



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

Founders Park Community Center
87000 Overseas Highway
Islamorada, FL 33036
Thursday, February 13, 2020
5:30 PM

I. CALL TO ORDER / ROLL CALL

II. PLEDGE OF ALLEGIANCE

III. REPORTS, PRESENTATIONS AND ANNOUNCEMENTS

A. Presentation: Port Antigua Swim Zone -David Petkovich

IV. PUBLIC COMMENT

V. AGENDA: Requests for Deletion / Emergency Additions

VI. CITIZENS' ADVISORY COMMITTEE UPDATES

A. Local Planning Agency Update- Chair Pete Bacheler

B. Near Shore Water Regulation Citizens' Advisory Committee Update- Vice Chair Matt Bellinger

VII. 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

January 23, 2020 Regular Village Council Meeting

TAB 1

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

VIII. QUASI-JUDICIAL

- A. First Reading: An Ordinance of Islamorada, Village of Islands Considering The request of PDB Enterprises, Inc. and Overseas Center, LLC to Amend the Village's Future Land Use Map from Residential Medium (RM) to Mixed Use (MU) for Property with Real Estate Number 00418050-000000

TAB 2

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST OF PDB ENTERPRISES, INC. AND OVERSEAS CENTER LLC., TO AMEND THE VILLAGE'S FUTURE LAND USE MAP FROM RESIDENTIAL MEDIUM (RM) TO MIXED USE (MU) FOR PROPERTY WITH REAL ESTATE NUMBER 00418050-000000, AS LEGALLY DESCRIBED HEREIN; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY; AND PROVIDING FOR AN EFFECTIVE DATE UPON THE APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY

- B. First Reading: An Ordinance of Islamorada, Village of Islands Considering the Request of PDB Enterprises, Inc. and Overseas Center, LLC to Amend the Village's Zoning Map from Residential Single-Family District (R-1) to Highway Commercial District (HC) for Property with Real Estate Number 00418050-000000

TAB 3

ISLANDS, FLORIDA, CONSIDERING THE REQUEST OF PDB ENTERPRISES, INC. AND OVERSEAS CENTER LLC., TO AMEND THE VILLAGE'S ZONING MAP FROM RESIDENTIAL SINGLE-FAMILY DISTRICT (R-1) TO HIGHWAY COMMERCIAL DISTRICT (HC) FOR PROPERTY WITH REAL ESTATE NUMBER 00418050-000000, AS LEGALLY DESCRIBED HEREIN; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY; AND PROVIDING FOR AN EFFECTIVE DATE UPON THE APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY

IX. ORDINANCES

- A. First Reading: Proposed Amendment to Section 30-506(1)(d) "Transfer of Development Rights (TDR) for Residential Dwelling Units and Density" to Specifically Add Village Center (VC), Tourist Commercial (TC), Commercial Fishing (CF), Marine Use (MR), Highway Commercial (HC) and Neighborhood Commercial (NC) as Eligible Zoning Districts for Receiving Transfers of Residential Density from Residential Sender Sites within Zoning Districts Eligible for Transfer Of Residential Density

TAB 4

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING CHAPTER 30, LAND DEVELOPMENT REGULATIONS RELATED TO TRANSFER OF DEVELOPMENT RIGHTS; AMENDING SECTION 30-506(1)(D) "TRANSFER OF DEVELOPMENT RIGHTS (TDR) FOR RESIDENTIAL DWELLING UNITS AND DENSITY"; TO SPECIFICALLY ADD VILLAGE CENTER (VC), TOURIST COMMERCIAL (TC), COMMERCIAL FISHING (CF), MARINE USE (MR), HIGHWAY COMMERCIAL (HC) AND NEIGHBORHOOD COMMERCIAL (NC) AS ELIGIBLE ZONING DISTRICTS FOR RECEIVING TRANSFERS OF RESIDENTIAL DENSITY FROM RESIDENTIAL SENDER SITES WITHIN ZONING DISTRICTS ELIGIBLE FOR TRANSFER OF RESIDENTIAL DENSITY; PROVIDING FOR THE REPEAL OF ALL CODE PROVISIONS AND ORDINANCES INCONSISTENT WITH THIS ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY; AND PROVIDING FOR AN EFFECTIVE DATE UPON APPROVAL OF THIS ORDINANCE BY THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY

X. RESOLUTIONS

- A.** Resolution Encouraging Florida Legislators to Repeal State Preemption of Local Laws to Regulate Plastics and Polystyrene Products

TAB 5

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA; EXPRESSING SUPPORT FOR SENATE BILL 182, HOUSE BILL 6043 AND THE REPEAL OF STATE PREEMPTION OF LOCAL LAWS REGARDING THE USE OR SALE OF SINGLE-USE PLASTIC BAGS, WRAPPINGS AND CONTAINERS AND POLYSTYRENE PRODUCTS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE

Agenda Additions Tabs 6-8:

- B.** Resolution Approving Amendment No. 1 to the Professional Services Agreement with Tetra Tech, Inc. for Debris Monitoring Services

TAB 6

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING AND RATIFYING EXECUTION OF AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH TETRA TECH, INC., FOR DEBRIS MONITORING SERVICES; 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 PROFESSIONAL SERVICE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE

- C. Resolution Approving Amendment No. 2 to the Professional Services Agreement with Ashbritt, Inc. for Debris Management and Disaster Response Services

TAB 7

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING AND RATIFYING EXECUTION OF AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH ASHBRIIT, INC., FOR DEBRIS MANAGEMENT AND DISASTER RESPONSE SERVICES; 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 PROFESSIONAL SERVICE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE

- D. Resolution Approving a Settlement Agreement in the Case of Paul Bates and Coconut Cove Resort & Marina, Inc. V. Islamorada, Village of Islands

TAB 8

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING A SETTLEMENT AGREEMENT IN THE CASE OF PAUL BATES AND COCONUT COVE RESORT & MARINA, INC., CASE NO. 2007-CA-582; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO EXECUTE THE SETTLEMENT AGREEMENT AND ANY ADDITIONAL DOCUMENTS PERTAINING TO THE SETTLEMENT AGREEMENT AND TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE

XI. MOTIONS

XII. MAYOR / COUNCIL COMMUNICATIONS

- A. Florida Keys National Marine Sanctuary Advisory Council Non-Voting Member- Mayor Forster

TAB 9

XIII. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS

XIV. ADJOURNMENT

A printed copy of the agenda will be available for the public at the time of the meeting. The agenda and backup documentation may be viewed and printed from the Village website at www.islamorada.fl.us as early as the Monday prior to the meeting.

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 ADA@islamorada.fl.us at least 48 hours before the scheduled meeting.

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 proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

All video, computer or technical devices that will be used at Council meetings must be given to the Village Clerk 48 hours prior to the meeting. **Anyone giving out documents during public comment shall provide a minimum of 15 copies to the Village Clerk prior to the start of the meeting.**

Two or more committee members from various Village Committees may be present at this meeting.