



Islamorada, Village of Islands

REGULAR VILLAGE COUNCIL MEETING

January 19, 2023 - 5:30 PM
Founders Park Community Center
87000 Overseas Highway
Islamorada, FL 33036

MINUTES

I. CALL TO ORDER / ROLL CALL

PRESENT: Council Member Mark Gregg, Council Member Elizabeth Jolin, Council Member Henry Rosenthal, Vice Mayor Sharon Mahoney, Mayor Joseph B. Pinder III

ABSENT: None

II. PLEDGE OF ALLEGIANCE

Environmental Resources Manager Peter Frezza led the Pledge of Allegiance.

Mayor Joseph B. Pinder III blew the conch shell to start the meeting and led the audience in prayer.

III. AGENDA: Requests for Deletion / Emergency Additions

Vice Mayor Sharon Mahoney requested the February 9 meeting be moved to week before or after. (clerk's note: the request was later rescinded)

Council Member Henry Rosenthal requested updates on the Fills and bus stops.

Mayor Joseph B. Pinder III noted that Tabs 7 - 14, which were Items VIII B through I removed from the agenda and that the Special Call Village Council Meeting scheduled for January 24, 2023 was postponed.

IV. 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.)

Mayor Joseph B. Pinder III opened public comment at 5:36 p.m.

Speakers included Van Cadenhead, Dave Boerner, Joe Wischmeier, Ken Schreiber, and Angel Borden.

There being no one else wishing to speak, Mayor Pinder closed public comment.

V. MAYOR / COUNCIL COMMUNICATIONS

- A.** Discussion Regarding Committees & Selection Process
Vice Mayor Sharon Mahoney initiated the discussion regarding potential changes to the appointment process and appointment of Council liaisons to Committees.
- B.** Discussion Regarding Island Silver & Spice Concept Proposals
Council Member Elizabeth Jolin initiated the discussion and noted her interest in creating processes for future planning requests. Village Manager Ted Yates stated he would have staff work on a timeline to manage expectations.
- C.** Discussion Regarding Crooked Palm Supplemental Parking Agreement
Council Member Elizabeth Jolin requested clarification from staff regarding the supplemental parking agreement for Crooked Palm, which was approved at the December 6, 2022 Council meeting.
- D.** Discussion Regarding Building Permit Exemptions
Council Member Mark Gregg asked the permit fee exemption be adjusted due to increased building costs over the past five or so years.
- E.** Discussion Regarding Avacado/DeLeon Intersection - **added at the table during the meeting**
Vice Mayor Sharon Mahoney asked for a status update on the dispute concerning the intersection of Avacado and DeLeon Streets. Council Member Elizabeth Jolin expressed her reticence about discussing the item without the resident's knowledge that the discussion would be on the agenda.

VI. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS

- A.** Charitable Contribution Policy
Village Manager Ted Yates initiated discussion pertaining to the Fills, bus shelters, and migrant vessels before moving to the Charitable Contribution Policy. He went over the proposed policy guidelines, noting he would be creating an agenda item for Council's consideration.

Acting Village Attorney John Quick reported that the Florida Supreme Court denied the appeal on the 300 allocations and noted the next steps are to remand the matter to the department of administrative hearings for further hearings based on the appellate order.

VII. CONSENT AGENDA

Village Manager Ted Yates provided an overview of the Consent Agenda Items.

Mayor Joseph B. Pinder III opened public comment at 7:24 pm

Speakers included Van Cadenhead, Chris Trentine, and Roland Moore.

There being no one else wishing to speak, Mayor Pinder closed public comment.

ACTION: Motion to approve item VII. by Mark Gregg second by Henry Rosenthal;

Motion passed with a 5:0

AYES: Mark Gregg, Elizabeth Jolin, Henry Rosenthal, Sharon Mahoney, Joseph B. Pinder III

NAYS: None

ABSTAIN: None

- A. Minutes of December 6, 2022 Regular Village Council Meeting
- B. Resolution Renewing an Agreement with Res Florida Consulting, LLC, For Continued Water Quality And Benthic Vegetation Monitoring in Village Canals

(Peter Frezza, Environmental Resources Manager)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING A RENEWAL OF THE AGREEMENT BETWEEN ISLAMORADA, VILLAGE OF ISLANDS AND RES FLORIDA CONSULTING, LLC FOR WATER QUALITY AND BENTHIC VEGETATION MONITORING IN VILLAGE CANALS; 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 RENEWAL; AND PROVIDING FOR AN EFFECTIVE DATE.

