



Islamorada, Village of Islands

SPECIAL CALL VILLAGE COUNCIL MEETING

July 31, 2024 - 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. 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.)
- V. MAYOR / COUNCIL COMMUNICATIONS**
- VI. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS**
- VII. RESOLUTIONS**
 - A. Preliminary Rate Resolution for FY 2024-2025 Solid Waste Assessment - TAB 1**

(Lisa Lynch, Finance Director)

A PRELIMINARY RATE RESOLUTION OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, RELATING TO THE COLLECTION AND DISPOSAL OF SOLID WASTE WITHIN THE VILLAGE FOR FISCAL YEAR 2024-2025 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, 2024 THROUGH SEPTEMBER 30, 2025; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; PROVIDING FOR PUBLIC HEARING AND NOTICE THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE
 - B. Enforcement of a No Parking Zone on Windley Key - TAB 2 (A.J. Engelmeyer, Public Works Director)**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA,
VILLAGE OF ISLANDS, FLORIDA, EXPRESSING THE
COUNCIL'S SUPPORT OF THE ENFORCEMENT OF A NO
PARKING ZONE ON WINDLEY KEY; PROVIDING FOR AN
EFFECTIVE DATE**

VIII. 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 305-224-1968 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



Council Communication

To: Mayor and Village Council
From: Lisa Lynch, Finance Director
Date: July 31, 2024
SUBJECT: **Preliminary Rate Resolution for FY 2024-2025 Solid Waste Assessment
- TAB 1**

Background:

On August 5, 1999, the Village Council of Islamorada, Village of Islands, (the "Village Council") adopted Ordinance No. 99-11 (the "Assessment Ordinance"), thereby authorizing the imposition and collection of annual residential solid waste service assessments for residential parcels within Islamorada, Village of Islands (the "Village") to provide funding for residential solid waste, recycling and yard waste collection and associated administrative/staff costs. Pursuant to the Assessment Ordinance, the Village is required to adopt a Preliminary Rate Resolution and a final Annual Rate Resolution each fiscal year to reimpose assessments. The Preliminary Rate Resolution initiates the annual process for updating the solid waste assessment roll, directs the re-imposition of assessments for the upcoming fiscal year, describes the assessment program and the method of apportionment, sets a public hearing date for final consideration, and authorizes the mailing and publication of notifications to affected property owners.

Through approval and adoption of Resolution No. 23-08-80 at its regular meeting on August 17, 2023, the Village Council established a maximum assessment rate for solid waste collection and disposal services of \$550.00 per dwelling unit for FY 2023-2024 and for future fiscal years.

Analysis:

The attached Preliminary Rate Resolution (**Attachment A**) proposes an assessment rate of \$490.00 per residential dwelling unit for FY 2024-2025. This is the same rate that was adopted in the final assessment resolution last year. The Preliminary Rate Resolution establishes the public hearing date of August 7, 2024, for adoption of the final FY 2024-2025 solid waste assessment. On that date, the Village Council will be asked to approve and adopt the final Annual Rate Resolution, articulate the rate of the assessments, approve the assessment roll and direct and authorize the method of collection. The annual rate adoption process includes mailing notifications of the rate to owners of properties added to the tax roll over the previous year and publishing notices of the public hearing to adopt the annual assessment resolution in the newspaper no later than 20 days prior to the public hearing date as required by 197.3632. Once the final assessment resolution is adopted, the assessment roll must be certified by September 15, 2024 to be collected by the Monroe County Tax Collector. Collection of the special assessments and ad valorem taxes begins in November 2024.

Budget Impact:

Each year by October 1, a reconciliation of the number of residential units to which its Contractor provides services occurs whereby residential units that obtain certificates of occupancy over the course of the previous fiscal year are added to the overall count. The assessment roll for FY 2024-2025 is estimated to include 4,418 dwelling units within the Village. At the preliminary rate of \$490.00 per unit, the projected gross revenue from this assessment for FY 2024-2025 before pre-payment discounts is \$2,164,820. The final determination of revenue and the amount that the Village will pay for residential services to its Contractor would be based on the total number of dwelling units on the updated certified tax roll for this fiscal year.

