



Islamorada, Village of Islands

REGULAR VILLAGE COUNCIL MEETING

REVISED

September 10, 2024 - 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 05:34 PM

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

Pete Frezza led the Pledge of Allegiance and Mayor Pinder began the meeting with a prayer.

III. AGENDA: Requests for Deletion / Emergency Additions

There were no emergency additions or deletions to the agenda.

Vice Mayor Sharon Mahoney pulled Tabs 19 and 20 to move to a time certain December 12 at 5:30 pm at the Community Center.

ACTION: Motion to Approve deferring Tabs 19 and 20 to a time certain of December 12, 2024 at 5:30 pm item III. by Sharon Mahoney second by Elizabeth Jolin;

Motion Passed with a 5:0 vote

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

NAYS: None

ABSTAIN: None

Vice Mayor Sharon Mahoney noted that she had looked into our legal services and asked to table an RFP for legal services until the new Council was elected.

ACTION: Motion to Approve tabling the RFP for Legal Services until a new Council is elected item III. by Sharon Mahoney second by Joseph B. Pinder III;

Motion Passed with a 3:2 vote

AYES: Mark Gregg, Sharon Mahoney, Joseph B. Pinder III
NAYS: Elizabeth Jolin, Henry Rosenthal
ABSTAIN: None

Fire Chief Terry Abel announced the 9/11 Ceremony for the 23rd memorial was occurring the next day at Station 20 at 9:45 am.

IV. REPORTS, PRESENTATIONS AND ANNOUNCEMENTS

- A.** Proclamation of September 23 - 29, 2024, as National Diaper Need Awareness Week **TAB 1**
Mayor Joseph B. Pinder III proclaimed September 23–29, 2024 as Diaper Need Awareness Week and presented the proclamation to Alanna Dixon of the Florida Keys Healthy Start Coalition.
- B.** Proclamation of September 2024 as National Senior Citizens Month **TAB 2**
Mayor Joseph B. Pinder III proclaimed September 2024 as National Senior Citizens Month and presented the proclamation to representatives of the JOY Center.

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.)

Mayor Joseph B. Pinder III opened public comment.

Speakers included:

Barry Wray
Joe Ziomek
Van Cadenhead
Tom Raffanello
Joe Wischmeier

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

VI. CITIZENS' ADVISORY COMMITTEE REPORTS & APPOINTMENTS

- A.** Nearshore Water Regulations Citizens Advisory Committee Report - Dianne Harbaugh (Chair) **TAB 3**
Chair Dianne Harbaugh reported on the recent Committee meeting. She noted the majority of the Committee voted to recommend not creating a new vessel exclusion zone and suggested that Council look at the bigger problem.

VII. MAYOR / COUNCIL COMMUNICATIONS

- A.** Discussion of Replacing Welcome to Islamorada Sign (Council Member Henry Rosenthal)
Council Member Henry Rosenthal introduced a discussion to replace the southern Welcome to Islamorada sign, noting he had placed a sign proclaiming Islamorada as the Sport Fishing Capital of the World years ago. He noted he would like the support of Council and the staff to replace the sign, which was damaged and

eventually removed.

Council Member Rosenthal opened public comment.

Speaker:
Van Cadenhead

There being no one else wishing to speak, Council Member Rosenthal closed public comment.

There was a consensus of Council to move forward and add a "Welcome to Islamorada, Sports Fishing Capital of the World" sign to the After Action Report.

VIII. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS

Village Manager Rob Cole provided an update on the Fills noting the DEP wanted to maintain access to the kayak launch. Staff is working through the issues with FDOT.

IX. CONSENT AGENDA

Council Member Henry Rosenthal commented that there were several resolutions waiving competitive bidding. He noted his preference that all opportunities to have competitive bidding should have to do so.

