



## REVISED AGENDA

### MONROE COUNTY BOARD OF COUNTY COMMISSIONERS

#### PUBLIC NOTICE

**November 17, 2021 Regular Meeting**

**The Board will convene at the Harvey Government Center,  
1200 Truman Avenue, Key West FL 33040**

**Public participation will be via Communications Media Technology at:**

**Zoom webinar: <https://www.monroecounty-fl.gov/BOCCMeetingNov17>**

**To report problems with the broadcast or Zoom webinar, please call (305) 872-8831.**

The **November 17, 2021 Regular Meeting** of the Board of County Commissioners of Monroe County, FL will be a hybrid format with the County Commission meeting live at the Harvey Government Center in Key West. The public will be able to participate via Communication Media Technology (“CMT”) using a Zoom Webinar platform. **The meeting will commence at 9:00 A.M.** Below are the various options available to the public to view the live meeting and/or to make public comments on certain agenda items during the public portion of the meeting.

**The public is strongly encouraged to watch the meeting on Monroe County’s MCTV on Comcast Channel 76 or AT&T UVerse Channel 99.** Also, if a citizen has a [Roku](#) device, they can search for and add “MCTV” to their personal lineup. Monroe County’s “MCTV” is also provided via the Monroe County mobile apps for [iOS](#) and [Android](#) and through our streaming web portal @ <https://monroe-fl.vod.castus.tv/vod/?live=ch1&nav=live>. **Citizens can listen to audio only from their phone by dialing (646) 518-9805 or (669) 900-6833 and, when prompted, enter the Webinar ID# 816 5856 2519 followed by the # key.**

**The public can watch the Zoom webinar on the County’s web portal**, as done prior to COVID-19, by visiting the County’s meeting portal @ <http://monroecountyfl.igmp2.com/Citizens/Default.aspx> and selecting the “*Watch Live*” banner. This option allows you to view the live meeting with live closed captioning on an integrated page that includes the agenda and agenda backup.

**The public can comment on a particular item(s) on the public portion of the agenda either by phoning in or using the *live* Zoom webinar link (see instructions for each option below).**

- a) **To comment on an item by phone:** Dial (646) 518-9805 or (669) 900-6833 and, when prompted, **enter the Webinar ID# 816 5856 2519 followed by the # key, then \*9 to “Raise your hand” to be recognized by the Zoom webinar host.**
- b) **To comment on an item using the *live* Zoom webinar link:** **Open this *live* Zoom webinar link @ <https://www.monroecounty-fl.gov/BOCCMeetingNov17>** (that also appears in both the published Agenda and Agenda Packet). When prompted, enter your email address and name to join the webinar. When the Mayor calls for speakers on the item(s) you wish to comment on, or when the Board is nearing your item(s) as the meeting progresses, **select the “*Raised Hand*” feature** that appears at the bottom of the Zoom webinar screen to be recognized by the Zoom webinar host.

The Zoom webinar host will request the item # you wish to speak on and enable your participation when the Mayor calls for public speakers on your item. **To report problems with the broadcast or participation in the Zoom webinar, please call (305) 872-8831.**

A person may submit written comments or other physical evidence on a particular agenda item for consideration at the BOCC meeting via email to Liz Yongue @ [yongue-liz@monroecounty-fl.gov](mailto:yongue-liz@monroecounty-fl.gov), County Administrator’s Office, no later than **3:00 P.M. on Monday, November 15, 2021**. The email must include the submitter’s name, address, phone number and email address and the agenda item number the documents/comments are regarding. For additional assistance, please call (305) 292-4441 or email your inquiry to: [yongue-liz@monroecounty-fl.gov](mailto:yongue-liz@monroecounty-fl.gov).



**REVISED AGENDA**

**MONROE COUNTY BOARD OF COUNTY COMMISSIONERS  
November 17, 2021**

Hybrid via Communication Media Technology (“CMT”)

Zoom webinar: <https://www.monroecounty-fl.gov/BOCCMeetingNov17>

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*Please review detailed instructions for viewing and commenting on previous page.*

*ADA ASSISTANCE: If you are a person with a disability who needs special accommodations in order to participate in this proceeding, please contact the County Administrator's Office, by phoning (305) 292-4441, between the hours of 8:30 a.m. - 5:00 p.m., prior to the scheduled meeting; if you are hearing or voice impaired, call "711". Live Closed Captioning is available via our web portal @ <http://monroecountyfl.iqm2.com/Citizens/Default.aspx> for meetings of the Monroe County Board of County Commissioners.*

Please note that all time approximate items are listed in bold.

