



REVISED AGENDA

MONROE COUNTY BOARD OF COUNTY COMMISSIONERS

PUBLIC NOTICE

January 18, 2023, Regular Meeting

The Board will convene at the Marathon Government Center,
2798 Overseas Highway, FL 33050.

Public participation will be via Communications Media Technology at:

Zoom webinar: <https://mcbocc.zoom.us/j/83902321010>

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

The **January 18, 2023, 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 Marathon Government Center in Marathon. 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# 839 0232 1010 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.igm2.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# 839 0232 1010 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://mcbocc.zoom.us/j/83902321010>** (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 Lindsey Ballard @ ballard-lindsey@monroecounty-fl.gov County Administrator’s Office, no later than **3:00 P.M. on Monday, January 16, 2023.** 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: ballard-lindsey@monroecounty-fl.gov.



REVISED AGENDA

**MONROE COUNTY BOARD OF COUNTY COMMISSIONERS
January 18, 2023**

**Hybrid via Communication Media Technology (“CMT”)
Zoom webinar: <https://mcbocc.zoom.us/j/83902321010>**

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

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**
- 9:25 A.M. Land Authority Governing Board**
- 9:30 A.M. Fire & Ambulance District 1 Board of Governors**

TIME APPROXIMATE

REGULAR MEETING

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

A. ADDITIONS, CORRECTIONS AND DELETIONS

1. Approval of agenda.

B. PRESENTATION OF AWARDS

1. Recognition of Monroe County’s Fleet Management Department for the receipt of three Blue Seal of Excellence Certifications.

C. BULK APPROVALS – COMMISSIONER SCHOLL

1. Approval of a resolution naming the three members of the County Commission designated by the Board to represent Monroe County on the Board of Governors of Fire and Ambulance District 1 for 2023 as required by Ordinance No. 045-1988. TO BE HEARD PRIOR TO THE BOARD OF GOVERNORS' CONVENING.
2. Approval of a Second Amendment to the current agreement with Architects Design Group (ADG) at a cost of \$30,770.00 to add Plan Revisions and Threshold Inspections for the construction of the Emergency Operations Center (EOC). Funding FDEM, FEMA, and FDOT.
3. Approval of Eight Amendment to Lease Agreement with 1000 Atlantic Boulevard, LLC (Salute Restaurant) for a rent abatement in the amount of \$4,987.69 due to Higgs Beach closure during and after Hurricane Ian.
4. Approval of Seventh Amendment to Lease Agreement with Salute Watersports, LLC, for a rent abatement in the amount of \$264.26, representing October 1, 2022 through October 15, 2022 due to Higgs Beach closure during and after Hurricane Ian.
5. Approval of Lease Agreement with Florida House Representative, James ("Jim") Mooney, Jr., for office space, Room 2-235, at the Murray E. Nelson Government Center in Key Largo, at no charge.
6. Approval to accept a donation of eight (8) Teq One Tables from Teqball USA, LLC. Harry Harris Park, Key Largo Community Park, Big Pine Community Park, and Higgs Beach would each receive two (2) tables for public use and enjoyment. The tables have a total value of \$28,000.00 and the County will only pay shipping costs of \$1,369.84.
7. Approval to award bid and enter into an Agreement with Miami Dade Pump & Supply Company for Lift Station Maintenance and Cleaning, Upper Keys. This Contract is paid from funds 001 and 147.
8. Approval of an Administrative Agreement with the Florida Keys Council of the Arts (FKCA) to utilize 10% of the 1% Art in Public Places allocation for capital projects, to pay for administrative expenses.
9. Approval to purchase a new box truck for Solid Waste Management - Hazardous Waste. Replaces asset number HWA5731 - 2007 Ford F350. Replacing of this asset was included and budgeted in the FY-23 Vehicle & Equipment Replacement List.

