



Islamorada, Village of Islands

REGULAR VILLAGE COUNCIL MEETING

February 9, 2023 - 5:30 PM
Founders Park Community Center
87000 Overseas Highway
Islamorada, FL 33036

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

AGENDA

- I. CALL TO ORDER / ROLL CALL**
- II. PLEDGE OF ALLEGIANCE**
- III. AGENDA: Requests for Deletion / Emergency Additions**
- IV. REPORTS, PRESENTATIONS AND ANNOUNCEMENTS**
 - A.** South Atlantic Fishing Environmentalists, Artificial Reefs, Jon Reynolds
- V. 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.)
- VI. CITIZENS' ADVISORY COMMITTEE REPORTS**
 - A.** Parks and Recreation Citizens Advisory Committee Update from Carolyn Wightman
- VII. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS**
 - A.** Request for Attorney-Client Shade Session Pursuant to Florida Statute § 286.011(8)(a) for the Matter of Mary L. Barley, et al. v. Village of Islamorada, Monroe County Circuit Court Case No. 23-CA-000034-P.
 - B.** Woods Avenue Affordable Housing Project
 - C.** Ending of Solid Waste Removal Contract
 - D.** Special Call Local Planning Agency Meeting
- 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 January 19, 2023 Regular Village Council Meeting - **TAB 1**
 - B.** Resolution Approving Work Authorization No. 11 with WSP USA Environment & Infrastructure, Inc. for Lower Matecumbe Canals

Restoration Culvert Project Permitting - **TAB 2** (Peter Frezza, Environmental Resources Manager)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING WORK AUTHORIZATION NO. 11 WITH WSP USA ENVIRONMENT & INFRASTRUCTURE, INC. FOR PROFESSIONAL SERVICES FOR LOWER MATECUMBE CANALS RESTORATION CULVERT PROJECT PERMITTING PHASE; 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 PROJECT AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE

- C. Resolution Approving an Agreement with Lori Lehr, Inc for Watershed Management Plan - **TAB 3** (Megan Rumbaugh, Floodplain/CRS Coordinator, Sheila Denoncourt, Chief Building Official, Ted Yates, Village Manager)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING AN AGREEMENT OF THE RFP 22-15 EVALUATION COMMITTEE WITH LORI LEHR, INC TO CREATE A WATERSHED MANAGEMENT PLAN THAT WILL CHARACTERIZE EXPOSURE AND RISK, BUILD DATASETS, AND IMPROVE PARTICIPATION IN FEMA'S CRS PROGRAM; AUTHORIZING THE VILLAGE MANAGER AND VILLAGE ATTORNEY TO NEGOTIATE AN AGREEMENT FOR THE REQUESTED SERVICES; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE

- D. Resolution Approving Engagement of GSG for FY 23-24 Assessment Consultant Services - **TAB 4** (Maria Bassett, Finance Director)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE LETTERS OF AGREEMENT BETWEEN ISLAMORADA, VILLAGE OF ISLANDS, AND GOVERNMENT SERVICES GROUP, INC., FOR SPECIALIZED PROFESSIONAL SERVICES RELATED TO THE MAINTENANCE OF NON-AD VALOREM ASSESSMENT PROGRAMS FOR WASTEWATER, STORMWATER AND SOLID WASTE COLLECTION SERVICES FOR FISCAL YEAR 2023-2024; APPROVING THE WAIVER OF COMPETITIVE BIDDING; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENTS; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE

- E. Resolution Urging Siting of a Second FKAA Reverse Osmosis Plant in or Near Marathon - **TAB 5** (Joseph B. Pinder III, Mayor)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, EXPRESSING THE COUNCIL'S SUPPORT THE EFFORTS OF THE FLORIDA KEYS AQUEDUCT

AUTHORITY TO SITUATE A REVERSE OSMOSIS PLANT IN OR NEAR MARATHON, FLORIDA IN THE MIDDLE KEYS; PROVIDING FOR AN EFFECTIVE DATE.

- F. Agreement with Florida Keys Aqueduct Authority - **TAB 6** (Terry Abel, Fire Chief)

REQUEST FOR APPROVAL OF THE RESOLUTION TO ENTER INTO THE AGREEMENT WITH THE FLORIDA KEYS AQUEDUCT AUTHORITY FOR INSTALLATION AND MAINTENANCE OF FIRE HYDRANTS

IX. ORDINANCES

- A. Second Reading: Comprehensive Plan Amendments - Goal 1-2; Policy 1-3.1.1; and Policy 9-1.3.1 - **TAB 7** (Daniel J. Gulizio, Director of Development Services)

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING GOAL 1-2: "DIRECT GROWTH ACCORDING TO THE FUTURE LAND USE MAP SERIES" OF THE COMPREHENSIVE PLAN BY UPDATING THE FUTURE LAND USE ELEMENT; AMENDING POLICY 1-3.1.1: "ESTABLISH A BUILDING PERMIT ALLOCATION SYSTEM (BPAS)" OF THE COMPREHENSIVE PLAN BY UPDATING THE FUTURE LAND USE ELEMENT; AMENDING POLICY 9-1.3.1: "UPDATE AND ADOPT A FIVE YEAR SCHEDULE OF CAPITAL IMPROVEMENTS ANNUALLY" OF THE COMPREHENSIVE PLAN BY UPDATING THE CAPITAL IMPROVEMENTS PROGRAM