- 9:00 A.M. Regular Meeting**
- 9:15 A.M. Land Authority Governing Board**
- 9:25 A.M. County Land Acquisitions and Land Management**
- 9:30 A.M. Fire & Ambulance District 1 Board of Governors**
- 9:45 A.M. COVID-19 Update**
- 12:00 P.M. Lunch**
- 1:30 P.M. Public Hearings**
- 1:30 P.M. Closed Sessions**

**TIME APPROXIMATE**

**REGULAR MEETING**

- 9:00 A.M. Call to Order**
- Salute to Flag**

**A. PRESENTATION TO MAYOR COLDIRON**

**CALL TO ORDER 2021-2022 BOARD OF COUNTY COMMISSIONERS**

**B. COMMISSION ORGANIZATION**

1. Approval of a Resolution electing the Mayor and Mayor Pro Tem for the Board of County Commissioners.

**B. COMMISSION ORGANIZATION (CONTINUED)**

2. Approval of a Resolution authorizing the Mayor and the Clerk of the Board to sign all warrants, legal documents and any other necessary paper and documents; and stating that the presently authorized signatures validating County checks are hereby continued for sixty (60) days from this date in order to meet all payroll and necessary obligations.
3. Discussion and approval of the Board of County Commissioners monthly meeting dates for 2022.

**C. ADDITIONS, CORRECTION, DELETIONS**

1. Approval of agenda.

**D. PRESENTATION OF AWARDS**

1. **MAYOR'S PROCLAMATION:** Mayor's Proclamation declaring the month of November 2021 as Family Court Awareness Month in Monroe County.

**E. BULK APPROVALS – COMMISSIONER MARTINEZ**

1. Approval of a First Amendment to Agreement with Maverick United Elevator, LLC, for complete Elevator and Lift Service, Maintenance and Repairs, to exercise the first optional one-year renewal, provide for a 1.4% CPI-U increase, and update or add Federal Provisions. Funding is Ad Valorem.
2. Approval of plan year 2022 rate for administration of Employer Group Waiver Program (EGWP) by Benistar Admin Services Inc., the vendor used by the County's pharmaceutical benefits manager (PBM), Capital Rx, Inc., to provide coordinated pharmacy services and benefits for retirees and dependents. Also, approval for County Administrator or Director of Employee Services to execute any necessary documents.
3. Approval to rescind the 99-year lease agreement with the Florida Keys Aqueduct Authority (FKAA) for part of a parcel located at Jackson Square, owned by FKAA. This parcel was to be used by Monroe County in order to construct a new Chiller Building.
4. BOCC approval to purchase a 2022 Ford F-550 ambulance to replace a twenty year old ambulance at a price of \$281,822 and approval for the Fire Chief to execute all necessary documentation.

**E. BULK APPROVALS – COMMISSIONER MARTINEZ  
(CONTINUED)**

5. Approval of First Amendment to Task Order with Bender & Associates for additional design services for telephone, data, and security systems for the Public Defender’s Office in the amount of \$10,930.00. Funding provided by the One-Cent Infrastructure Sales Tax.
6. Approval to purchase Hurst 4-Tool set from Sole Source provider Hurst Jaws of Life through MES (Municipal Emergency Services) - Florida to be used for vehicle extrication on emergency rescues. They will be stored on Fire Engines and Rescue Ambulances. The cost for the equipment is \$51,285.00 per the attached quote.
7. Approval of an Agreement with Pavement Technology, Inc. in the not to exceed amount of \$385,000 for application of Reclamite Asphalt Rejuvenation Agent on recently resurfaced streets in Stock Island, Key Haven and Key Largo to extend the life of the asphalt. This contract is being procured utilizing competitively bid pricing under a joint cooperative bid for City of Margate, Fl.
8. Approval of a Third Amendment to the Administrative Agreement with the Florida Keys Council of the Arts (FKCA) to revise the hourly rates for staff members. The Administrative Agreement allows FKCA to utilize 10% of the art funding for each project for administrative expenses incurred per Ordinance #022-2001.
9. Approval of Fourth Amendment to the Contract Agreement for Engineering Design and Permitting Services for the Rowell's Waterfront Park development with S&ME, Inc. in the not-to-exceed amount of \$212,500.00. This project is funded by the one-cent infrastructure sales tax.
10. Report of monthly change orders for the month of October 2021, reviewed by the County Administrator/Assistant County Administrator.
11. Approval of a 2nd Change Order to the contract with Gary’s Plumbing and Fire, Inc. in the amount of \$499,937.50 for the fire pump installation and all final connections on Pigeon Key in the amount of \$499,937.50 to be paid by Tourist Development Council Grant #2660, 2655, 2638, and 2629.
12. Approval of Agreement with Guidance/Care Center for the Community Transportation for Disadvantaged (CTD) program in the amount of \$35,181 and Baker Act Transportation service program in the amount of \$165,000 for Fiscal Year 2022.