C. BULK APPROVALS – COMMISSIONER SCHOLL (CONTINUED)

10. Approval of Amendment 2 to task order with RS&H, Inc. for Construction Engineering and Inspection Services (CEI) for the 1st Street and Bertha Street (Key West) Roadway and Drainage Improvement Project. This task order is being increased due to construction contract change orders in the maximum not to exceed amount of \$104,301.05.
11. Approval of Amendment 1 to Disposal Agreement between Monroe County and Advanced Disposal to update the disposal rates and contact information relating to notice and payment provision.
12. Approval of Agreement with Rams Head Promotions of Key West, LLC and authorization for the County Administrator to execute the finalized agreement and approval of expenditures relating to the Monroe County 200th Anniversary Celebration event on March 25, 2023
13. Approval to purchase a new Ford F-550 Flat bed dump for Facilities Maintenance. Replaces asset number FAC7536 - 2013 Ford F450 flat dump truck.
14. Approval of an interlocal agreement (ILA) with Florida Keys Aqueduct Authority (FKAA) to include replacement of water mains in the scope of work for the County's Twin Lakes Sea Level Rise Adaptation Project and to provide for reimbursement of the cost of the water main replacement work by FKAA.
15. Approval of an Agreement for Professional Architectural and Engineering Services with William P. Horn Architect, P.A., pursuant to Florida Statute Sec. 287.055 (2), to provide professional services for miscellaneous projects in which construction costs do not exceed \$4,000,000.00 or for study activity if the fee for professional services for each individual study under the contract does not exceed \$500,000.00. This Agreement is in the form of a continuing services contract effective for four (4) years.
16. Approval of a task order with Kisinger Campo & Associates, Inc. for engineering design and permitting services for repairs to County bridge #904600 Toms Harbor Channel Bridge (US 1 to Duck Key). This task order is being awarded under the On Call Contract for Professional Engineering Services in the lump sum amount of \$336,905.76.

C. BULK APPROVALS – COMMISSIONER SCHOLL (CONTINUED)

17. Approval of Amendment Two to the Interlocal Agreement (ILA) with the City of Key West to contribute to the cost for the new Dennis Street pump station which will handle stormwater from Bertha Street. This Amendment Two to the ILA amends Attachment A to allow for periodic payments by the County based on construction completed in lieu of substantial completion of the construction.
18. Approval of an Agreement for Professional Architectural and Engineering Services with McFarland-Johnson, Inc., pursuant to Florida Statute Sec. 287.055 (2), to provide professional services for miscellaneous projects in which construction costs do not exceed \$4,000,000.00 or for study activity if the fee for professional services for each individual study under the contract does not exceed \$500,000.00. This Agreement is in the form of a continuing services contract effective for four (4) years.
19. Approval to advertise a Request for Proposals (RFP) for Operation and Management Services of the County Owned Jacobs Aquatic Center in Key Largo.
20. Approval to advertise for Request for Proposals (RFP) for the removal and disposal of household hazardous waste (HHW) as part of the Monroe County Solid Waste Services.
21. Approval to advertise for Request for Proposal (RFP) for the removal and disposal of electronic waste (E-Waste) as part of the Monroe County Solid Waste Services.
22. Approval of Amendment 1 to the Agreement with the Guidance/Care Center (G/CC) for Transportation for Disadvantaged Services. G/CC was awarded an additional grant (G2B17) from the State of Florida Commission for the Transportation Disadvantaged for the provision of Innovative Services increasing the project costs and thus increasing the required local match by \$10,430.
23. Approval of a maintenance contract with Cisco (called SmartNet) to provide hardware and software support for our 204 pieces of Cisco network equipment (routers and switches) and Ratification of the 3 payments to Palo Alto for hardware and software purchase/support as well as ongoing security software for our 9 Palo Alto firewalls. All quotes utilize NASPO contract #43220000-NASPO-19-ACS competitively bid pricing.

