

# ISLAMORADA VILLAGE OF ISLANDS

## AGENDA



### REGULAR VILLAGE COUNCIL MEETING

September 12, 2013

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 S. Lawson, Village Clerk  
Nina Boniske, Village Attorney

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 12, 2013  
5:30 PM**

**I. CALL TO ORDER / ROLL CALL**

**II. PLEDGE OF ALLEGIANCE**

**III. PRESENTATIONS AND ANNOUNCEMENTS**

- A. Proclamation – In Memory of George Hommell, Jr. (Councilman Mike Forster)**

**IV. PUBLIC COMMENT**

**V. AGENDA: Request for Deletion / Emergency Additions**

**VI. CITIZENS' ADVISORY COMMITTEE UPDATES**

- A. Ad Hoc Village Attorney Recommendation Committee (Chairperson James Lupino)**

**VII. VILLAGE MANAGER REPORTS AND UPDATES**

**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:**

**TAB 1**

July 11, 2013 Regular Village Council Meeting

- B. Proposed Resolution Approving a Ninety Day Extension of the Agreement for Residential and Commercial Solid Waste Collection, Disposal and Recycling Services with Advanced Disposal, Inc.**

**TAB 2**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING THE FOURTH AMENDMENT TO THE AGREEMENT BETWEEN ADVANCED DISPOSAL, INC. AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE RESIDENTIAL AND COMMERCIAL SOLID WASTE COLLECTION, DISPOSAL AND RECYCLING SERVICES; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AMENDMENT; AUTHORIZING THE**

**VILLAGE MANAGER TO EXPEND BUDGETED FUNDS;  
AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE  
AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE**

- C. Resolution Approving the Professional Services Agreement for Janitorial Services for Village Administrative Offices **TAB 3**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, APPROVING THE PROFESSIONAL SERVICES AGREEMENT FOR JANITORIAL SERVICES FOR VILLAGE ADMINISTRATIVE OFFICES BETWEEN MIAMI JANITORIAL SUPPLIES, INC. AND ISLAMORADA, VILLAGE OF ISLANDS; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE PROFESSIONAL SERVICES AGREEMENT; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE PROFESSIONAL SERVICES AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE**

- D. Resolution Approving Letter of Engagement for Code Compliance Hearing Officer **TAB 4**

**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**

- E. Resolution Approving and Adopting Post-Issuance Compliance Policy for Tax-Exempt Bonds **TAB 5**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA ADOPTING A POST-ISSUANCE COMPLIANCE POLICY FOR TAX-EXEMPT BONDS; AND PROVIDING FOR AN EFFECTIVE DATE**

**IX. ORDINANCES**

- A. Second Reading – Ordinance Amending the Comprehensive Plan to Amend Transfer of Development Rights (TDRS) **TAB 6**

**AN ORDINANCE OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AMENDING POLICY 1-3.1.3 “INSTITUTE A PROGRAM FOR TRANSFER OF DEVELOPMENT RIGHTS (TDRS)” OF THE COMPREHENSIVE PLAN; PROVIDING FOR THE TRANSMITTAL OF THIS ORDINANCE TO THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE UPON APPROVAL OF THIS ORDINANCE BY THE STATE DEPARTMENT OF ECONOMIC OPPORTUNITY**

**THIS ITEM HAS BEEN TABLED**

**X. QUASI-JUDICIAL**

- A. Application for Minor Conditional Use (MN-13-01) by Gary and Jeanne Zaret **TAB 7**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, CONSIDERING THE REQUEST BY GARY & JEANNE ZARET FOR MINOR CONDITIONAL USE APPROVAL TO MODIFY THE EXISTING CONDITION PROHIBITING LIVE-ABOARD VESSELS BY PERMITTING A MAXIMUM OF SEVEN (7) LIVE-ABOARD VESSELS ON THE PROPERTY SUBJECT TO COMPLIANCE WITH CODE SECTION 30-1343 FOR A LEGAL NONCONFORMING MARINA PURSUANT TO A SETTLEMENT AGREEMENT ON PROPERTY LOCATED AT 85970 OVERSEAS HIGHWAY ON PLANTATION KEY, AS LEGALLY DESCRIBED IN EXHIBIT "A;" WITHIN THE NEIGHBORHOOD COMMERCIAL (NC) ZONING DISTRICT; PROVIDING FOR THE TRANSMITTAL OF THIS RESOLUTION TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY; AND PROVIDING FOR AN EFFECTIVE DATE**

**XI. RESOLUTIONS**

- A. Resolution – Approval of the Residential Building Permit Allocation System Ranking and Awards: Quarter 3 of 2013 **TAB 8**

**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 2013 OF THE BUILDING PERMIT ALLOCATION SYSTEM; AND PROVIDING FOR AN EFFECTIVE DATE**

**XII. MOTIONS**

**XIII. WASTEWATER MATTERS**

- A. Wastewater Project Update
- B. A Resolution Approving Change Order No. 4 to the Design Build and Operate (DBO) Agreement between Reynolds Water Islamorada, LLC, and Islamorada, Village of Islands, to Provide Bicycle Lane Design and Construction on Selected Village Streets **TAB 9**

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA APPROVING CHANGE ORDER NO. 4 TO THE DESIGN BUILD AND OPERATE (DBO) AGREEMENT BETWEEN REYNOLDS WATER ISLAMORADA, LLC AND ISLAMORADA, VILLAGE OF ISLANDS TO PROVIDE BICYCLE LANE DESIGN AND CONSTRUCTION ON SELECTED VILLAGE STREETS; AUTHORIZING VILLAGE OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CHANGE ORDER; AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE CHANGE ORDER; AND PROVIDING FOR AN EFFECTIVE DATE**

- C. Discussion Regarding Residential Connection Costs

#### **XIV. MAYOR / COUNCIL COMMUNICATIONS**

- A.** Discussion Regarding Florida League of Cities Youth Council and 2013 Florida City Government Week (Mayor Ken Philipson)
- B.** Discussion Regarding Long Dock Variances (Mayor Ken Philipson)
- C.** Discussion Regarding Future Proclamation for History of Diving Museum Event (Mayor Ken Philipson)
- D.** Discussion Regarding Proposed Bed & Breakfast Regulations (Vice Mayor Ted Blackburn)
- E.** Discussion Regarding Wade Trim, Inc. (Councilman Dave Purdo)

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

- A.** Rescheduling of November 2013 Regular Village Council Meetings Due to Conflicts **TAB 10**
- B.** Discussion Regarding Increasing Square Footage for the Non-Residential Building Permit Allocation System

#### **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](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 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.