**E. BULK APPROVALS – COMMISSIONER MARTINEZ  
(CONTINUED)**

13. Approval to advertise a Public Hearing for a Budget Amendment for the Fiscal Year 2022 for the Fine and Forfeiture Fund 101.

**REVISED**

14. Approval of a Resolution authorizing the submission of a grant application, for \$173,334 with a 25% match requirement of \$43,334, to the Florida Department of Law Enforcement (FDLE) for Federal Fiscal Year 2020 (FFY20) for funding under the Residential Substance Abuse Treatment (RSAT) Program. Approval for Monroe County BOCC to serve as the coordinating unit of government in the preparation of the grant proposals and the distribution of the grant award to the Guidance/Care Center for the implementation of the "Men's Jail In-House Drug Abuse Treatment Program"; Approval to ratify the submission of the application submitted on October 29, 2021; and Approval to authorize the Director of Finance and Budget to execute acceptance of the award and related documents.

**REVISED**

15. Approval of various resolutions for the transfer of funds and resolutions for the receipt of unanticipated revenue.

**F. HURRICANE IRMA RECOVERY**

1. **PROJECT MANAGEMENT:** Approval of a First Amendment to the Agreement with Sea Tech of the Florida Keys, Inc. in the amount of \$13,650.00 for the repair of the Veterans Memorial Park restroom building which was damaged during Hurricane Irma.

**G. STAFF REPORTS**

**ADJOURNMENT**

**9:15 A.M. H. LAND AUTHORITY GOVERNING BOARD**

1. Approval of the minutes for the October 20, 2021 meeting.
2. Approval of a contract to purchase Tier 1 property for conservation – Block 4, Lots 3 and 31, Largo City, Key Largo.

**9:15 A.M. H. LAND AUTHORITY GOVERNING BOARD (CONTINUED)**

3. Approval of a contract to purchase Tier 1 property for conservation – Parcel S, Cudjoe Acres, Cudjoe Key.
4. Approval of a resolution of the Monroe County Comprehensive Plan Land Authority approving the Option Agreement for sale and purchase of pre-acquired Florida Forever land described as Lots 1-11, inclusive, Block 7 and Lot 1, Block 8, Cutthroat Harbor Estates and an adjoining parcel of submerged land in Sacarma Bay on Cudjoe Key to the Board of Trustees of the Internal Improvement Trust Fund; authorizing the Chairman to execute same; and authorizing the Chairman to execute the deed and associated closing documents.

**ADJOURNMENT**

**9:25 A.M. I. COUNTY LAND ACQUISITION AND LAND MANAGEMENT**

1. **Permission to advertise a public hearing to be held in January 2022 to consider adoption of an Ordinance amending Article VII of Chapter 2 of the Monroe County Code that would establish standards and processes to be used in disposing of real property acquired by the County under the Density Reduction Program to neighboring property owners and Property Owners Associations, with deed restrictions prohibiting the construction of Principal Residential Structures, and other limitations.**
2. Approval of a resolution formalizing the creation of a Density Reduction Program for acquiring parcels with at least 1 residential development right from willing sellers.

**ADJOURNMENT**

**9:30 A.M. J. FIRE & AMBULANCE DISTRICT 1 BOARD OF GOVERNORS**

No items submitted.