REVISED

C. BULK APPROVALS – COMMISSIONER SCHOLL (CONTINUED)

24. Approval of a Task Order between Monroe County and KCI Technologies for Construction Engineering and Inspection Services for the resurfacing of Card Sound Road from the East end of Card Sound Bridge to the intersection of County Road 905. This task order is being awarded under the On Call Contract for Professional Engineering Services in the maximum not to exceed amount of \$349,950.00.
25. Approval and Ratification of an Eleventh Amendment to Community Pool Lease Agreement with Upper Keys Community Pool, Inc., to extend the lease term until March 13, 2023, for the property known as Jacobs Aquatic Center located at Key Largo Community Park.
26. Approval of an Agreement for Professional Architectural and Engineering Services with Bender & Associates Architects, P.A., pursuant to Florida Statute Sec. 287.055 (2), to provide professional services for miscellaneous projects in which construction costs do not exceed \$4,000,000.00 or for study activity if the fee for professional services for each individual study under the contract does not exceed \$500,000.00. This Agreement is in the form of a continuing services contract effective for four (4) years.
27. Approval of Second Amendment to the Construction Manager at Risk (CMAR) agreement with Ajax Building Company to clarify language in the County's Partial Release of Liens form which is required with each pay application. No changes to the funding are proposed.
28. Approval of an Agreement for Professional Architectural and Engineering Services with CPH, LLC, pursuant to Florida Statute Sec. 287.055 (2), to provide professional services for miscellaneous projects in which construction costs do not exceed \$4,000,000.00 or for study activity if the fee for professional services for each individual study under the contract does not exceed \$500,000.00. This Agreement is in the form of a continuing services contract effective for four (4) years.
29. Ratification of Standard Grant Contract # AA-2329, Older Americans Act (OAA) between the Alliance for Aging, Inc., (AAA) and the Monroe County Board of County Commissioners/Monroe County Social Services/In-Home Services and Nutrition Programs for the contract period of 01/01/2023 through 12/31/2023 for the amount of \$741,663.26.
30. Approval of First Amendment to the Task Order with CDR Maguire, Inc for Hurricane Ian Recovery, renumbering the Task Order to Task Order Seven and approval for the County Administrator to execute the amendment.

C. BULK APPROVALS – COMMISSIONER SCHOLL (CONTINUED)

31. Report of monthly change orders for the month of December 2022, reviewed by the County Administrator/Assistant County Administrator.
32. Approval of an Agreement for Professional Architectural and Engineering Services with K2M Design, Inc., pursuant to Florida Statute Sec. 287.055 (2), to provide professional services for miscellaneous projects in which construction costs do not exceed \$4,000,000.00 or for study activity if the fee for professional services for each individual study under the contract does not exceed \$500,000.00. This Agreement is in the form of a continuing services contract effective for four (4) years.
33. Approval of a Seventh Amendment to the Contract Agreement for Engineering Design and Permitting Services for the Rowell's Waterfront Park development with S&ME, Inc. in the lump sum amount of \$18,800.00. This amendment is funded by the one-cent infrastructure sales tax.

REVISED

34. Approval of various resolutions for the transfer of funds and resolutions for the receipt of unanticipated revenue.
35. Approval of a Resolution authorizing the submission of three grant applications, for \$238,163.40 with a 25% match requirement of \$59,540.85, to the Florida Department of Law Enforcement (FDLE) for Federal Fiscal Year 2021 (FFY21) for funding under the Residential Substance Abuse Treatment (RSAT) Jail-Based and Aftercare Treatment Programs. 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 awards to Guidance/Care Center for the implementation of the "Men's Jail In-House Drug Abuse Treatment Program" (\$156,550) and "Aftercare Program (Men)" (\$42,605), and to the Samuel's House for the implementation of the "Aftercare Program (Women)" (\$39,008.40). Approval to ratify the submission of the applications on December 9, 2022; and Approval to authorize the Director of Finance and Budget to execute acceptance of the award and related documents.
36. Authorization to fund and pay for the 16th Judicial Circuit's website development and hosting services with Designed2Click.
37. Approval of a Special Category Grant Agreement 23.h.sc.100.04423 with the State of Florida, Department of State, Division of Historical Resources (DHR) in the amount of \$482,825.00. The county match is \$482,825.00. The total project cost is \$965,650.00. This grant will be used for the Historic Monroe County Courthouse Exterior Masonry Restoration.

