

# ISLAMORADA VILLAGE OF ISLANDS

## AGENDA



### REGULAR VILLAGE COUNCIL MEETING

September 22, 2011

Regular Village Council Meeting

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**

**Founders Park Community Center  
87000 Overseas Hwy  
Islamorada, FL 33036  
September 22, 2011  
5:30 PM**

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

**II. PLEDGE OF ALLEGIANCE**

**III. PRESENTATIONS**

- A. Presentation of the Landscape Award to Tropical Motel /Made-2-Order
- B. Proclamation for Fire Prevention Week October 9-15, 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 – Committee Member Phyllis Mitchell
- D. Local Planning Agency – Chairperson Chris Morton
- E. Near Shore Water Support Citizens' Advisory Committee – Chairperson Bob Mitchell
- F. Parks and Recreation Citizen's Advisory Committee – No Report
- G. Water Quality Improvement Citizens' Advisory Committee –No Report
- H. Workforce / Affordable Housing Citizens' Advisory Committee – Chairperson Rene Sebastian
- I. Citizens' Financial Advisory Committee – No Report

**VII. WASTEWATER MATTERS**

A. Wastewater Update

- B. A Resolution Approving the Second Amendment to the Financial Advisory Agreement Between RBC Capital Markets, LLC and Islamorada, Village of Islands, to Provide Professional Consulting Services for the Village Wastewater Design-Build-Operate-Finance (DBOF) Process **TAB 1**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE SECOND ADDENDUM TO THE FINANCIAL ADVISORY AGREEMENT BETWEEN RBC CAPITAL MARKETS, LLC AND ISLAMORADA, VILLAGE OF ISLANDS, TO PROVIDE PROFESSIONAL CONSULTING SERVICES RELATIVE TO THE VILLAGE WASTEWATER DESIGN-BUILD-OPERATE-FINANCE (DBOF) PROCESS; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE SECOND ADDENDUM; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE SECOND ADDENDUM; AND PROVIDING FOR AN EFFECTIVE DATE**

- C. Resolution Approving Work Authorization No. 7 Between Wade Trim, Inc. and Islamorada, Village of Islands to Provide General Engineering Services to Assist in the Design-Build-Operate-Finance (DBOF) Procurement Process and the Provisions of the Village-Wide Wastewater Services to the Remaining Service Areas **TAB 2**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE PROJECT AGREEMENT BETWEEN WADE TRIM, INC. AND ISLAMORADA, VILLAGE OF ISLANDS, FOR WORK AUTHORIZATION NO. 7 TO PROVIDE GENERAL ENGINEERING SERVICES TO ASSIST IN THE DESIGN-BUILD-OPERATE-FINANCE (DBOF) PROCUREMENT PROCESS AND THE PROVISION OF VILLAGE-WIDE WASTEWATER SERVICE TO THE REMAINING SERVICE AREA; 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 PROJECT AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE**

- D.** Resolution Approving Work Authorization No. 8 Between Wade Trim, Inc. and Islamorada, Village of Islands to Provide General Engineering Services to Assist in the Operation and Maintenance of the North Plantation Key Wastewater System

**TAB 3**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE PROJECT AGREEMENT BETWEEN WADE TRIM, INC. AND ISLAMORADA, VILLAGE OF ISLANDS FOR WORK AUTHORIZATION NO. 8 TO PROVIDE GENERAL ENGINEERING SERVICES TO ASSIST IN THE OPERATION AND MAINTENANCE OF THE NORTH PLANTATION KEY WASTEWATER SYSTEM; 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 PROJECT 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:  
Special Call First Budget Hearing September 8, 2011  
Regular Village Council Meeting September 8, 2011  
Special Call Second Budget Hearing September 14, 2011  
Executive Session September 14, 2011

**TAB 4**

- B.** Approval of 2011 Environmental Sustainability Plan

**TAB 5**

- C. Resolution Approving Second Amendment to the Contract for Local Police Services Between the Monroe County Sheriff's Office, Monroe County and Islamorada, Village of Islands, Florida for Fiscal Year 2011-2012

**TAB 6**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE SECOND AMENDMENT TO THE CONTRACT FOR LOCAL POLICE SERVICES BETWEEN THE MONROE COUNTY SHERIFF'S OFFICE, MONROE COUNTY AND ISLAMORADA, VILLAGE OF ISLANDS FOR FISCAL YEAR 2011-2012; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE SECOND AMENDMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE MAYOR TO EXECUTE THE SECOND AMENDMENT; AND PROVIDING AN EFFECTIVE DATE**

- D. Resolution Approving First Amendment to Agreement for Professional State Lobbying Consulting Services

**TAB 7**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE FIRST AMENDMENT TO PROFESSIONAL STATE LOBBYING CONSULTING SERVICES AGREEMENT BETWEEN WILLIAM J. PEEBLES, P.A. AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE PROFESSIONAL STATE LOBBYING SERVICES; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE FIRST AMENDMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE FIRST AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE**

- E. Resolution Approving Fourth Amendment to Agreement with DLT Enterprises for Professional Software Consulting Services

**TAB 8**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE FOURTH AMENDMENT TO THE AGREEMENT BETWEEN DLT ENTERPRISES, INC. AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE PROFESSIONAL SOFTWARE CONSULTING SERVICES; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE FOURTH AMENDMENT TO THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE FOURTH AMENDMENT TO THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE**

- F. Approval of Construction Contract with Electrical Contracting Services, Inc. for the Solar Retrofitting of Facility Lighting at Founders Park, Library Beach Park, Plantation Hammocks Preserve and Plantation Tropical Preserve