**ADJOURNMENT**

**K. COVID-19**

- 9:45 A.M. 1. HEALTH DEPARTMENT/EMERGENCY MANAGEMENT: COVID-19 Update.**

**L. AIRPORTS**

1. Approval to apply to the Federal Transportation Security Administration (TSA) to return to a federal screening workforce at the Key West International Airport.
2. Ratification and approval of Amendment No. 1 to State of Florida Department of Transportation (FDOT) Public Transportation Grant Agreement Number G1P50 as executed by the Director of Airports providing additional funding in the amount of \$125,000.00 for Florida Keys Marathon International Airport Building and Security Improvements. Requires \$31,250.00 grant match from Marathon Airport operating fund 403.
3. Approval to waive a minor bid irregularity and award bid and contract to Charley Toppino & Sons, Inc., in the amount of \$7,210,999.66 for the Taxiway A Extension & Mitigation project at the Key West International Airport; to be funded with FAA Grant #37-67, FDOT Grant G1007 and Airport Operating Fund 404.
4. Approval of Jacobs Project Management Co.'s Task Order No. 12/15-C8 in the amount of \$945,098.00 for construction support and resident project representative services for the Taxiway A Extension project at the Key West International Airport. The Task Order is being funded by FAA Grant 37-67, FDOT Grant G1007 and Airport Operating Fund 404.
5. Approval to reject all bids and to re-advertise a competitive solicitation for the Florida Keys Marathon International Airport Hangars 11 Rehabilitation project.
6. Report of Airport change orders reviewed by the County Administrator/Assistant County Administrator.

**M. PLANNING AND ENVIRONMENTAL RESOURCES, BUILDING AND CODE COMPLIANCE DEPARTMENTS**

1. Approval of a Resolution Establishing the Monetary Value of \$35,658.76 Per Point, For Payment to Monroe County's Land Acquisition Fund for An Applicant to Voluntarily Choose to Participate and Receive Additional Points (Maximum of 2 for \$71,317.52) within the Rate of Growth Ordinance/Non-Residential Rate of Growth Ordinance (ROGO/NROGO) Allocation Systems.

**M. PLANNING AND ENVIRONMENTAL RESOURCES, BUILDING AND CODE COMPLIANCE DEPARTMENTS (CONTINUED)**

2. Approval of a Resolution to Extend the Reservation of Twenty-Eight (28) Low-Income Category Affordable Housing ROGO Allocations Pursuant to Monroe County Code Section 138-24(b)(2) for a 28-Unit Affordable-Employee Housing Development Located on U.S. Highway 1, South Point Drive and Cypress Road, Tract “B”, Revised Plat of Amended Plat of Sugarloaf Shores Section F, Sugarloaf Key (Approximate Mile Marker 16.5), Currently Having Property Identification Number (PIN) 00166976-011400, until May 17, 2023.
3. Approval of a Resolution to Extend the Reservation of Sixty (60) Affordable Housing Allocations Consisting of 27 Low Income and 33 Moderate Income Affordable Housing Allocations pursuant to Monroe County Code Section 138-24(b)(2) for a 60-unit affordable employee housing development located on U.S. Hwy 1, South Point Drive and Cypress Road, Tract “A”, Revised Plat of Amended Plat of Sugarloaf Shores Section F, Sugarloaf Key (approximate mile marker 16.5), currently having Property Identification No. 00166976-011300, until May 17, 2023.
4. Approval of a resolution of the Monroe County Board of County Commissioners adopting FEMA Technical Bulletin 9 “Design and Construction Guidance for Breakaway Walls Below Elevated Coastal Buildings” dated September 2021 as required pursuant to Monroe County Code Section 122-2(c).

**1:30 P.M. N. CLOSED SESSIONS**

1. An Attorney-Client Closed Session in the Matter of Roy's Trailer Park, Inc., dba Island Life Village v. Eric Noel, Marie Noel, and Monroe County, Case No. 19-CA-175-K.

**O. COMMISSIONER'S ITEMS**

1. **MAYOR COLDIRON:** Approval of a resolution in support of the Florida Fish and Wildlife Conservation Commission and its law enforcement officers, and in request of an increase in the number of officers in Monroe County.
2. **COMMISSIONER RASCHEIN:** Discussion and direction regarding over population of iguanas on Monroe County properties and the possibilities of iguana extermination.



**O. COMMISSIONER'S ITEMS (CONTINUED)**

- ADD ON** 3. **COMMISSIONER CATES:** Approval of a resolution commemorating the 50th anniversary of the creation of the National Marine Sanctuary system.
- ADD ON** 4. **MAYOR PRO TEM RICE:** Approval of Resolution of Support for Domestic Abuse Shelter State funding for rebuild of 25 bed shelter in the Middle Keys (Marathon).
- ADD ON** 5. **COMMISSIONER MARTINEZ:** Approval of a Resolution proclaiming former County Commissioner Sylvia Murphy as Mayor Emeritus, to serve as a goodwill ambassador for the County, and authorizing the County Administrator to provide administrative support for Mayor Emeritus Murphy in the performance of her official duties.