C. BULK APPROVALS – COMMISSIONER SCHOLL (CONTINUED)

38. Approval to extend the Disaster Response and Recovery Agreement with DRC Emergency Services, LLC for debris removal at the same terms and conditions to October 30, 2024.

D. TOURIST DEVELOPMENT COUNCIL

1. Approval to Advertise a Request for Applications for FY 2024 Capital Project Funding Applications.
2. Approval to Advertise a Request for Applications for FY 2024 Destination Event Funding Applications.
3. Approval to Advertise a Request for Applications for FY 2024 Fishing Event Funding Applications.
4. Approval to Rescind Agreement with Keys Shakespeare, Inc. for the Keys Shakespeare Festival event at the request of the Grantee due to the event being cancelled.

E. STAFF REPORTS

1. Director of Airports Richard Strickland - Airport update.
2. Director of Information Technology Alan MacEachern - Department update.

F. COUNTY LAND ACQUISITION AND LAND MANAGEMENT

1. Approval of a resolution accepting the transfer of real property located at Block 2, Lot 1, Sam-N-Joe Subdivision, 190 Sands Road, RE# 00300180-000100; Block; 2, Lot 2, Sam-N-Joe Subdivision, 180 Sands Road, RE# 00300180-000200; Block 2, Lot 17, Sam-N-Joe Subdivision, 170 Sands Road, RE# 00300180-001700; and Block 2, Lot 18, Sam-N-Joe Subdivision, 160 Sands Road, RE# 00300180-001800 on Big Pine Key from the Monroe County Comprehensive Plan Land Authority for development with Monroe County Employee Rental Housing and authorizing the execution of a Land Use Restriction Agreement for affordable housing.

**F. COUNTY LAND ACQUISITION AND LAND MANAGEMENT
(CONTINUED)**

2. Approval of a resolution accepting the conveyance of ownership from the Monroe County Land Authority, of a market rate, Rate Of Growth Ordinance (ROGO) exemption from Block 3, Lot 15, Big Pine Key, Inc. Subdivision, 148 Palmetto Avenue, RE#00256790-000000 on Big Pine Key for redevelopment in the Monroe County Employee Housing Rental Program (MCEHRP) on Block 2, Lot 1, Sam-N-Joe Subdivision, 190 Sands Road, RE# 00300180-000100, contingent upon approval by the County of a minor conditional use transferring the market rate ROGO as an affordable ROGO exemption for use, subject to a Land Use Restriction Agreement (LURA).
3. Approval of a Resolution granting approval of a purchase agreement of property pending final DEO approval, funded by the Community Development Block Grant-Disaster Recovery (CDBG-DR) Voluntary Home Buyout Program (VHBO) in the amount of \$825,000.00, execution of a restrictive covenant running with the land, and moving one (1) Market Rate - Rate of Growth Ordinance (ROGO) Exemption from the acquired property to the Administrative Relief pool for market rate allocation(s).
4. Approval of a resolution of the Board of County Commissioners authorizing the Monroe County Land Authority to initiate the process for disposing of one (1) vacant County owned lot on Duck Key Center Island commonly known as 104 Jamaica Street, Duck Key, with Parcel ID Number 00379540-000000, provided that the lot is Deed-Restricted to prohibit the construction of a Principal Residential Dwelling Unit thereon; combined by Unity Of Title if sold to a Contiguous Property Owner; and following Disposition Program Standards In Monroe County Code Sections 2-416 through 2-423, as part of the County's Density Reduction Program.

