of County Commissioners and Islamorada for Fiscal Year 2022-2023 (Year Four) Contract Pricing **TAB _12**

RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE THIRD AMENDMENT TO THE CONTRACT FOR LOCAL POLICE SERVICES BETWEEN THE MONROE COUNTY SHERIFF'S OFFICE, THE MONROE COUNTY BOARD OF COUNTY COMMISSIONERS AND ISLAMORADA, VILLAGE OF ISLANDS FOR FISCAL YEAR 2022-2023 (YEAR FOUR) CONTRACT PRICING; AUTHORIZING THE MAYOR TO EXECUTE THE THIRD AMENDMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE

- H. Resolution Approving First Amendment to 2015 Interlocal Agreement Between the Florida Keys Aqueduct Authority and Islamorada for Wastewater Billing Services **TAB _13**

RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE FLORIDA KEYS AQUEDUCT AUTHORITY AND ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, FOR WASTEWATER BILLING SERVICES; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE INTERLOCAL AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND THE BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE

I. Preliminary Rate Resolution for FY 2022-2023 Solid Waste Assessment

TAB _14

PRELIMINARY RATE RESOLUTION OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, RELATING TO THE COLLECTION AND DISPOSAL OF SOLID WASTE WITHIN THE VILLAGE FOR FISCAL YEAR 2022-2023; ESTABLISHING THE ESTIMATED ASSESSMENT RATE FOR SOLID WASTE SERVICE AGAINST ASSESSED PROPERTY LOCATED WITHIN ISLAMORADA, VILLAGE OF ISLANDS, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 THROUGH SEPTEMBER 30, 2023; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; PROVIDING FOR PUBLIC HEARING AND NOTICE THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE

J. Resolution Determining the Proposed Millage Rate for Fiscal Year 2022-2023, Establishing the Current Year Rolled-Back Rate, and the Date, Time, and Place for The First and Second Budget Hearings

TAB _15

RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, DETERMINING THE PROPOSED MILLAGE RATE FOR FISCAL YEAR 2022-2023; ESTABLISHING THE CURRENT YEAR ROLLED-BACK RATE, AND THE DATE, TIME AND PLACE FOR THE FIRST AND SECOND BUDGET HEARINGS AS REQUIRED BY STATE LAW; DIRECTING THE FINANCE DIRECTOR AND VILLAGE MANAGER TO PROPERLY FILE THE CERTIFICATION OF TAXABLE VALUE VIA E-TRIM; DIRECTING THE VILLAGE CLERK TO TRANSMIT THIS RESOLUTION TO THE MONROE COUNTY PROPERTY APPRAISER PURSUANT TO THE REQUIREMENTS OF FLORIDA STATUTES AND THE RULES AND REGULATIONS OF THE DEPARTMENT OF REVENUE OF THE STATE OF FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE

XII. MOTIONS

XIII. MAYOR / COUNCIL COMMUNICATIONS

A. Council Business Interest Disclosure

TAB _16

B. Filling In-house Village Attorney Vacancy (Henry Rosenthal)

C. Section 30-1613(i) – Language Removal (Mark Gregg)

TAB _17

D. Direction to the Land Acquisition Citizens Advisory Committee to develop list of properties for purchase by State (Mark Gregg)

TAB _18

E. Request for Proposal for Appraiser of Libraries Specializing in Public Land Acquisitions (Mark Gregg)

F. Removal of Cones, Barricades, and Tape from the Fills (Mark Gregg)

TAB _19

XIV. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS

A. Selection of Date for Planning Special Call Meeting

B. Local Support Grant Update

XV. ADJOURNMENT

Options for Viewing the Village Council Meeting:

The public is encouraged to watch the meeting on Monroe County's MCTV Comcast Channel 77. Alternatively, the public may view the meeting streamed live on the Village website from their personal computer, tablet or phone via the following link:

https://www.islamorada.fl.us/departments/communications/live_village_broadcast_meeting.php

Public Participation through Public Comment:

The public may provide public comment on items of a general nature or items specific to the agenda. Below are the guidelines for submitting public comments:

Option 1: Email your comments.

1. Public comment should be submitted via email to: public.comment@islamorada.fl.us
2. The email should contain "Public Comment" in the subject line.
3. The name and address of the submitter shall be included in the email.
4. Public comment should be submitted by 9 a.m. the day before the meeting. Public comment will be sent to the Village Councilmembers for consideration prior to the meeting. Public comments will not be read during the meeting.

Option 2: Call in During the Meeting.

1. If phoning in, dial 301-715-8592 and enter the webinar **ID: 911 0656 4166** followed by #. When the Mayor opens public comment pertaining to the agenda item you are interested in dial *9 to be recognized by the Zoom meeting monitor. The Monitor will call you by the last four digits of your phone number. **Please be sure to unmute your phone when you are called upon.**
2. If watching online via Zoom: Open the Zoom webinar link <https://zoom.us/j/91106564166> and follow the prompts to join the webinar. When the Mayor opens public comment use the "raise your hand" feature to be recognized by the meeting monitor. Public comments will be heard in the order in which they are received.

ADA Assistance:

These meetings are open to the public. In accordance with the Americans with Disabilities Act of 1990, all persons who are disabled and who need special accommodations to participate in this meeting because of that disability should contact the ADA Coordinator at (305) 664-6448 or by email at least 48 hours before the scheduled meeting.

Verbatim Record:

Anyone wishing to appeal any decision made by the Islamorada Village Council with respect to any matter considered at such meeting or hearing will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.