



Islamorada, Village of Islands

REGULAR VILLAGE COUNCIL MEETING

REVISED AGENDA

October 10, 2023 - 5:30 PM
Founders Park Community Center
87000 Overseas Highway
Islamorada, FL 33036

MINUTES

I. CALL TO ORDER / ROLL CALL

Mayor Joseph B. Pinder III called the meeting to order at 5:30 p.m.

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

ABSENT:

II. PLEDGE OF ALLEGIANCE

DPW Director A.J. Engelmeyer led the Pledge of Allegiance and Mayor Joseph B. Pinder III led the meeting with a prayer.

III. AGENDA: Requests for Deletion / Emergency Additions

Vice Mayor Sharon Mahoney:

Requested to pull tabs 11 & 12

Requested to move the November 2 Land Use Meeting to November 9

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.

Speakers included:

Van Cadenhead

Joan Scholz

Joe Wischmeier

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

V. MAYOR / COUNCIL COMMUNICATIONS

- A.** Village Support for Amicus Brief filed in Everglades Restoration Lawsuit
- Council Member Gregg - **TAB 1**

Council Member Mark Gregg summarized that the item is to support an amicus brief regarding a challenge to a reservoir project from Big Sugar. Representatives of the Everglades Law Center presented an overview of the request.

Mayor Joseph B. Pinder III opened public comment.

Speakers included:
Rachel Littman
Capt. Steve Friedman

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

The consensus was to move forward with signing onto the amicus brief.

B. Council Discussion of Priority Issues and Actions Items - Council Member Gregg - **TAB X**

Council Member Gregg presented the concept of the Eisenhower matrix, a tool used in business to help prioritize projects into urgent/not urgent and important/not important. Mr. Gregg asked each of them to write down three things that are urgent projects to start on as a building block to a conversation on strategic planning.

C. Proposal to Increase Holiday Lightscares Contract - Council Member Rosenthal - **TAB Y**

Council Member Henry Rosenthal noted he asked our holiday lighting company how to best increase visibility and they submitted a proposal for \$50,000. He asked the Council to consider allocating additional funds. Council did not express interest in the allocation.

VI. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS

A. Review and Discuss options for Market Rate BPAS and Administrative Relief - **TAB 2**

Planning Director Jennifer DeBoisbriand, Land Use Consultant Rebecca Jetton, and Interim Village Attorney John Quick reviewed the options for Market Rate BPAS and Administrative Relief. They noted several options of which they recommend option one, which spreads out the remaining allocations over the longest period of time and minimizes legal exposure to the Village.

Interim Village Attorney John Quick recommended setting up appointments with legislators through our lobbyists to meet concerning future building permit allocations to the Keys. He further noted that this conversation made Tab 14 moot and that it did not need to be heard.

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.)

Mayor Joseph B. Pinder III opened public comment.

Speakers included:
Van Cadenhead

Sue Miller
Joe Wischmeier

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

ACTION: Motion to approve item VII. by Mark Gregg second by Elizabeth Jolin;

Motion passed with a 5:0

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

NAYS: None

ABSTAIN: None

A. Approval of July 17, 2023 Special Village Council Meeting Minutes - **TAB 3**

B. Resolution Approving Annual Expenditures for Fire Apparatus Maintenance and Repair Services with Florida Keys EVR, LLC - **TAB 4** (Terry Abel, Fire Chief)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING FISCAL YEAR 2023-2024 EXPENDITURES THROUGH AN AGREEMENT BETWEEN FLORIDA KEYS EVR, LLC, AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE MAINTENANCE AND REPAIR SERVICES TO THE FIRE RESCUE DEPARTMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING A WAIVER OF COMPETITIVE BIDDING; AND PROVIDING FOR AN EFFECTIVE DATE

C. Resolution Approving Work Authorization No. 4 between Wade Trim, Inc., and the Village for FY 2023-2024 Services - **TAB 5**

(A.J. Engelmeyer, Public Works Director)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, RATIFYING AND APPROVING WORK AUTHORIZATION NO. 4 BETWEEN WADE TRIM, INC., AND ISLAMORADA, VILLAGE OF ISLANDS, TO PROVIDE GENERAL ENGINEERING SERVICES AND WASTEWATER UTILITY-RELATED ENGINEERING SERVICES; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF WORK AUTHORIZATION NO. 4; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE WORK AUTHORIZATION NO. 4; AND PROVIDING FOR AN EFFECTIVE DATE

D. Resolution Approving Update to Council Procedures - **TAB 6** (John Quick, Interim Village Attorney)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, UPDATING PROCEDURES FOR THE VILLAGE COUNCIL; AND PROVIDING FOR AN EFFECTIVE DATE.