ADJOURNMENT

9:25 A.M. G. LAND AUTHORITY GOVERNING BOARD

1. Roll Call
2. **BULK APPROVALS - COMMISSIONER LINCOLN:** I will read the agenda number of those Monroe County Land Authority items proposed to be passed in bulk. If a Commissioner, staff member, or any member of the public wishes that item to be withheld, please indicate at the time the Land Authority item is called and it will be held aside. I move the following items be approved in bulk.
3. Approval of the minutes for the December 7, 2022 meeting.

9:25 A.M. G. LAND AUTHORITY GOVERNING BOARD (CONTINUED)

4. Monroe County Land Authority Executive Director Monthly Report for January, 2023 (through December 31, 2022).
5. Approval of the Monroe County Land Authority Governing Board monthly meeting dates for 2023.
6. A Resolution of the Monroe County Comprehensive Plan Land Authority repealing previous Resolutions and establishing bank accounts, signature authority, and banking processes.
7. Approval of a resolution committing to release a portion of land from an existing conservation easement upon recordation of a South Florida Water Management District Deed of Conservation Easement with Third Party Rights to the US Army Corps of Engineers and Land Authority upon completion of mitigation and restoration activities on Lot 3 of Section 26 in T.65S., R.33E., and Lot 1 of Section 35 in T.65S., R.33E., known as Eastern Crawl Key, Monroe County, Florida and authorization to proceed with habitat restoration and mitigation required by South Florida Water Management District and United States Army Corp of Engineer permits.
8. Approval of a contract to purchase Tier 1 property for conservation - Block 6, Lots 27 and 28, Bay Haven Section 2 on Key Largo near mile marker 95 from Karen Nall Barnes for the price of \$50,000.
9. Approval of a contract to purchase Tier 1 property for conservation - Block 6, Lots 29 and 30, Bay Haven Section 2 on Key Largo near mile marker 95 from J. DeWayne Nall for the price of \$50,000.
10. Approval of a contract to purchase Tier 1 property for conservation - Block 25, Lots 14 and 15, Amended Plat of Key Largo Park on Key Largo near mile marker 100 from the Andres R. Quincoses and Faith M. Quincoses Joint Revocable Trust Agreement and Juan Ruiz for the price of \$90,000.
11. Approval of a resolution approving an option agreement to sell pre-acquired Florida Forever land described as Lots 39 and 40, Block 7, Harris Ocean Park Estates on Key Largo to the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida for the price of \$38,000; authorizing the Chairman to execute same; and authorizing the Chairman to execute the deed and associated closing documents.

9:25 A.M. G. LAND AUTHORITY GOVERNING BOARD (CONTINUED)

12. Approval of Addendum to Commercial Lease with Seahorse Cottages Big Pine Key, LLC to extend lease until March 31, 2023 for Lots 160, 170, 180, and 190 Sands Road, Big Pine Key, Florida, bearing parcel identification numbers 00300180-000100; 00300180-000200; 00300180-001700 and 00300180-00180 for temporary construction staging.
13. Approval of a resolution authorizing the conveyance of real property located at Block 2, Lot 1, Sam-N-Joe Subdivision, 190 Sands Road, RE# 00300180-000100; Block 2, Lot 2, Sam-N-Joe Subdivision, 180 Sands Road, RE#00300180-000200; Block 2, Lot 17, Sam-N-Joe Subdivision, 170 Sands Road, RE# 00300180-001700; and Block 2, Lot 18, Sam-N-Joe Subdivision, 160 Sands Road RE# 00300180-001800 on Big Pine Key for the Monroe County Employee Housing Rental Program (MCEHRP) to Monroe County, subject to a Land Use Restriction Agreement (LURA).
14. Approval of a resolution authorizing the conveyance of ownership of a market rate, Rate Of Growth Ordinance (ROGO) exemption from Block 3, Lot 15, Big Pine Key, Inc. Subdivision, 148 Palmetto Avenue, RE#00256790-000000 on Big Pine Key to Monroe County for redevelopment in the Monroe County Employee Housing Rental Program (MCEHRP) on Block 2, Lot 1, Sam-N-Joe Subdivision, 190 Sands Road, RE# 00300180-000100, contingent upon approval by the County of a Minor Conditional Use transferring the market rate ROGO as an affordable ROGO exemption for use, subject to a Land Use Restriction Agreement (LURA).