**P. COUNTY CLERK**

1. Approval of BOCC Warrants (Including Payroll) For The Month of October 2021.
2. Approval to remove surplus equipment from inventory via disposal or advertise for bid.
3. Approval of Tourist Development Council expenses for the month of October 2021.
4. Approval of the minutes from the regular meeting of July 21, 2021 and the budget meeting of July 22, 2021.

**Q. COUNTY ADMINISTRATOR**

1. County Administrator's Report for November 2021.
  2. Publication of official County Holidays for 2022.
  3. Approval of employment agreement and confirmation of Corie E. McGraw Abel as Executive Assistant to Commissioner Holly Merrill Raschein; authorization for the County Administrator or his designee to sign the employment agreement.
- 10:00 A.M.** 4. **Discussion and direction regarding potential transfer of ownership of Wisteria Island to the State of Florida and/or Monroe County for potential use as a County operated park.**

**Q. COUNTY ADMINISTRATOR (CONTINUED)**

5. **LEGISLATIVE AFFAIRS:** Approval of annual agreement with Anfield Consulting, Inc. for lobbying services on behalf of Monroe County in the legislative and executive branches of State government effective December 1, 2021 for \$60,000.00.
- 10:30 A.M. 6. **SUSTAINABILITY: Presentation of the results of two years of monitoring services in support of the Florida Keys Reasonable Assurance Document (FRAD) conducted by the University of Miami on behalf of the Department of Environmental Protection (DEP).**
- 10:45 A.M. 7. **SUSTAINABILITY: Presentation by the University of Miami on the results of two years of canal and near shore monitoring to measure the effects canal water quality may have on nearshore waters.**
- 11:00 A.M. 8. **SUSTAINABILITY: Presentation and discussion of the next steps of the \$2.772 Billion Plan developed by the U.S. Army Corps of Engineers (USACE) for reducing coastal storm risk vulnerability for the Florida Keys.**
9. **SUSTAINABILITY:** Approval to enter into Amendment #4 to authorize a no cost 6 month time extension with Wood Environment & Infrastructure, under the general project management services on-call contract for Category A canal master planning services.
10. **SUSTAINABILITY:** Approval of Amendment No. 3 to the contract with HDR, Inc. for the Roads Vulnerability Analysis and Capital Plan for County-maintained roads and related services, to extend the contract from December 21, 2021 to June 24, 2022 at no cost to the County.

**R. COUNTY ATTORNEY**

1. County Attorney Report for November 2021.
2. Authorization to initiate litigation against CHRISTINE MARIE RODRIGUEZ and CHARLES TODD SPRAGUE and their property, 22306 La Fitte Drive, Cudjoe Key, Florida, to seek compliance with the County Code and enforce the lien(s) arising from code compliance case number CE18010025.
3. Approval of a Resolution establishing rules and regulations for the Bay Harbor Drive right of way recreation area located in the Sunset Point / Bay Harbor Subdivisions.

**1:30 P.M. S. PUBLIC HEARINGS**

No items submitted.

**T. COMMISSIONER'S COMMENTS**

**U. ADD ONS**

1. **FACILITIES MAINTENANCE:** Approval of Fifth Amendment to Agreement with Ceiling to Floor Cleaning, Inc., for Upper Keys and Marathon Janitorial Services to terminate janitorial services at the Marathon Senior Center and George Dolezal Library, make adjustments in the payment amounts on three (3) other locations, and to confirm its ninety (90) day written Notice of Termination of the contract without cause with an effective termination date of December 31, 2021.
2. **CLERK OF COURT:** Approval to dispose of records that have met the appropriate retention period.
3. **PUBLIC LIBRARIES:** Approval of revenue grant agreement with the Florida Department of Library and Information Services to approve the expenditure of \$975,469 in ARPA funds to extend library technology to all Monroe County Public Library branches and add two library vending devices.
4. **ASSISTANT COUNTY ADMINISTRATOR KEVIN WILSON:** Approval of a Resolution of the Board of County Commissioner authorizing the Mayor to execute a grant of easement to a portion of the FDOT parcel #6667 upon FDOT conveying said parcel to the County. This is the parcel on which the Lower Keys Chamber of Commerce is located.