

ISLAMORADA VILLAGE OF ISLANDS

AGENDA



REGULAR VILLAGE COUNCIL MEETING

December 13, 2012

5:30 PM

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

VILLAGE COUNCIL

Ken Philipson, Mayor
Ted Blackburn, Vice Mayor
Mike Forster, Councilman
Deb Gillis, Councilwoman
Dave Purdo, Councilman

Edward Koconis, AICP. Village Manager
Ariana Lawson, Village Clerk
Nina Boniske, Village Attorney

Our Mission:

- to Protect the Resident's Right to Quiet Enjoyment of Life
- to Plan for Enhancing Our "Village" Character
- to Preserve Our Community: Its People, Natural Resources, and Pride
- 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
December 13, 2012
5:30 PM**

I. CALL TO ORDER\ROLL CALL

II. PLEDGE OF ALLEGIANCE

III. PRESENTATIONS AND ANNOUNCEMENTS

- A. Acknowledgement of Five Years of Service by Islamorada Employees
- B. Acknowledgement of Service on Citizens' Advisory Committees

IV. PUBLIC COMMENT

V. AGENDA: Request for Deletion / Emergency Additions

VI. CITIZENS' ADVISORY COMMITTEE UPDATES

VII. VILLAGE MANAGER REPORTS AND UPDATES

- A. Status Update on Noise Ordinance Amendments
- B. Status Update Regarding U.S. 1 Transportation Concurrency

VIII. WASTEWATER MATTERS

- A. Monthly Project Report for Period 10/29/12 through 12/02/12 **TAB 1**
- B. Resolution Approving the First Amendment to the Design, Build and Operate Agreement between Islamorada, Village of Islands, and Reynolds Water Islamorada, LLC (Adopting Owner Direct Purchase Program) **TAB 2**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA,
VILLAGE OF ISLANDS, FLORIDA APPROVING THE FIRST
AMENDMENT TO DESIGN, BUILD AND OPERATE (DBO)
AGREEMENT BETWEEN ISLAMORADA, VILLAGE OF**

ISLANDS, AND REYNOLDS WATER ISLAMORADA, LLC TO DESIGN, BUILD AND OPERATE THE VILLAGE'S WASTEWATER SYSTEM; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE FIRST AMENDMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MAYOR TO EXECUTE THE FIRST AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE

- C. Resolution Approving the Second Amendment to the Design, Build and Operate Agreement between Islamorada, Village of Islands, and Reynolds Water Islamorada, LLC (Adopting Property Owner Service Connection Relocation Procedure)

TAB 3

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE SECOND AMENDMENT TO DESIGN, BUILD AND OPERATE (DBO) AGREEMENT BETWEEN ISLAMORADA, VILLAGE OF ISLANDS, AND REYNOLDS WATER ISLAMORADA, LLC TO DESIGN, BUILD AND OPERATE THE VILLAGE'S WASTEWATER SYSTEM; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE SECOND AMENDMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MAYOR TO EXECUTE THE SECOND AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE

- D. Resolution Approving the Form of Easement Agreement for Wastewater Collection and Transmission Facilities between Property Owners and Islamorada, Village of Islands, and Authorizing the Village Manager to Accept the Easement Interests and Execute the Respective Easement Agreements

TAB 4

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE FORM OF EASEMENT AGREEMENT FOR WASTEWATER COLLECTION AND TRANSMISSION FACILITIES BETWEEN PROPERTY OWNERS AND ISLAMORADA, VILLAGE OF ISLANDS; AUTHORIZING THE VILLAGE MANAGER TO ACCEPT THE EASEMENT INTERESTS, EXECUTE THE RESPECTIVE EASEMENT AGREEMENTS AND ANY ADDITIONAL NECESSARY AGREEMENTS; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE EASEMENT AGREEMENTS; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; 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:
November 29, 2012 Regular Village Council Meeting

TAB 5

- X. ORDINANCES
- XI. QUASI-JUDICIAL
- XII. RESOLUTIONS

- A. Resolution to Approve the First Amendment to the Professional Services Agreement between Islamorada, Village of Islands and Raftelis Financial Consultants