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 IX. by Mark Gregg second by Elizabeth Jolin;
Motion Passed with a 5:0 vote
AYES: Mark Gregg, Elizabeth Jolin, Henry Rosenthal, Sharon Mahoney,
Joseph B. Pinder III
NAYS: None
ABSTAIN: None

A. Meeting Minutes: TAB 4

July 31, 2024 Special Village Council Meeting
August 7, 2024 Regular Village Council Meeting
August 8, 2024 Regular Village Council Meeting
August 21, 2024 Budget Workshop #1
August 22, 2024 Budget Workshop #2
August 23, 2024 Budget Workshop #3 (Marne McGrath, Village Clerk)

B. Resolution Approving Work Authorization No. 17 with WSP USA Environment & Infrastructure, Inc. for Construction Engineering Inspection and Administration Services TAB 5 (Peter Frezza, Environmental Resources Manager)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING WORK AUTHORIZATION NO. 17 WITH WSP USA ENVIRONMENT &

INFRASTRUCTURE, INC. FOR CONSTRUCTION ENGINEERING INSPECTION AND ADMINISTRATION SERVICES; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE PROJECT AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE WORK AUTHORIZATION NO 17; AND PROVIDING FOR AN EFFECTIVE DATE

- C. Resolution Approving FY 2024-2025 Expenditures through an Agreement with Ben Few & Company, LLC, to Provide Insurance and Risk Management Services **TAB 6** (Mary Swaney, Procurements & Grants Administrator, Lisa Lynch, Finance Director)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING FISCAL YEAR 2024-2025 EXPENDITURES THROUGH AN AGREEMENT BETWEEN BEN FEW & COMPANY, LLC, AND ISLAMORADA, VILLAGE OF ISLANDS, TO PROVIDE INSURANCE AND RISK MANAGEMENT SERVICES; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE

- D. Resolution Approving FY 2024-2025 Purchases from Commercial Energy Specialists for Aquatic Facility Supplies and Services **TAB 7** (Maria Bagiotti, Founders Park Director)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING FISCAL YEAR 2024-2025 EXPENDITURES FROM COMMERCIAL ENERGY SPECIALISTS, LLC. TO PROVIDE AQUATIC FACILITY SUPPLIES AND SERVICES TO THE PARKS AND RECREATION DEPARTMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING A WAIVER OF COMPETITIVE BIDDING; AND PROVIDING FOR AN EFFECTIVE DATE

- E. Resolution Approving Letter of Engagement with Michael J. Pawelczyk to Provide Code Compliance Hearing Officer Services **TAB 8** (Robert Cole, Village Manager)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE LETTER OF ENGAGEMENT BETWEEN MICHAEL J. PAWELCZYK AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE SERVICES OF CODE COMPLIANCE HEARING OFFICER; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE ENGAGEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE LETTER OF ENGAGEMENT; AND PROVIDING FOR AN EFFECTIVE DATE

- F. Resolution Approving Contract for Local Police Services between Monroe County Sheriff's Office and Islamorada, Village of Islands **TAB 9** (Robert Cole, Village Manager)
A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE CONTRACT FOR LOCAL POLICE SERVICES BETWEEN THE MONROE COUNTY SHERIFF'S OFFICE, THE MONROE COUNTY BOARD OF COUNTY COMMISSIONERS AND ISLAMORADA, VILLAGE OF ISLANDS, FOR FISCAL YEARS 2024-2025 to 2028-2029; AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE
- G. Resolution Approving Fiscal Year 2024-2025 Purchases from Wastewater Vendors for the Wastewater Department **TAB 10** (A.J. Engelmeyer, Public Works Director)
A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING FISCAL YEAR 2024-2025 EXPENDITURES FROM AIRVAC INC., DONERITE PUMPS, INC., F.J. NUGENT & ASSOCIATES, FORTILINE WATERWORKS, KB VACUUM PUMP SOLUTIONS, LLC., FERGUSONWATERWORKS AND SUNBELT RENTALS FOR THE OPERATION AND MAINTENANCE OF THE VILLAGE'S WASTEWATER COLLECTION AND TRANSMISSION SYSTEM; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING A WAIVER OF COMPETITIVE BIDDING; AND PROVIDING FOR AN EFFECTIVE DATE
- H. Resolution Approving Expenditures for FY 24-25 With Florida Keys EVR, LLC **TAB 11** (Terry Abel, Fire Chief)
A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING FISCAL YEAR 2024-2025 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
- I. Resolution Approving FY 2024-2025 Expenditures through a Cooperative Professional Services Agreement with All Aspects

Inspection Services, LLC. for Building Services Department Support Services **TAB 12** (Sheila Denoncourt, Chief Building Official)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING FISCAL YEAR 2024-2025 EXPENDITURES THROUGH A COOPERATIVE PROFESSIONAL SERVICES AGREEMENT BETWEEN ALL ASPECTS INSPECTION SERVICES, LLC, AND ISLAMORADA, VILLAGE OF ISLANDS, TO PROVIDE BUILDING PERMIT PLANS REVIEW AND INSPECTION SERVICES TO THE BUILDING SERVICES DEPARTMENT; APPROVING THE WAIVER OF COMPETITIVE BIDDING; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE

