

# ISLAMORADA VILLAGE OF ISLANDS

## AGENDA



### REGULAR VILLAGE COUNCIL MEETING

September 8, 2011

Regular Village Council Meeting

Immediately Following the 5:30 Special Call Village Council Meeting

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**

**Founders Park Community Center  
87000 Overseas Hwy  
Islamorada, FL 33036  
September 8, 2011**

**Immediately Following the 5:30 Special Call – First Budget Hearing- Village Council Meeting**

**I. CALL TO ORDER\ROLL CALL**

**II. PLEDGE OF ALLEGIANCE**

**III. PRESENTATIONS**

- A. Presentation of Mayor Award to Captain Tom Brazil
- B. Proclamation for Florida Missing Children's Day September 12, 2011

**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 – No Report
- G. Water Quality Improvement Citizens' Advisory Committee –Chairperson David Makepeace
- H. Workforce / Affordable Housing Citizens' Advisory Committee – Chairperson Rene Sebastian
- I. Citizens' Financial Advisory Committee – Chairperson Jim Grainger

**VII. WASTEWATER MATTERS**

- A. Wastewater Update **TAB 1**
- B. Discussion and Direction Regarding Key Largo Wastewater Treatment District (KLWTD) Agreement
- C. Request for Proposal (RFP) Wastewater System Veolia - DBOF Team Key Member Changes **TAB 2**

**VIII. QUASI-JUDICIAL**

- A.** Application for Administrative Relief (AR 11-03) for Robert E. Reckwerdt Estate **TAB 3**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST OF ROBERT E. RECKWERDT ESTATE, FOR ADMINISTRATIVE RELIEF FROM BUILDING PERMIT ALLOCATION SYSTEM FOR PROPERTY LOCATED AT 82647 OLD HIGHWAY, AS LEGALLY DESCRIBED IN EXHIBIT "A;" AND PROVIDING FOR AN EFFECTIVE DATE**

**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: **TAB 4**  
Village Council Budget Workshop August 25, 2011  
Regular Village Council Meeting August 25, 2011  
Special Call Village Council Meeting August 31, 2011
- B.** Proposed Resolution for Interlocal Agreement for Sharing the Village Fire Chief with the City of Marathon, Florida, for One Additional Year **TAB 5**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT BETWEEN ISLAMORADA AND THE CITY OF MARATHON FOR THE SERVICES OF THE FIRE CHIEF; AUTHORIZING THE VILLAGE MANAGER TO FINALIZE THE TERMS OF THE AGREEMENT; AUTHORIZING VILLAGE OFFICIALS TO TAKE ALL STEPS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE**

- C. Resolution Approving Letter of Engagement for Code Compliance Hearing Officer

TAB 6

**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 THE SERVICES OF CODE COMPLIANCE HEARING OFFICER; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE LETTER OF 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**

**X. ORDINANCES**

- A. Second Reading – Proposed Ordinance Providing for a Special Election Related to a Proposed Village Charter Amendment Providing that the Candidate in Each Race Receiving the Highest Number of Votes Be Elected, and to Eliminate Runoff Elections

TAB 7

**AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CALLING A SPECIAL ELECTION TO BE HELD IN CONJUNCTION WITH THE PRESIDENTIAL PREFERENCE ELECTION IN 2012; PROVIDING FOR SUBMISSION TO THE ELECTORS OF A PROPOSED AMENDMENT TO THE VILLAGE CHARTER PROVIDING THAT THE CANDIDATE IN EACH RACE RECEIVING THE HIGHEST NUMBER OF VOTES BE ELECTED, AND TO ELIMINATE RUNOFF ELECTIONS; PROVIDING FOR BALLOTING; PROVIDING FOR REQUISITE BALLOT LANGUAGE; PROVIDING FOR NOTICE OF ELECTION; PROVIDING AUTHORIZATION OF VILLAGE CLERK; PROVIDING FOR VILLAGE CANVASSING BOARD; PROVIDING FOR EFFECTIVENESS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CHARTER/CONFORMITY OF AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE**