ADJOURNMENT

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

1. Approval of a resolution of the Board of Governors of Fire and Ambulance District 1 (BOG) electing the Chairperson and Vice-Chairperson of the BOG for 2023, as required by Ordinance No. 045-1988.

ADJOURNMENT

I. AIRPORTS

1. Approval of a Petroleum Restoration Program (PRP) Site Access Agreement with the Florida Department of Environmental Protection (FDEP) in order for FDEP or its contractors to locate contamination, determine levels of contamination and, when necessary, remove and remediate contamination on property located at the Key West International Airport. The site is eligible for rehabilitation funded by the State of Florida.
2. Approval of a resolution committing to the acceptance of Parcels Y, Z, AA, BB, C and DD, Summerland Key Properties on Summerland Key from the Monroe County Comprehensive Plan Land Authority for the purpose of mitigation for wetland impacts that will result from the West Overflow Apron project and other improvements at the Key West International Airport.
3. Report of Airport change orders reviewed by the County Administrator/Assistant County Administrator.
4. Approval to award bid and enter into a new five (5) year On-Airport Rental Car Concession Agreement with Avis Budget Car Rental, LLC at the Key West International Airport.
5. Approval to award bid and enter into a new five (5) year On-Airport Rental Car Concession Agreement with Enterprise Leasing Company of Florida, LLC at the Key West International Airport.
6. Approval to award bid and enter into a new five (5) year On-Airport Rental Car Concession Agreement with The Hertz Corporation at the Key West International Airport.

J. PLANNING AND ENVIRONMENTAL RESOURCES, BUILDING AND CODE COMPLIANCE DEPARTMENTS

1. Approval of Grant Agreement No. 22028 between the Monroe County BOCC (Monroe County) and the Florida Fish and Wildlife Conservation Commission (FWC) Providing Monroe County with Reimbursement Funding in an Amount Not to Exceed \$40,575 for Regulatory Buoy Replacements, In Addition to a \$13,525 Cost Share from the County's Boating Improvement Fund (BIF).
2. Approval to Issue a \$50,500.00 Task Order to Adventure Environmental, Inc., for the Removal and Disposal of Three Derelict Vessels, Funded by a Grant from the Florida Fish and Wildlife Commission Derelict Vessel Grant Program.

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

3. Approval to Advertise a Request for Proposals (RFP) for a Consultant to Provide Mooring Field Design and Permitting Services Relating to Boca Chica Basin (Stock Island) and Man of War Harbor (Key West).
4. Approval to Issue a \$204,000.00 Task Order to Adventure Environmental, Inc., for the Removal and Disposal of Four Derelict Vessels, Funded by a Grant from the Florida Fish and Wildlife Commission Derelict Vessel Grant Program.

K. SHERIFF'S OFFICE

1. Approval of a Memorandum of Understanding (MOU) between the Monroe County Sheriff's Office and Monroe County Board of County Commissioners to apply for reimbursement of funds from the Urban Area Security Initiative (UASI) FY 2021 Grant / Homeland Security Office of Domestic Preparedness with the City of Miami - Memorandum of Agreement Number 00056-S01 / Subgrant Agreement #R0251, by which the City of Miami sub-granted \$264,836.00 of which \$132,418.00 was to be given to Monroe County Sheriff's Office for the purchase of equipment approved by the granting agency as well as other items.

L. HEALTH DEPARTMENT

1. Approval of a Resolution supporting the appointment of Carla Fry as the Administrator of the Monroe County Health Department by the Surgeon General of the State of Florida.

M. COMMISSIONERS ITEMS

1. **COMMISSIONER LINCOLN:** Approval to reappointment Sandra Higgs to the Human Services Advisory Board.
2. **COMMISSIONER RICE:** Approval to reappoint David Manz to a 4 year term on the Human Services Advisory Board.