Attachment B is a summary of revenue and expenditure activity for the Solid Waste Fund covering a four-year historical period and a proposed budget for FY 2024-2025 utilizing the \$490.00 non-ad valorem assessment amount. In FY 2023-2024, Waste Management provided services to the Village for the first quarter. Beginning January 1, 2024, the Village's contract with Island Disposal began. The Village's agreement with Island Disposal allows for a maximum rate increase or decrease for non-disposal charges equal to CPI, but not to exceed 5% (based on the U.S. Bureau of Labor Statistics in the Miami-Fort Lauderdale-West Palm Beach area from June to June). The resulting 2024-25 CPI increase to the contract is 3.5%. In addition, Island Disposal may increase their rate for disposal charges based on the actual increase they are charged by Monroe County, which is serviced by Waste Management. The Monroe County waste disposal fee has increased 27.14% for 2024-25 and the recycling disposal fee has increased 24.55%. Despite these increases, we are able to maintain the same \$490/year rate as last year by defraying the increased costs using Solid Waste Franchise Fees, as discussed in connection with Attachment C, below.

Attachment C summarizes program revenue and expenses based on the proposed preliminary rate of \$490/unit. As you will note, assessment revenues are estimated to be \$290,417 short of program expenses. The shortfall will be covered by a General Fund transfer of Solid Waste franchise fees, as was done last year for the same purpose.

Staff Impact:

The adoption of the final Annual Rate Resolution is scheduled for the August 7, 2024, Village Council meeting. The assessment program would be administered by the Finance and Administration Department with assistance from its assessment consulting firm, Anser Advisory Services (formerly Government Services Group).

Recommendation:

Due to our understanding that Council's direction last year was to keep the solid waste assessment level for the next two years, it is recommended we keep the rate at \$490.00, understanding that a transfer from the General Fund will be needed at year-end to cover the shortage. It is recommended the Village Council adopt the attached Preliminary Annual Rate Resolution for the FY 2024-2025 Solid Waste Service Assessment, beginning October 1, 2024 through September 30, 2025, with the understanding that a Final Annual Rate Resolution will be presented to Council on August 7, 2024.

Attachments:

1. ATT A-Preliminary Assessment Resolution Solid Waste 2024-2025
2. Att B_IDC rate increase calculation effective jan 1 2025

3. Att C_Solid Waste Assessment Comparison

RESOLUTION NO. 24-__-__

A PRELIMINARY RATE RESOLUTION OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, RELATING TO THE COLLECTION AND DISPOSAL OF SOLID WASTE WITHIN THE VILLAGE FOR FISCAL YEAR 2024-2025; 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, 2024 THROUGH SEPTEMBER 30, 2025; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; PROVIDING FOR PUBLIC HEARING AND NOTICE THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Village Council of Islamorada, Village of Islands, Florida (the "Village Council"), adopted Ordinance No. 99-11 (the "Ordinance"), which authorizes the annual reimposition of annual Solid Waste Service Assessments for Solid Waste collection and disposal services, facilities or programs against certain Assessed Property within Islamorada, Village of Islands (the "Village"); and

WHEREAS, the imposition of a Solid Waste Service Assessment for Solid Waste collection and disposal services, facilities or programs for each Fiscal Year is an equitable and efficient method of allocating and apportioning Solid Waste Costs among parcels of Assessed Property; and

WHEREAS, for Fiscal Year 2024-2025, beginning on October 1, 2024, through September 30, 2025, the Village Council desires to reimpose an annual Solid Waste collection and disposal assessment program within the Village, using the tax bill collection method; and

WHEREAS, pursuant to Ordinance 99-11, as codified in Chapter 46, Article III, Division 2, Section 46-93 of the Village Code of Ordinances, the Village is required to adopt a Preliminary Rate Resolution prior to the adoption of the Annual Assessment Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Authority. This Resolution is adopted pursuant to the provisions of the Solid Waste Service Assessment Ordinance (Ordinance No. 99-11 or the "Ordinance"), the Initial Assessment Resolution (Resolution No. 99-08-39), the Final Assessment Resolution (Resolution No. 99-09-49), Sections 166.021 and 166.041, Florida Statutes, and other applicable provisions of law.