**TAB 9**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE CONTRACT BETWEEN ELECTRICAL CONTRACTING SERVICES, INC. AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE SOLAR RETROFITTING OF FACILITY LIGHTING AT FOUNDERS PARK, LIBRARY BEACH PARK, PLANTATION TROPICAL PRESERVE AND PLANTATION HAMMOCKS PRESERVE; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE**

- G. Resolution Amending Fire Safety Plan Review and Inspection Fees

**TAB 10**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA AMENDING RESOLUTIONS NO. 03-12-55 AND 07-08-45 TO AMEND FIRE SAFETY PLAN REVIEW AND INSPECTION FEES; AND PROVIDING FOR AN EFFECTIVE DATE**

**X. ORDINANCES**

- A. Second Reading – Future Land Use Map (FLUM) Amendment (FLRZ 10-03) for 75700 Overseas Highway

**TAB 11**

**AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, GRANTING THE REQUEST BY PLANMAC COMPANY, INC., TO AMEND THE *FUTURE LAND USE MAP* FROM RESIDENTIAL LOW (RL) TO RESIDENTIAL HIGH (RH) FOR A PARCEL LOCATED AT 75700 OVERSEAS AND FURTHER DESCRIBED IN EXHIBIT “A;” PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS; AND PROVIDING FOR AN EFFECTIVE DATE UPON THE APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF COMMUNITY AFFAIRS**

- B. Second Reading – Proposed Text Amendment to Table 9-1 Capital  
Capital Improvement Program** **TAB 12**

**AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING THE COMPREHENSIVE PLAN BY MODIFYING PROVISIONS TO THE CAPITAL IMPROVEMENTS ELEMENT; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE UPON APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF COMMUNITY AFFAIRS**

- C. Second Reading – Future Land Use Map (FLUM) Amendment (FLRZ 11-01)  
for 87760 Overseas Highway** **TAB 13**

**AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST BY PLANTATION ACQUISITION, LLC TO AMEND THE *FUTURE LAND USE MAP* FROM RESIDENTIAL MEDIUM (RM) TO MIXED USE (MU) FOR PROPERTY LOCATED AT 87760 OVERSEAS HIGHWAY AS LEGALLY DESCRIBED IN EXHIBIT “A”; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS; AND PROVIDING FOR AN EFFECTIVE DATE UPON THE APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF COMMUNITY AFFAIRS**

- D. First Reading – Ordinance Official Zoning Map Amendment (FLRZ 11-01)  
for 87760 Overseas Highway** **TAB 14**

**AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST BY PLANTATION ACQUISITION, LLC TO AMEND THE *OFFICIAL ZONING MAP* FROM RESIDENTIAL SINGLE FAMILY (R1) TO TOURIST COMMERCIAL (TC) FOR PROPERTY LOCATED AT 87760 OVERSEAS HIGHWAY AS LEGALLY DESCRIBED IN EXHIBIT “A”; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS; AND PROVIDING FOR AN EFFECTIVE DATE UPON THE APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF COMMUNITY AFFAIRS**

- E. Second Reading – Proposed Ordinance Establishing a Hazardous Waste Release Mitigation and Cost Recovery Program within the Village **TAB 15**

**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**

**XI. RESOLUTIONS**

- A. Approval of Residential Building Permit Allocation System Ranking and Awards **TAB 16**  
Quarter 3 of 2011 (closed Noon on August 1, 2011)

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE RESIDENTIAL BUILDING PERMIT ALLOCATION RANKINGS AND AWARDED RESIDENTIAL BUILDING PERMIT ALLOCATIONS FOR QUARTER 3 OF 2011 OF THE BUILDING PERMIT ALLOCATION SYSTEM; AND PROVIDING FOR AN EFFECTIVE DATE**

- B. Proposed Resolution for Interlocal Agreement for Sharing the Village Fire Chief with the City of Marathon, Florida, for One Additional Year **TAB 17**

**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. A Resolution Approving a Modification to the Retainer Agreement Between Weiss Serota Helfman Pastoriza Cole & Boniske, PL and Islamorada, Village of Islands to Provide Legal Services **TAB 18**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING A MODIFICATION OF THE RETAINER AGREEMENT BETWEEN WEISS SEROTA HELFMAN PASTORIZA COLE & BONISKE, PL AND ISLAMORADA, VILLAGE OF ISLANDS, TO PROVIDE LEGAL SERVICES TO THE VILLAGE; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE MAYOR TO EXECUTE THE MODIFIED RETAINER AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE**

- D. Resolution Authorizing Renewal of Village Health, Liability, Automobile, Property and Workers' Compensation Coverage through Florida Municipal Trust (FMT) for Fiscal Year 2011-2012 **TAB 19**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AUTHORIZING PAYMENT OF THE RENEWAL PREMIUM FOR HEALTH, LIABILITY, AUTOMOBILE, PROPERTY AND WORKER'S COMPENSATION INSURANCE TO THE FLORIDA MUNICIPAL INSURANCE TRUST FOR FISCAL YEAR 2011-12; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE REQUIRED DOCUMENTS; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE**

**XII. MOTIONS**

**XIII. UNFINISHED BUSINESS**

**XIV. MAYOR / COUNCIL COMMUNICATIONS**

- A. Discussion of Goals and Objectives of Citizen's Financial Advisory Committee **TAB 20**
- B. Discussion and Direction Regarding Increase in Non-Residential Square Footage Allocations through BPAS

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

**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.**