- C. Floodplain Management Plan Annual Progress Report – 2022

VIII. ORDINANCES

- A. Proposed Amendments to Chapter 30 Land Development Regulations, Article II Building Code, Article III Floodplain Management Standard

(Megan Rumbaugh, Floodplain/CRS Coordinator, Sheila Denoncourt, Chief Building Official, Ted Yates, Village Manager)

AN ORDINANCE BY THE VILLAGE COUNCIL AMENDING THE ISLAMORADA, VILLAGE OF ISLANDS CODE OF ORDINANCES TO AMEND CODE OF ORDINANCE 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.

Floodplain CRS Coordinator Megan Rumbaugh noted the State agreed to the conditions requested by council for lower-level storage. Several scrivener errors were asked to be corrected.

Mayor Joseph B. Pinder III opened public comment at 7:35 pm

Deb Gillis spoke.

ACTION: Motion to approve item VIII.A. by Elizabeth Jolin second by Mark Gregg;
Motion passed with a 5:0

AYES: Mark Gregg, Henry Rosenthal, Joseph B. Pinder III, Elizabeth Jolin, Sharon Mahoney

NAYS: None

ABSTAIN: None

IX. RESOLUTIONS

A. Resolution Approving Agreement for Wastewater SCADA Improvement Project

(A.J. Engelmeyer, Public Works Director)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING STAR CONTROLS, INC. FOR THE WASTEWATER SCADA IMPROVEMENT PROJECT AND AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING AN EFFECTIVE DATE

Mayor Joseph B. Pinder III opened public comment at 7:44 pm

Speakers included Sue Miller and Deb Gillis.

There being no one else wishing to speak, Mayor Pinder closed public comment.

ACTION: Motion to approve item IX.A. by Sharon Mahoney second by Henry Rosenthal;
Motion passed with a 5:0

AYES: Mark Gregg, Henry Rosenthal, Joseph B. Pinder III, Elizabeth Jolin, Sharon Mahoney

NAYS: None

ABSTAIN: None

B. Approval of the Residential Building Permit Allocation System ("BPAS") Ranking and Awards for Quarter 4 of 2022

(Daniel J. Gulizio, Director of Development Services)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING RESIDENTIAL BUILDING PERMIT ALLOCATION SYSTEM ("BPAS") RANKINGS AND AWARDING RESIDENTIAL BUILDING PERMIT ALLOCATIONS FOR QUARTER 4 OF 2022; AND PROVIDING AN EFFECTIVE DATE

Council Member Mark Gregg abstained due to a voting conflict.

Council Member Henry Rosenthal spoke on the BPAS program.

Mayor Joseph B. Pinder III opened public comment at 8:19 pm

Speakers included Deb Gillis, Angel Borden, Richard Black, and Augie Moss.

There being no one else wishing to speak, Mayor Pinder closed public comment.

ACTION: Motion to approve item IX.B. by Elizabeth Jolin second by Sharon Mahoney;

Motion passed with a 4:0

AYES: Elizabeth Jolin, Henry Rosenthal, Sharon Mahoney, Joseph B. Pinder III

NAYS: None

ABSTAIN: Mark Gregg

C. Approval of the Residential Building Permit Allocation System ("BPAS")
Ranking and Awards for Quarter 4 of 2022 for Affordable Housing

(Daniel J. Gulizio, Director of Development Services)

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA,
VILLAGE OF ISLANDS, FLORIDA, APPROVING RESIDENTIAL
BUILDING PERMIT ALLOCATION SYSTEM RANKINGS AND
AWARDING AFFORDABLE RESIDENTIAL BUILDING PERMIT
ALLOCATIONS FOR QUARTER 4 OF 2022; AND PROVIDING FOR
AN EFFECTIVE DATE**

Mayor Joseph B. Pinder III opened public comment at 8:27 p.m.

There was no one wishing to speak.

ACTION: Motion to approve item IX.C. by Elizabeth Jolin second by Sharon Mahoney;

Motion passed with a 5:0

AYES: Mark Gregg, Henry Rosenthal, Joseph B. Pinder III,
Elizabeth Jolin, Sharon Mahoney

NAYS: None

ABSTAIN: None

X. ADJOURNMENT

There being no further business the meeting was adjourned at 8:29 p.m.