Section 3. Purpose and Definitions. This Resolution constitutes the Preliminary Rate Resolution as defined in the Ordinance which initiates the annual process for updating the Assessment Roll and directs the reimposition of Solid Waste Service Assessments for the Fiscal Year beginning October 1, 2024. All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance, the Initial Assessment Resolution and the Final Assessment Resolution. Unless the context indicates otherwise, words imparting the singular number, include the plural number, and vice versa.

Section 4. Provision and Funding of Solid Waste Services.

(A) Upon the imposition of Solid Waste Service Assessments for Solid Waste collection and disposal against Assessed Property located within the Village, the Village shall provide Solid Waste collection and disposal services to such Assessed Property.

(B) It is hereby ascertained, determined, and declared that each parcel of Assessed Property will be benefited by the Village's provision of Solid Waste collection and disposal services in an amount not less than the Solid Waste Service Assessment imposed against such parcel, computed in the manner set forth in this Preliminary Rate Resolution.

Section 5. Legislative Determinations of Special Benefit and Fair Apportionment. The legislative determinations of special benefit and fair apportionment embodied in the Ordinance, the Initial Assessment Resolution and the Final Assessment Resolution are hereby affirmed and incorporated herein by reference.

Section 6. Establishment of Annual Solid Waste Service Assessment Rate.

(A) For Fiscal Year 2024-2025, beginning October 1, 2024, through September 30, 2025, for which Solid Waste Service Assessments for Solid Waste collection and disposal services, facilities and programs are to be re-imposed, the Solid Waste Cost shall be allocated among all parcels of Assessed Property, based upon each parcels' classification as Residential Property and the number of Dwelling Units for such parcels. Only those parcels assigned an Improvement Code of "R" by the Property Appraiser on the Tax Roll shall be classified as Assessed Property. The total Solid Waste Cost for the Fiscal Year

beginning October 1, 2024, is estimated to be \$2,144,240.00. Accordingly, a preliminary rate of assessment equal to \$490.00 for each Dwelling Unit for solid waste collection and disposal services is hereby approved for Fiscal Year beginning October 1, 2024, through September 30, 2025.

(B) In accordance with Section 2.08 of the Ordinance, a maximum assessment rate of \$550.00 per Dwelling Unit for solid waste collection and disposal services is hereby approved for future fiscal years without mailed notice.

(C) The Village Manager is hereby directed to prepare, or cause to be prepared, an updated Assessment Roll for the Fiscal Year beginning October 1, 2024, in the manner provided in the Ordinance. Such updated Assessment Roll shall contain the following: (1) a summary description of all Assessed Property within the Village conforming to the description contained on the Tax Roll, (2) the name and address of the Owner of record of each parcel as shown on the Tax Roll, and (3) the amount of the Solid Waste Service Assessment attributable to each Dwelling Unit for Solid Waste collection and disposal services.

(D) A copy of this Preliminary Rate Resolution, the Ordinance, the Initial Assessment Resolution, the Final Assessment Resolution and the updated Assessment Roll is maintained on file in the office of the Village Clerk and open to public inspection. The foregoing shall not be construed to require that the updated Assessment Roll be in printed form if the amount of the Solid Waste Service Assessment for each parcel of property can be determined by use of a computer database available to the public.

(E) The Solid Waste Service Assessment for each parcel of Assessed Property shall be computed by multiplying the assessment rate by the number of Dwelling Units on such parcel.

(F) It is hereby ascertained, determined, and declared that the foregoing method of determining the Solid Waste Service Assessments for Solid Waste collection and disposal services is a fair and reasonable method of apportioning the Solid Waste Cost therefore among parcels of Assessed Property.

Section 7. Public Hearing. The Village Council hereby confirms that a public hearing is scheduled to be held at 5:30 p.m. on August 7, 2024, at Founders Park Community Center, 87000 Overseas Highway, Islamorada, Florida, for the purpose of (A) receiving and considering any comments on the Solid Waste Service Assessments from affected property owners and (B) authorizing the reimposition of such Solid Waste Service Assessments for Solid Waste collection and disposal for Fiscal Year 2024-2025 and collecting such assessments on the same bill as ad valorem taxes.

Section 8. Notice by Publication. The Village Manager shall publish a notice, as required by Section 2.04 of the Ordinance, in substantially the form attached hereto as Appendix A. Such notice shall be published no later than July 17, 2024, in a newspaper generally circulated within Monroe County.

