

# ISLAMORADA VILLAGE OF ISLANDS

## AGENDA



### REGULAR VILLAGE COUNCIL MEETING

August 25, 2011

Regular Village Council Meeting

At 5:30 PM

Islamorada Founders Park Community Center

87000 Overseas Hwy,

Islamorada, FL 33036

#### VILLAGE COUNCIL

Michael Reckwerdt, Mayor

Ken Philipson, Vice Mayor

Don Achenberg, Councilman

Ted Blackburn, Councilman

Dave Purdo, Councilman

Edward Koconis, Village Manager

Debra Eastman, Village Clerk

Weiss, Serota, Helfman, Pastoriza, Cole & Boniske, Village Attorneys

Our Mission:    λ to Protect the Resident's Right to Quiet Enjoyment of Life  
                         λ to Plan for Enhancing Our "Village" Character  
                         λ to Preserve Our Community: Its People, Natural Resources, and Pride  
                         λ to Provide Basic Services to Support Our Quality of Life

**ISLAMORADA, VILLAGE OF ISLANDS  
REGULAR VILLAGE COUNCIL MEETING**

**August 25, 2011**

**Founders Park Community Center  
87000 Overseas Hwy  
Islamorada, FL 33036**

- I. CALL TO ORDER\ROLL CALL**
- II. PLEDGE OF ALLEGIANCE**
- III. PRESENTATIONS**
- IV. PUBLIC COMMENT**
- V. AGENDA: Request for Deletion / Emergency Additions**
- VI. CITIZENS' ADVISORY COMMITTEE UPDATES**
  - A.** Historic Preservation Commission – No Report
  - B.** Land Acquisition Advisory Committee – No Report
  - C.** Landscape Advisory Committee – No Report
  - D.** Local Planning Agency – No Report
  - E.** Near Shore Water Support Citizens' Advisory Committee – No Report
  - F.** Parks and Recreation Citizen's Advisory Committee – Chairperson Carolyn Wightman
  - G.** Water Quality Improvement Citizens' Advisory Committee –No Report
  - H.** Workforce / Affordable Housing Citizens' Advisory Committee – Chairperson Renee Sebastian
  - I.** Citizens' Financial Advisory Committee – No Report
- VII. WASTEWATER MATTERS**
  - A.** Wastewater Update
  - B.** Final Supplemental Assessment Resolution for Non-Ad Valorem Assessment Program for Wastewater Collection and Treatment Facilities in Remaining Village Service Areas (Excluding North Plantation Key) **TAB 1**

**RESOLUTION. 11-**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, RELATING TO THE CONSTRUCTION OF WASTEWATER COLLECTION AND TREATMENT FACILITIES WITHIN THE WASTEWATER ASSESSMENT AREA WITHIN THE VILLAGE BUT EXCLUDING THE NORTH PLANTATION KEY ASSESSMENT AREA; IMPOSING SPECIAL ASSESSMENTS; APPROVING THE ASSESSMENT ROLL; PROVIDING FOR COLLECTION OF THE ASSESSMENTS; AND PROVIDING AN EFFECTIVE DATE**

- C. A Resolution Approving an Agreement Between Public Resources Management Group, Inc. and Islamorada, Village of Islands to Provide Professional Consulting Services for the Village Wastewater Design-Build-Operate-Finance Process

TAB 2

**RESOLUTION. 11-**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE AGREEMENT BETWEEN PUBLIC RESOURCES MANAGEMENT GROUP, INC AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE PROFESSIONAL CONSULTING SERVICES RELATIVE TO THE VILLAGE WASTEWATER DESIGN-BUILD-OPERATE-FINANCE PROCESS; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; WAIVING COMPETITIVE BIDDING; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE**

- D. A Resolution Approving an Agreement Between Public Resources Management Group, Inc. and Islamorada, Village of Islands to Provide a Wastewater Program Forecast

TAB 3

**RESOLUTION. 11-**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE AGREEMENT BETWEEN PUBLIC RESOURCES MANAGEMENT GROUP, INC AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE A WASTEWATER FINANCIAL FORECAST; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; WAIVING COMPETITIVE BIDDING; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE**