- B. Second Reading: Comprehensive Plan Amendment - Policy 1-2.4.7 "Limit Transient Rental Use Of Residential Properties" - **TAB 8** (Daniel J. Gulizio, Director of Development Services)

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING POLICY 1-2.4.7 "LIMIT TRANSIENT RENTAL USE OF RESIDENTIAL PROPERTIES" OF THE VILLAGE COMPREHENSIVE PLAN TO REVISE VALUATION CRITERIA FOR TRANSIENT RENTALS

- C. Second Reading: Land Development Regulation Amendment - Valuation Criteria For Vacation Rental Registration - **TAB 9** (Daniel J. Gulizio, Director of Development Services)

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING CHAPTER 30 "LAND DEVELOPMENT REGULATIONS," ARTICLE VI "SPECIFIC USE RESTRICTIONS," DIVISION 6 "VACATION RENTALS," SECTION 30-1295(B)(2) OF THE VILLAGE CODE TO REVISE VALUATION CRITERIA FOR VACATION RENTAL REGISTRATION

- D. First Reading: Update ARTICLE VII "TOWING", SECTION 50-100 of The Village Code Relating to Regulations for Wrecker Operations - **TAB 10** (Ted Yates, Village Manager)

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING CHAPTER 50 "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES," ARTICLE VII "TOWING," SECTION 50-100 OF THE VILLAGE CODE RELATING TO REGULATIONS FOR WRECKER OPERATIONS WITHIN THE VILLAGE; SPECIFICALLY AMENDING SECTION 50-100 ENTITLED "REGULATION OF WRECKER OPERATORS WHO PROVIDE TOWING AND STORAGE SERVICES" BY REVISING SPECIFIC TOWING FEES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE

X. RESOLUTIONS

- A.** Resolution of Support for Full Funding and Completion of Everglades Restoration Projects - **TAB 11** (Elizabeth Jolin, Council Member)
A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, IN SUPPORT OF FULL FUNDING FOR AND COMPLETION OF EVERGLADES RESTORATION PROJECTS; URGING MAXIMUM FUNDING FOR EVERGLADES RESTORATION IN THE 2024 FISCAL YEAR FEDERAL BUDGET; URGING STATE LEGISLATURE TO SUPPORT MAXIMUM FUNDING FOR EVERGLADES RESTORATION; PROVIDING FOR TRANSMITTAL AND PROVIDING FOR AN EFFECTIVE DATE
- B.** Resolution Requesting That the Monroe County Land Authority Prioritize Purchase of the Attached List of Properties within the Village for the Purposes of Habitat Protection and Conservation, As Well As Density Reduction Which Reduces the Potential for Other Issues within the Village and Resell the Properties to the State of Florida, Florida Forever Program - **TAB 12** (Peter Frezza, Environmental Resources Manager)
A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, REQUESTING THAT THE MONROE COUNTY LAND AUTHORITY PRIORITIZE PURCHASE OF THE ATTACHED LIST OF PROPERTIES WITHIN THE VILLAGE FOR THE PURPOSES OF HABITAT PROTECTION AND CONSERVATION, AS WELL AS DENSITY REDUCTION WHICH REDUCES THE POTENTIAL FOR OTHER ISSUES WITHIN THE VILLAGE AND RESELL THE PROPERTIES TO THE STATE OF FLORIDA, FLORIDA FOREVER PROGRAM; PROVIDING FOR TRANSMITTAL OF THIS RESOLUTION TO THE LAND AUTHORITY; AND PROVIDING FOR AN EFFECTIVE DATE
- C.** Resolution Approving Agreement for Flood Proofing and Emergency Electrical Back-Up for Pump Stations - **TAB 13** (A.J. Engelmeier, Public Works Director)
A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING AN AGREEMENT WITH ZABATT POWER SYSTEMS TO PROVIDE STRUCTURE FLOOD PROOFING AND EMERGENCY ELECTRICAL BACK-UP POWER CONNECTIONS FOR SIX WASTEWATER VACUUM PUMP STATIONS, AND PURCHASE OF THREE TRAILER MOUNTED DIESEL GENERATORS; AUTHORIZING THE VILLAGE MANAGER

TO EXECUTE THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING AN EFFECTIVE DATE

- D. Resolution on Charitable Contribution Policy for Council - **TAB 14** (Ted Yates, Village Manager)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, REGARDING POLICIES AND PROCEDURES FOR THE FUNDING OF NON-PROFIT ORGANIZATIONS AND GOVERNMENTAL ENTITIES; PROVIDING FOR A FORM OF APPLICATION; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE

- E. Resolution for Purchase of 2024 Freightliner - **TAB 15** (Terry Abel, Fire Chief)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, PIGGYBACKING THE FLORIDA SHERIFF'S ASSOCIATION/FLORIDA ASSOCIATION OF COUNTIES & FLORIDA FIRE CHIEFS' ASSOCIATION AUTOMOTIVE CONTRACT NO. FSA20-VEF14.01 AMBULANCE & OTHER EQUIPMENT AND APPROVING THE PURCHASE OF A 2024 FREIGHTLINER M2 CUSTOM AEV TYPE I AMBULANCE FROM EMERGENCY TACTICAL RESCUE VEHICLES FOR THE VILLAGE FIRE RESCUE DEPARTMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE NECESSARY DOCUMENTS; AUTHORIZING THE VILLAGE MANAGER TO EXPEND FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE

XI. 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

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