Section 9. Notice by Mail. The Village Manager shall provide notice by first class mail to the Owner of each parcel of Assessed Property which has been reclassified or issued a new

Certificate of Occupancy (CO) pursuant to a building permit for a Dwelling Unit that was not included on the Assessment Roll approved for the prior fiscal year, and in the event circumstances described in Section 2.08(F) of the Ordinance so require. Such notice shall be in substantially the form attached hereto as Appendix B. Such notices shall be mailed not later than July 17, 2024.

Section 10. Effective Date. This Preliminary Rate Resolution shall take effect immediately upon its passage and adoption.

[Remainder of this page intentionally left blank.]

Motion to adopt by _____, seconded by _____.

FINAL VOTE AT ADOPTION

VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS

Mayor Joseph B. Pinder III _____

Vice Mayor Sharon Mahoney _____

Councilman Mark Gregg _____

Councilwoman Elizabeth Jolin _____

Councilman Henry Rosenthal _____

PASSED AND ADOPTED THIS ____ DAY OF _____, 2024.

JOSEPH B. PINDER III, MAYOR

ATTEST:

MARNE McGRATH, VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND BENEFIT OF
ISLAMORADA, VILLAGE OF ISLANDS:

JOHN J. QUICK, VILLAGE ATTORNEY

Attachment B

Island Disposal Services, LLC
Rate Increase Calculation Effective 1/1/2025
As of July 17, 2024

Residential

	Current				Proposed 1/1/2025			
	<u>Collection</u> <u>& Hauling</u>	<u>Disposal</u>	<u>Total</u>	<u>CPI -</u> <u>Collection & Hauling</u>	<u>CPI -</u> <u>Disposal</u>	<u>Collection & Hauling</u>	<u>Disposal</u>	<u>Total</u>
Solid waste 2x/wk	\$ 16.66	\$ 7.97	\$ 24.63	3.50%	27.14%	\$ 17.24	\$ 10.13	\$ 27.38
Yard waste 1x/wk	\$ 7.39	\$ 2.35	\$ 9.74	3.50%	3.50%	\$ 7.65	\$ 2.43	\$ 10.08
Recycle 1x/wk	\$ 4.53	\$ 2.11	\$ 6.64	3.50%	24.55%	\$ 4.69	\$ 2.63	\$ 7.32
Total/month	<u>\$ 28.58</u>	<u>\$ 12.43</u>	<u>\$ 41.01</u>			<u>\$ 29.58</u>	<u>\$ 15.19</u>	<u>\$ 44.77</u>

CPI based on Miami-Fort Lauderdale-West Palm Beach, FL CPI-U, all items index as of June 2024 3.50%

Disposal Increase (actual per County rates, No profit)

	<u>Current</u>	<u>New</u>	<u>Increase</u>	<u>% Increase</u>
Residential	\$ 103.04	\$ 131.00	\$ 27.96	27.14%
Yard	\$ 2.35	\$ 2.43	\$ 0.08	3.50%
Recycle	\$ 89.12	\$ 111.00	\$ 21.88	24.55%

NOTE: This is an estimate

	<u>Current</u>	<u>Proposed</u>
Special Collections of Yard Trash(Oversize)	\$ 49.95	\$ 51.70
Blended increase for Residential Yardwaste		

Hazardous Waste Disposal Event

Annual 3.5% CPI	\$40,000.00	\$ 41,400.00
Quarterly 3.5% CPI	\$10,000.00	\$10,350.000

Commercial

	<u>Current</u>	<u>Proposed</u>
Container Rental/Maintenance(no disp, only 3.5% CPI)	\$ 25.00	\$ 25.88
Rate per non-compacted cubic yard	\$ 23.17	\$ 25.75
Lock/Chain set up 3.5% increase	\$ 100.00	\$ 103.50
Extra Collection	\$ 75.00	\$ 83.36
Compacted Yard trash (per cubic yard)	\$ 24.79	\$ 27.55
Rolling out of container (per roll out) 3.5% increase	\$ 9.19	\$ 9.51
Garbage compactor, roll off(compacted yardage)	\$ 121.77	\$ 135.34

Please note: Solid waste disposal increased 27.14% from the county, Using the blended collection CPI of 3.5% and the disposal increase, the average is 11.15% which is the increase in the proposal as discussed at contract inception. The only increase for the disposal portion is the increase from the County, there is no CPI in addition to the County increase.

