

ISLAMORADA VILLAGE OF ISLANDS

AGENDA



REGULAR VILLAGE COUNCIL MEETING

April 12th, 2012

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 E. 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**

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87000 Overseas Hwy
Islamorada, FL 33036
April 12, 2012
5:30 PM**

I. CALL TO ORDER\ROLL CALL

II. PLEDGE OF ALLEGIANCE

III. PRESENTATIONS

A. Certificates of Appreciation to Girl Scouts

IV. PUBLIC COMMENT

V. AGENDA: Request for Deletion / Emergency Additions

VI. CITIZENS' ADVISORY COMMITTEE UPDATES

A. Workforce / Affordable Housing Citizens' Advisory Committee – Chairperson Renee Sebastian

VII. WASTEWATER MATTERS

A. Wastewater Update

TAB 1

VIII. 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:

March 15, 2012 Special Call Village Council Meeting

March 22, 2012 Regular Village Council Meeting

TAB 2

IX. ORDINANCES

- A.** Second Reading – Ordinance Amending Chapter 30 “Land Development Regulations,” Article IV “Administrative Procedures,” Division 11 “Building Permit Allocation System,” Section 30-474 “Building Permit Allocation” of the Village Code

TAB 3

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING CHAPTER 30 “LAND DEVELOPMENT REGULATIONS,” ARTICLE IV “ADMINISTRATIVE PROCEDURES,” DIVISION 11 “BUILDING PERMIT ALLOCATION SYSTEM,” SECTION 30-474 “BUILDING PERMIT ALLOCATION” OF THE VILLAGE CODE AMENDING PROVISIONS RELATED TO THE ALLOCATION OF NONRESIDENTIAL FLOOR AREA; PROVIDING FOR THE REPEAL OF ALL CODE PROVISIONS AND ORDINANCES INCONSISTENT WITH THE PROVISIONS OF THIS ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY; AND PROVIDING FOR AN EFFECTIVE DATE UPON THE APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY

- B.** First Reading – Future Land Use Map (FLUM) Amendment (FLRZ12-01) for a Property Located at Approximately MM 86.5

TAB 4

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST BY GEORGE AND JUDY SANDS TO AMEND THE *FUTURE LAND USE MAP* FROM CONSERVATION (C) TO MIXED USE (MU) FOR PROPERTY LOCATED AT APPROXIMATELY MILE MARKER 86.5 OVERSEAS HIGHWAY AS LEGALLY DESCRIBED IN EXHIBIT “A”; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY; AND PROVIDING FOR AN EFFECTIVE DATE UPON THE APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY

X. QUASI-JUDICIAL

- A. First Reading – Zoning Map Amendment (FLRZ-12-01) for a Property Located at Approximately MM 86.5 TAB 5**

AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST BY GEORGE AND JUDY SANDS TO AMEND THE *OFFICIAL ZONING MAP* FROM CONSERVATION (C) TO HIGHWAY COMMERCIAL (HC) FOR PROPERTY LOCATED AT APPROXIMATELY MILE MARKER 86.5 OVERSEAS HIGHWAY AS LEGALLY DESCRIBED IN EXHIBIT “A”; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY; AND PROVIDING FOR AN EFFECTIVE DATE UPON THE APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY

- B. Resolution for Time Extension for Wet Net Site Plan and Minor Conditional Use Approval TAB 6**

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA CONSIDERING A TIME EXTENSION IN ACCORDANCE WITH THE PROVISIONS OF SECTION 30-224 OF THE ISLAMORADA, VILLAGE OF ISLANDS CODE OF ORDINANCES TO ISLAMORADA, VILLAGE OF ISLANDS FOR THE COMPLETION OF THE REQUIREMENTS OF THE APPROVED SITE PLAN AND MINOR CONDITIONAL USE FOR THE DEVELOPMENT OF THIRTY-SIX (36) DEED-RESTRICTED AFFORDABLE RESIDENTIAL DWELLING UNITS FOR PROPERTY LOCATED AT 81101 OVERSEAS HIGHWAY AND AS LEGALLY DESCRIBED IN EXHIBIT “A”; LOCATED WITHIN THE HIGHWAY COMMERCIAL (HC) ZONING DISTRICT; AND PROVIDING FOR AN EFFECTIVE DATE

XI. RESOLUTIONS

- A. Approval of Settlement Agreement Regarding F.S. Section 70.001 Bert J. Harris Act Claim by Mr. Graham Glynn Related to 75831 Overseas HWY TAB 7**

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE BERT J. HARRIS JR., PRIVATE PROPERTY RIGHTS PROTECTION ACT (“BERT J. HARRIS ACT”) PRE-SUIT CLAIM SETTLEMENT AGREEMENT; 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

- B.** Resolution Approving Fifth 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 FIFTH 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 FIFTH AMENDMENT TO THE AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE FIFTH AMENDMENT TO THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE

- C.** A Resolution Amending Resolution 11-11-93 Regarding the Total Amount of Nonresidential Floor Area that May Be Made Available for 2012

TAB 9

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING RESOLUTION 11-11-93 REGARDING THE TOTAL AMOUNT OF NONRESIDENTIAL FLOOR AREA THAT MAY BE MADE AVAILABLE, THE QUARTERLY ALLOCATIONS, AND THE DISTRIBUTION OF ALLOCATIONS BETWEEN CATEGORIES OF THE BUILDING PERMIT ALLOCATION SYSTEM FOR 2012; AND PROVIDING FOR AN EFFECTIVE DATE

- D.** Resolution Approving Settlement Agreement for Islamorada, Village of Islands v WPC Industrial Contractors, WF McCain, et al. and WPC Industrial Contractors v Islamorada, Village of Islands

TAB 10

XII. MOTIONS

- A.** Affordable Housing In Lieu Fees

XIII. UNFINISHED BUSINESS

XIV. MAYOR / COUNCIL COMMUNICATIONS

- A.** Federal Lobbyist Update Discussion (Vice Mayor Philipson)
- B.** Discussion Regarding Coordination of Venetian Shores FKA A Improvements with Wastewater Collection System (Vice Mayor Philipson)
- C.** Discussion Regarding Park Event Traffic on US-1 (Vice Mayor Philipson)

XV. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS

XVI. ADJOURNMENT

A limited number of agendas 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 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.