- E. A Resolution Approving a Modification to the Letter Agreement Between Nabors Giblin & Nickerson P.A. and Islamorada, Village of Islands to Provide Legal Services for the Village Wastewater Utility **TAB 4**

**RESOLUTION. 11-**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING A MODIFICATION OF THE LETTER AGREEMENT BETWEEN NABORS GIBLIN NICKERSON P.A. AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE LEGAL SERVICES FOR THE VILLAGE WASTEWATER UTILITY; 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 MODIFICATION OF THE LETTER AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE**

**VIII. QUASI-JUDICIAL**

**IX. 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: Regular Village Council Meetings July 28, 2011 and August 9, 2011; Executive Sessions, August 9, 2011 (Case No. 11-CA-325-P), August 9, 2011 (Case No. 11-CA-295-P) and August 9, 2011 (Case No. 11-CA-188-P); Village Council Budget Workshop August 18, 2011; Special Call Village Council Meeting, August 18, 2011 **TAB 5**
- B. Resolution Providing for the Acceptance of Legal Service of Process by the Village Clerk **TAB 6**

**RESOLUTION. 11-**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AUTHORIZING THE VILLAGE CLERK TO ACCEPT SERVICE OF PROCESS UNDER CHAPTER 48, FLORIDA STATUTES FOR ALL LITIGATION FILED AGAINST THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE**

**X. ORDINANCES**

**XI. RESOLUTIONS**

- A. Proposed Resolution Approving Amended and Restated Agreement for Solid Waste Services with Veolia ES Solid Waste Southeast, Inc. TAB 7**

**RESOLUTION. 11-**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE AMENDED AND RESTATED AGREEMENT FOR SOLID WASTE SERVICES BETWEEN VEOLIA ES SOLID WASTE SOUTHEAST, INC. AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE SOLID WASTE COLLECTION AND DISPOSAL 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**

- B. Proposed Settlement Agreement Between Islamorada, Village of Islands and Jose and Maria (“Alberto”) Regarding Ending Litigation TAB 8**

**RESOLUTION. 11-**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE LITIGATION SETTLEMENT AGREEMENT WITH JOSE AND MARIA ALBERTO; AUTHORIZING THE APPROPRIATE VILLAGE OFFICIALS TO EXECUTE THE SETTLEMENT AGREEMENT AND ANY ADDITIONAL DOCUMENTS PERTAINING TO THE SETTLEMENT AGREEMENT AND TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE SETTLEMENT AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE**

- C. Resolution Approving Renewal of Professional Auditing Services Engagement with Cherry, Bekaert & Holland, LLP TAB 9**

**RESOLUTION. 11-**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA; APPROVING THE RENEWAL OF THE PROFESSIONAL AUDITING SERVICES ENGAGEMENT WITH CHERRY BEKAERT & HOLLAND LLP FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2011; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE RENEWAL ENGAGEMENT; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE**

**XII. MOTIONS**

**XIII. UNFINISHED BUSINESS**

**XIV. MAYOR / COUNCIL COMMUNICATIONS**

A. Discussion and Direction Regarding Inclusionary Zoning Fees

B. Discussion and Direction Regarding Fight Night at Founders Park

**XV. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS**

A. Quarterly Budget Review

**TAB 10**

**XVI. ADJOURNMENT**

**A limited number of copies will be available for the public at the time of the meeting. The agenda and backup documentation may be viewed and printed from the Village website at [www.islamorada.fl.us](http://www.islamorada.fl.us) as early as the Monday prior to the meeting.**

**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 Administrative Center and Public Safety Headquarters at 664-6412 at least 48 hours before the scheduled meeting.**

**Anyone wishing to appeal any decision made by the Islamorada Village Council with respect to any matter considered at such meeting or hearing will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.**

**All video, computer or technical devices that will be used at Council meetings must be given to the Village Clerk 48 hours prior to the meeting.**

**Anyone giving out documents during public comment shall provide a minimum of 10 copies to the Village Clerk prior to the start of the meeting.**

**Two or more committee members from various Village Committees may be present at this meeting.**