Commercial Recycling

Cardboard collection per loose yard	\$ 13.03	\$ 14.36
96-gallon Commingled Recycling 1x/wk	\$ 78.71	\$ 86.73
65-gallon commingled Recycling 1x/wk	\$ 52.47	\$ 57.82
35-gallon commingled Recycling 1x/wk	\$ 26.24	\$ 28.91
one (1) cubic yard dumpster-commingled materials 1x/wk	\$ 91.26	\$ 100.56
two (2) cubic yard dumpster-commingled materials 1x/wk	\$ 182.52	\$ 201.12

Please note: Recycling disposal increased 24.55% from the county. Using the blended collection CPI of 3.5% and the disposal increase, the average is 10.19% which is the increase in the proposal as discussed at contract inception.

FUND BALANCE, Beginning

102-282-000 Committed

	10/1/2023	10/1/2024
\$	68,556	\$ 18,200

<i>FY 2022-2023 Actuals (Audited)</i>	<i>FY 2023-2024 Amended Budget</i>	<i>9/30/2024 Projected</i>	<i>FY 2024-2025 BUDGET</i>
---	--	--------------------------------	--------------------------------

as of 1/31/2024

REVENUES

	<i>Estimated # of Residential Units</i>	4,418
<i>FY 24-25 Solid Waste Non-Ad Valorem Assessment</i>	\$	490.00
<i>Gross Revenue</i>	\$	2,164,820
<i>Less Early Payment Discounts (3%)</i>		(64,945)
<i>Net Revenue</i>	\$	2,099,875

102-325-101	Solid Waste Assessment Revenue	\$ 2,071,237	\$ 2,082,400	\$ 2,084,870	\$ 2,099,875
102-361-000	Interest Revenue	6,643	5,000	15,240	10,000
102-381-001	Transfer from General Fund	-	127,000		

(Solid Waste Franchise Fees)

TOTAL REVENUES

\$ 2,077,880	\$ 2,214,400	\$ 2,100,110	\$ 2,109,875
---------------------	---------------------	---------------------	---------------------

EXPENDITURES**Personnel****Public Works Director (10%)**

102-1200-534-12	Full Time Wages	\$ 13,417	\$ 14,400	\$ 14,087	\$ 14,937
102-1200-534-21	Payroll Taxes	1,103	1,100	1,155	1,143
102-1200-534-22	Retirement Plan Contributions	1,734	2,100	2,137	2,036
102-1200-534-23	Employee Insurance Benefits	1,114	1,300	1,044	1,150
102-1200-534-24	Workers Compensation Insurance	225	500	432	500
		17,593	19,400	18,854	19,766

Operating

102-1200-534-31	Professional Services	6,000	8,000	6,000	6,000
102-1200-534-42	Freight & Postage	109	-	-	-
102-1200-534-43	Solid Waste (Utility) Services	2,037,983	2,186,000	2,124,636	2,373,526
102-1200-534-45	Insurance	222	500	500	500
102-1200-534-48	Legal Advertisements	536	500	500	500

TOTAL EXPENDITURES

2,044,850	2,195,000	2,131,636	2,380,526
\$ 2,062,443	\$ 2,214,400	\$ 2,150,490	\$ 2,400,292

REVENUES OVER / (UNDER) EXPENDITURES

\$ 15,437	\$ -	\$ (50,380)	\$ (290,417)
-----------	------	-------------	--------------

FUND BALANCE, Ending

102-282-000 Committed

	9/30/2024	9/30/2025
\$	18,176	\$ (272,217)



Council Communication

To: Mayor and Village Council
From: A.J. Engelmeyer, Public Works Director
Date: July 31, 2024
SUBJECT: Enforcement of a No Parking Zone on Windley Key - TAB 2

Background:

Pursuant to Section 50-65 of the Village's Code of Ordinances relating to the Village's motor vehicles and traffic guidelines, the Village Council has the authority by resolution to restrict or prohibit the parking, standing or stopping of vehicles along roads within the Village. The road(s) affected must be posted with signs that state the restriction or prohibition. After posting, no person may park, stop or stand a vehicle in violation of the posted restriction or prohibition. The noncriminal civil penalty for a violation of this section is \$200.00 and, if paid after 30 days, a fine of \$250.00. A law enforcement officer or parking enforcement personnel who discovers a vehicle parked in violation of this section may issue a ticket in the form approved by the Village for parking violations to the driver or, if the vehicle is unattended, attach the ticket to the vehicle in a conspicuous place. The liability for the payment of the ticket is pursuant to F.S. § 316. 1967. Penalties collected under this section must be remitted to the Village.