- J. Resolution Approving FY 2024-2025 Purchases from Municipal Emergency Services for Services and Supplies **TAB 13** (Terry Abel, Fire Chief)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING FISCAL YEAR 2024-2025 EXPENDITURES THROUGH FROM MUNICIPAL EMERGENCY SERVICES TO SERVICES AND SUPPLIES 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

- K. Resolution Approving FY 2024-2025 Purchases from Bound Tree for Emergency Medical Supplies **TAB 14** (Terry Abel, Fire Chief)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING FISCAL YEAR 2024-2025 EXPENDITURES THROUGH BOUND TREE MEDICAL, LLC FOR MEDICAL SUPPLIES FOR THE FIRE RESCUE DEPARTMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING A WAIVER OF COMPETITIVE BIDDING; AND PROVIDING FOR AN EFFECTIVE DATE

- L. Resolution Approving FY 2024-2025 Contracted Expenditures from Islamorada Power for Generator Maintenance and Repair **TAB 15** (Terry Abel, Fire Chief)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING FISCAL YEAR 2024-2025 CONTRACTED EXPENDITURES FROM ISLAMORADA POWER, INC. FOR GENERATOR MAINTENANCE AND REPAIR FOR THE FIRE RESCUE DEPARTMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE

X. **END OF CONSENT AGENDA**

XI. RESOLUTIONS

- A.** Resolution Approving One Year Extension to GrayRobinson Agreement for State Lobbying Services **TAB 16**
(John Quick, Interim Village Attorney)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING A ONE YEAR RENEWAL OF THE AGREEMENT FOR PROFESSIONAL STATE LOBBYING SERVICES BETWEEN GRAYROBINSON, P.A. AND ISLAMORADA, VILLAGE OF ISLANDS; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE PROFESSIONAL SERVICES AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE PROFESSIONAL SERVICES AGREEMENT; PROVIDING FOR A WAIVER OF COMPETITIVE BIDDING; AND PROVIDING FOR AN EFFECTIVE DATE

GrayRobinson representatives were on hand if Council had any questions.

Mayor Joseph B. Pinder III opened public comment.

Speakers included:
Van Cadenhead

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

ACTION: Motion to Approve the one year extension of the contract item
XI.A. by Mark Gregg second by Henry Rosenthal;
Motion Passed with a 5:0 vote

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

NAYS: None

ABSTAIN: None

- B.** Resolution Approving Change Order No. 1 to the Construction Agreement with ASAP, Inc. Related to the Green Turtle Hammock Preserve Basin Improvement Project **TAB 17** (Peter Frezza, Environmental Resources Manager)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING CHANGE ORDER NO. 1 TO THE AGREEMENT BETWEEN ISLAMORADA, VILLAGE OF ISLANDS AND ASAP, INC. RELATED TO THE GREEN TURTLE HAMMOCK PRESERVE BASIN IMPROVEMENT PROJECT; AUTHORIZING THE VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF CHANGE ORDER NO. 1; AUTHORIZING THE VILLAGE MANAGER TO

EXPEND BUDGETED FUNDS AND PROVIDING FOR AN EFFECTIVE DATE

Environmental Resources Manager Pete Frezza noted that while finishing work at the Green Hammock Preserve, the contractor realized the current dock was becoming structurally compromised. This agreement was intended to complete the necessary repairs.

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 XI.B. by Mark Gregg second by Elizabeth Jolin;

Motion Passed with a 5:0 vote

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

NAYS: None

ABSTAIN: None

- C. Resolution Opposing the Proposed Development at 92501 Overseas Highway - **TAB X** (Marne McGrath, Village Clerk)

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, EXPRESSING OPPOSITION TO THE DEVELOPMENT CURRENTLY BEING PROPOSED ON A PORTION OF PROPERTY LOCATED AT 92501 OVERSEAS HIGHWAY, KEY LARGO, AT APPROXIMATELY MILE MARKER 92.5, CURRENTLY HAVING PARCEL IDENTIFICATION NUMBER 00089490-000000; PROVIDING FOR TRANSMITTAL OF THIS RESOLUTION TO CERTAIN PEOPLE WITH THE STATE AND COUNTY

Mayor Joseph B. Pinder III opened public comment.