- B. Second Reading – Proposed Ordinance Establishing a Hazardous Waste Release Mitigation and Cost Recovery Program within the Village

TAB 8

**AN ORDINANCE OF THE VILLAGE OF ISLAMORADA, FLORIDA, CREATING ARTICLE VI “HAZARDOUS WASTE RELEASE MITIGATION AND COST RECOVERY” OF CHAPTER 13 “EMERGENCY MANAGEMENT AND EMERGENCY SERVICES”; PROVIDING DEFINITIONS; PROVIDING FOR DUTIES DURING RELEASE OF A HAZARDOUS SUBSTANCE, POLLUTANT OR CONTAMINANT; PROVIDING FOR COST RECOVERY FOR INCURRED HAZARDOUS RELEASE MITIGATION COSTS; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE**

- C. Second Reading – Proposed Ordinance Establishing Regulations and Standards Within the Village Related to Public Firework Displays **TAB 9**

**AN ORDINANCE OF THE VILLAGE OF ISLAMORADA, FLORIDA, CREATING ARTICLE IV “FIREWORKS DISPLAYS” OF CHAPTER 26 “FIRE PREVENTION AND PROTECTION” TO PROVIDE A REGULATORY MECHANISM TO ENFORCE THE PROVISIONS OF CHAPTER 791, FLORIDA STATUTES; PROVIDING FOR PERMITTING REQUIREMENTS FOR FIREWORKS DISPLAYS; PROVIDING FOR OPERATION OF FIREWORKS DISPLAYS; PROVIDING FOR PENALTIES; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE**

- D. Second Reading – Proposed Ordinance Establishing Regulation, Standards and Service Charges Related to False Alarms within the Village **TAB 10**

**AN ORDINANCE OF THE VILLAGE OF ISLAMORADA, FLORIDA, CREATING ARTICLE V “FIRE ALARMS” OF CHAPTER 26 “FIRE PREVENTION AND PROTECTION” TO PROVIDE REGULATIONS RELATED TO FIRE ALARMS; PROVIDING FOR PURPOSE OF REGULATION; PROVIDING DEFINITIONS; REQUIRING MAINTENANCE, INSPECTION AND TESTING; REQUIRING POSTINGS; PROHIBITING FALSE ALARMS; REQUIRING INSPECTIONS; PROVIDING FOR SERVICE CHARGES; PROVIDING FOR NOTIFICATION OF FALSE ALARMS; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE**

## **XI. RESOLUTIONS**

- A. Proposed Resolution Establishing Service Charges Related to False Fire Alarms Within the Village **TAB 11**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA ESTABLISHING A SERVICE CHARGE FOR FALSE FIRE ALARMS; AND PROVIDING FOR AN EFFECTIVE DATE**

- B. Bid Award for the Solar Retrofitting of Facility Lighting at Founders Park, Library Beach Park, Plantation Hammocks Preservation and Plantation Tropical Preserve TAB 12

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE BID AWARD FOR ELECTRICAL CONTRACTING SERVICES TO PROVIDE SOLAR RETROFITTING OF FACILITY LIGHTING AT FOUNDERS PARK, LIBRARY BEACH PARK, PLANTATION HAMMOCKS PRESERVE AND PLANTATION TROPICAL PRESERVE; AUTHORIZING THE VILLAGE MANAGER TO NEGOTIATE A CONSTRUCTION CONTRACT FOR THE PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE**

- C. Proposed Resolution Approving Amended and Restated Agreement for Solid Waste Services with Veolia ES Solid Waste Southeast, Inc. TAB 13

**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**

**XII. MOTIONS**

**XIII. UNFINISHED BUSINESS**

**XIV. MAYOR / COUNCIL COMMUNICATIONS**

- A. Discussion regarding Inclusionary Zoning Fees

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

- A. Florida Department of Transportation (FDOT) Project

**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.**