Analysis:

The median located along the Old Hwy and US1 on Windley Key (MM 85.4- MM 84.3) has had an influx of vehicles, boats, trailers and heavy machinery parking long term in this area. This has caused a hindrance for routine maintenance and a rise in liability. Florida Keys Aqueduct Authority (FKAA) will be using this area for staging as they continue their Transmission Main Replacement Project. Upon completion of the installation of the transmission main and during restoration of the area, the Village plans to enhance landscaping in the area.

No Parking signs will need to be installed to ensure the area is clear of vehicles, boats, trailers and heavy machinery. The area will include the median between US1 and Old Hwy and the ROW on both sides of Old Hwy beginning at approximately MM 84.3 (Post Card Inn) and north to MM 85.4 (Hog Heaven). The signs will be installed as needed according to the Manual for Uniform Traffic Control Devices (MUTCD).

Budget Impact:

Expenses will come from the Operations Budget of Public Works.

Staff Impact:

Public Works will install signs as required.

Recommendation:

It is recommended that the Village Council consider and adopt the attached Resolution.

Attachments: 1. Resolution

RESOLUTION NO. 24-

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA,
VILLAGE OF ISLANDS, FLORIDA, EXPRESSING THE COUNCIL'S
SUPPORT OF THE ENFORCEMENT OF A NO PARKING ZONE ON
WINDLEY KEY; PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, pursuant to Section 50-65 of the Village's Code of Ordinances relating to the Village's motor vehicle and traffic guidelines, the Village Council has the authority by resolution to restrict or prohibit the parking, standing or stopping of vehicles along roads within the Village; and

WHEREAS, the median located along the Old Hwy and US1 on Windley Key (approximately MM85.4-MM84.3) has had an influx of vehicles, boats, trailer and heavy machinery parking long term in this area causing a hindrance for routine maintenance and a ride in liability; and

WHEREAS, Florida Keys Aqueduct Authority (FKAA) will be using this area for staging as they continue their Transmission Main Replacement Project; and

WHEREAS, upon completion of the installation of the transmission main and during restoration of the area, the Village plans to enhance landscaping in the area; and

WHEREAS, No Parking signs will need to be installed in accordance to the Manual for Uniform Traffic Control Devices (MUTCD) to ensure the area is clear of vehicles, boats, trailers and heavy machinery; and

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA,
VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:**

Section 1. **Recitals.** The above recitals are true and correct and incorporated

into this Resolution by this reference.

Section 2. Establishment of No Parking Zone. Pursuant to Section 50-65 of the Village Code, the Village Council of Islamorada, Village of Islands, hereby establishes a no parking zone on Windley Key at approximately MM85.4 – MM84.3.

Section 3. Authorization of Village Officials. The Village Manager and/or his designee and the Village Attorney are authorized to take all actions necessary to implement the terms and conditions of purchases.

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.
Motion to adopt by _____, second by _____.

**FINAL VOTE AT ADOPTION
VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS**

Mayor Joseph B. Pinder	_____
Vice Mayor Sharon Mahoney	_____
Councilman Mark Gregg	_____
Councilwoman Elizabeth Jolin	_____
Councilman Henry Rosenthal	_____

PASSED AND ADOPTED ON THIS ____ DAY OF _____, 2024.

JOSEPH B. PINDER, MAYOR

ATTEST:

MARNE MCGRATH, VILLAGE CLERK

APPROVED AS TO FORM AND
LEGALITY FOR THE USE AND BENEFIT

OF ISLAMORADA, VILLAGE OF ISLANDS:

JOHN J. QUICK, INTERIM VILLAGE ATTORNEY