TAB 6

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING A FIRST AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN RAFTELIS FINANCIAL CONSULTANTS, INC., AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE RATE AND FINANCIAL OPERATIONS CONSULTING SERVICES FOR THE VILLAGE'S 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 FIRST AMENDMENT OF THE AGREEMENT; AUTHORIZING WAIVER OF COMPETITIVE BIDDING; AND PROVIDING FOR AN EFFECTIVE DATE

- B. Request for Direction from the Village Council Relating to Additional Wastewater Rate Analysis Consulting Services

TAB 7

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING A SECOND AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN RAFTELIS FINANCIAL CONSULTANTS, INC., AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE RATE AND FINANCIAL OPERATIONS CONSULTING SERVICES FOR THE VILLAGE'S 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 SECOND AMENDMENT OF THE AGREEMENT; AUTHORIZING WAIVER OF COMPETITIVE BIDDING; AND PROVIDING FOR AN EFFECTIVE DATE

- C. Resolution – Approval of the Residential Building Permit Allocation System Ranking and Awards Quarter 4 of 2012

TAB 8

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE

RESIDENTIAL BUILDING PERMIT ALLOCATION RANKINGS AND AWARDING RESIDENTIAL BUILDING PERMIT ALLOCATIONS FOR QUARTER 4 OF 2012 OF THE BUILDING PERMIT ALLOCATION SYSTEM; AND PROVIDING FOR AN EFFECTIVE DATE

- D.** Approval of a Resolution Approving Legal Services Contract with Campbell & Malafy, Weitz & Luxenberg, P.C.; Levin, Papantonio, Thomas, Mitchell, Rafferty & Proctor, P.A.; Hinkle & Foran, P.A.; Baron and Budd, P.C.; Morgan and Morgan, P.A.; and Beggs & Lane (Collectively “Special Counsel”) to Service as Special Counsel for BP Claims for the Deepwater Horizon Oil Spill **TAB 9**

APPROVAL OF A RESOLUTION APPROVING A LEGAL SERVICES CONTRACT WITH CAMPBELL & MALAFY, WEITZ & LUXENBERG, P.C.; LEVIN, PAPANTONIO, THOMAS, MITCHELL, RAFFERTY & PROCTOR, P.A.; HINKLE & FORAN, P.A.; BARON AND BUDD, P.C.; MORGAN AND MORGAN, P.A.; AND BEGGS & LANE (COLLECTIVELY “SPECIAL COUNSEL”) TO SERVE AS SPECIAL COUNSEL FOR BP CLAIMS FOR THE DEEPWATER HORIZON OIL SPILL

- E.** Proposed Resolution Establishing an Ad Hoc Solid Waste Services Citizens’ Advisory Committee **TAB 10**

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, ESTABLISHING THE AD HOC SOLID WASTE SERVICES CITIZENS’ ADVISORY COMMITTEE; PROVIDING FOR THE TERM AND COMPOSITION; PROVIDING FOR MEETINGS AND DISQUALIFICATION OF MEMBERS; PROVIDING FOR STAFF PARTICIPATION; PROVIDING FOR GOALS AND OBJECTIVES; PROVIDING FOR DUTIES AND RESPONSIBILITIES; PROVIDING FOR DISSOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE

XIII. MOTIONS

- A.** Approval of Regular Village Council Meetings for Calendar Year 2013 **TAB 11**

XIV. UNFINISHED BUSINESS

- A.** Set Dates for Workshops to Address Planning/Building Departments and Village Attorney

XV. MAYOR / COUNCIL COMMUNICATIONS

- A.** Presentation by Water Quality Improvement Citizens’ Advisory Committee Chair David Makepeace and Request for Direction Regarding Dependent Wastewater Special District (Councilman Forster)

**B. Discussion Regarding Renaming of Stormwater Utility Enterprise Fund
(Vice Mayor Blackburn)**

XVI. VILLAGE ATTORNEY / VILLAGE MANAGER COMMUNICATIONS

XVII. 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 15 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.