- E. Resolution Approving Final Payment to Dockmasters Marine Construction, Inc.- **TAB 7** (Maria Bassett, Finance Director)
A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING A FINAL PAYMENT (CHANGE ORDER #2) TO DOCKMASTERS MARINE CONSTRUCTION, INC., FOR THE MARINA DECKING REPLACEMENT PROJECT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE
- F. Resolution Approving Work Authorization No. 1 between Page Excavating, Inc., and the Village for FY 2023-2024 Services - **TAB 8** (A.J. Engelmeyer, Public Works Director)
A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING WORK AUTHORIZATION NO. 1 BETWEEN PAGE EXCAVATING, INC., AND ISLAMORADA, VILLAGE OF ISLANDS, TO PROVIDE WASTEWATER SUPPORT SERVICES AS NEEDED; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF WORK AUTHORIZATION NO. 1; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE WORK AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE
- G. Resolution Approving Special Call Land Use Meeting Schedule 2024 - **TAB 9** (Jennifer DeBoisbriand , Planning Director)
A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, ESTABLISHING A SCHEDULE FOR LAND USE VILLAGE COUNCIL MEETINGS AND PROVIDING FOR AN EFFECTIVE DATE

VIII. RESOLUTIONS

- A. Resolution Approving Agreement with Page Excavating, Inc., to provide Marina Fire Suppression System Repair Services - **TAB 10** (Maria Bassett, Finance Director)
A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING AN AGREEMENT BETWEEN PAGE EXCAVATING, INC., AND ISLAMORADA, VILLAGE OF ISLANDS, TO PROVIDE MARINA FIRE SUPPRESSION SYSTEM REPAIR 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 AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE

Mayor Joseph B. Pinder III opened public comment.

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

ACTION: Motion to approve item VIII.A. 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

- B.** Resolution Approving FDOT SFY 2023 Public Transit Service Development Program Grant Agreement for Expanded Freebee Ridesharing Services - **TAB 11 - REMOVED FROM THE AGENDA DURING ADDITIONS AND DELETIONS** (Mary Swaney, Procurements & Grants Administrator, Maria Bassett, Finance Director)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, ACCEPTING THE GRANT AWARD FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION; APPROVING THE GRANT AGREEMENT G2M67 BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE REIMBURSEMENT FUNDING FOR PUBLIC TRANSPORTATION DEVELOPMENT THROUGH EXPANSION OF THE FREEBEE PROGRAM; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING AN EFFECTIVE DATE

- C.** Resolution Approving a Renewal Agreement for Freebee Ridesharing Services in Conjunction with FDOT SFY 2024 Public Transit Service Development Program Grant - **TAB 12 - REMOVED FROM THE AGENDA DURING ADDITIONS AND DELETIONS** (Mary Swaney, Procurements & Grants Administrator, Maria Bassett, Finance Director)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING EXECUTION OF AN AGREEMENT WITH BEEFREE, LLC., d/b/a FREEBEE WITH EXTENDED SERVICE HOURS; 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; PROVIDING FOR A
WAIVER OF COMPETITIVE BIDDING; AND PROVIDING AN
EFFECTIVE DATE**

IX. ORDINANCES

- A.** Ordinance Calling for a Referendum to Increase Council Compensation
- **Second Reading - TAB 13** (John Quick, Interim Village Attorney)
**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 REGULAR VILLAGE
ELECTION ON NOVEMBER 5, 2024; 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**

Follow up on the Ordinance discussed at the previous Council meeting to put forward to the electorate the change the Council compensation to \$2,000 per month.

Mayor Pinder opened public comment

Van Cadenhead spoke.

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

ACTION:	Motion to approve item IX.A. by Henry Rosenthal second by Elizabeth Jolin; Motion failed with a 3:2
AYES:	Elizabeth Jolin, Henry Rosenthal, Joseph B. Pinder III
NAYS:	Mark Gregg, Sharon Mahoney
ABSTAIN:	None

Section 5(5) of the Village Charter requires a vote of at least four affirmative votes to move this item forward. The motion passed 3-2 and therefore does not meet the required vote threshold for placement on the ballot.

- B.** Amending Administrative Relief Under the Building Permit Allocation System (BPAS) - **TAB 14 - REMOVED FROM THE AGENDA DURING VILLAGE MANAGER/ATTORNEY COMMUNICATIONS** (John Quick, Interim Village Attorney)

**AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS,
FLORIDA, AMENDING ARTICLE IV, "ADMINISTRATIVE
PROCEDURES," OF CHAPTER 30, "LAND DEVELOPMENT
REGULATIONS," OF THE VILLAGE CODE RELATING TO**

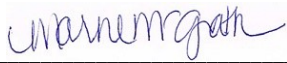
ADMINISTRATIVE RELIEF AVAILABLE TO APPLICANTS UNDER THE BUILDING PERMIT ALLOCATION SYSTEM (BPAS); PROVIDING FOR THE REPEAL OF ALL CODE PROVISIONS AND ORDINANCES INCONSISTENT WITH THIS ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE 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. DISCUSSION OF VILLAGE MANAGER SEARCH

It was determined that the Council would submit their shortlist of candidates to HR Director Engelmeyer by October 25 and Zoom interviews would take place on November 14.

XI. ADJOURNMENT

There was a motion to adjourn at 7:37 p.m.



Marne McGrath, Village Clerk