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

Several Council Members noted they were unable to support the resolution.

Council Member Elizabeth Jolin moved to approve the resolution, but the motion failed for lack of support.

ACTION: Motion to Deny adoption of the resolution item XI.C. by Sharon Mahoney second by Mark Gregg;

Motion Passed with a 4:1 vote

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

NAYS: Elizabeth Jolin

ABSTAIN: None

XII. ORDINANCES

- A. Ordinance Amending SECTION 30-1542 Shoreline Setbacks -
Second Reading TAB 18 (Jennifer DeBoisbriand , Planning Director)

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING CHAPTER 30 “LAND DEVELOPMENT REGULATIONS”, ARTICLE VII “ENVIRONMENTAL REGULATIONS”, DIVISION 2 “DOCKS AND SHORELINE USES”, SECTION 30-1542 OF THE VILLAGE CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE

Planning Director Jennifer DeBoisbriand noted the ordinance passed on first reading August 8, 2024.

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 XII.A. by Mark Gregg second by Elizabeth Jolin; Motion Passed with a 5:0 vote
AYES:	Mark Gregg, Elizabeth Jolin, Henry Rosenthal, Sharon Mahoney, Joseph B. Pinder III
NAYS:	None
ABSTAIN:	None

XIII. QUASI-JUDICIAL

- A. Ordinance Amendment Considering the Request of HVS82 Investments LLC to Amend the Future Land use Map of Parcel 00415840-000000 -**Second Reading TAB 19** (Jennifer DeBoisbriand , Planning Director)

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST OF SHARON MAHONEY ON BEHALF OF HVS82 INVESTMENTS LLC, TO AMEND THE VILLAGE’S FUTURE LAND USE MAP FROM RESIDENTIAL CONSERVATION (RC) TO MIXED USE (MU) FOR THE SUBJECT PROPERTY, LOCATED ON PLANTATION KEY, WITH REAL ESTATE NUMBER 00415840-000000, AS LEGALLY DESCRIBED HEREIN; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF COMMERCE; AND PROVIDING FOR AN EFFECTIVE DATE UPON THE APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF COMMERCE.

This item was moved to a time certain of December 12, 2024 at 5:30pm in the Community Center.

- B. Ordinance Amendment Considering the Request of HVS82 Investments LLC to Amend the Zoning Map for Parcel 00415840-

000000 - **Second Reading TAB 20** (Jennifer DeBoisbriand ,
Planning Director)

**AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS,
FLORIDA, CONSIDERING THE REQUEST OF SHARON
MAHONEY ON BEHALF OF HVS82 INVESTMENTS LLC, TO
AMEND THE OFFICIAL ZONING MAP FROM NATIVE
RESIDENTIAL (NR) TO HIGHWAY COMMERCIAL (HC) FOR THE
SUBJECT PROPERTY, LOCATED ON PLANTATION KEY, WITH
REAL ESTATE NUMBER 00415840-000000, AS LEGALLY
DESCRIBED HEREIN; PROVIDING FOR THE TRANSMITTAL OF
THIS ORDINANCE TO THE STATE DEPARTMENT OF
COMMERCE; AND PROVIDING FOR AN EFFECTIVE DATE
UPON THE APPROVAL OF THIS ORDINANCE BY THE STATE
DEPARTMENT OF COMMERCE.**

This item was moved to a time certain of December 12, 2024 at 5:30pm in the
Community Center.

XIV. **AFTER ACTION REPORT**

A. After Action Report

A reminder was issued that the Thursday meeting was starting at 4:30 pm.
Council Member Elizabeth Jolin asked if we were still using the After Action
Report. Village Manager Rob Cole indicated that we were, but we don't
automatically add things from Committee unless Council asked for it to be moved
forward.

Council Member Jolin noted the Near Shore Water Regulations Committee
recommended not creating a vessel exclusion zone at Sunset Drive Beach and to
instead look at our entire coastline and asked to add that to After Action Report.
Discussion ensued as to how that addresses residents' immediate concerns.
Village Manager Rob Cole directed Environmental Resources Manager Pete
Frezza to review the request and look at the options. Manager Cole noted he
cannot promise to solve the problem at this time, but that this is a commitment to
look into the options.

XV. **ADJOURNMENT**

There being no further business, Council Member Henry Rosenthal moved to adjourn
the meeting at 7:24 pm