ADD-ON

3. **MAYOR CATES:** Approval of a resolution calling on the Federal Government to provide the necessary Federal resources to address the influx of migrant arrivals in the Florida Keys.

N. COUNTY CLERK

1. Approval of Tourist Development Council expenses for November through December 2022.
2. Approval of the minutes from the October 19, 2022 regular meeting.

N. COUNTY CLERK (CONTINUED)

3. Approval of BOCC Warrants (Including Payroll) for the month of November 2022.
4. Approval of BOCC Warrants (Including Payroll) for the month of December 2022.
5. Approval to remove surplus equipment from inventory via disposal or advertise for bid.

O. COUNTY ADMINISTRATOR

1. County Administrator's Monthly Report for January 2023.
2. Approval of a contract with Granicus, LLC for software, system configuration, implementation and training to develop, implement and maintain an electronic, fully integrated BOCC agenda process.
3. Approval of the reappointment of Mr. Rudy Krause to the Career Service Council for a 2-year term.
4. **SUSTAINABILITY:** Authorize planning grant 22PLN66 for \$139,350 from the Florida Department of Environmental Protection under the Resilient Florida Grant Program to update the Monroe County Vulnerability Assessment pursuant to Section 380.093, Florida Statutes.
5. **SUSTAINABILITY:** Approval to solicit for consulting services to update the Vulnerability Assessments and Watershed Management Plans for Monroe County, Layton and Key Colony Beach funded by Grants from Florida Department of Environmental Protection (FDEP) and Florida Division of Emergency Management (FDEM), and potentially for other sustainability projects for the County contained in the GreenKeys Plan.
6. **ASSISTANT COUNTY ADMINISTRATOR WILSON:** Approval of a Public Private Partnership interim agreement with Fortress Secured to design and construct a new Sugarloaf Fire Station and authorization for the County Administrator to execute the contract.
7. **ASSISTANT COUNTY ADMINISTRATOR WILSON:** Discussion and direction to staff regarding a draft resolution detailing parameters of the employee housing rental program.

P. COUNTY ATTORNEY

1. County Attorney Report for January 2023.
2. Authorization to initiate litigation against SCOTT MAYERBERGER and his properties, 60 Bay Drive, Saddlebunch Key, Florida, and 45A Bay Dr., Saddlebunch Key, Florida, to seek compliance with the County Code and enforce the lien(s) arising from code compliance case numbers CE09080179 and CE10090079.
3. Ratification of a three year agreement with Thomson Reuters for Government Plan West PROFLEX online legal research and authorization for the County Attorney to execute the Agreement and any additional documents pertaining to the Agreement.
4. Request to hold an Attorney-Client Closed Session in the matter of AshBritt, Inc. v. Monroe County, FL and Florida Department of Transportation, Case No. CA-K-17-802, at the February 15, 2023 BOCC regular meeting in Key West, Florida, at 9:00 a.m. or as soon thereafter as the matter may be heard.
5. Authorization to initiate litigation against KENNETH W. RECH & PATRICIA A. RECH and their property, 1037 Picard Lane, Cudjoe Key, Florida, to seek compliance with the County Code and enforce the lien(s) arising from code compliance case number CE20010065.
6. Authorization to initiate litigation against LYNN M. BERMAN REVOCABLE TRUST 9/15/2010 and the property, 1131 Ocean Dr., Summerland Key, Florida, to seek compliance with the County Code and enforce the lien(s) arising from code compliance case number CE20090030.
7. Approval of settlement agreement in the case of Monroe County v. Buirley and Jay Archbell, P.A., Case No. 19-CA-565-K and authorization for the County Attorney to execute settlement agreement and other necessary documents.
8. Approval of settlement agreement in the matter of Board of County Commissioners of Monroe County v. Villalobos, 16th Jud. Cir. case 21-CA-257-P; also, authorization for County Attorney to sign all necessary documents.
9. Approval of the First Amendment to the outside legal services Agreement with Bryant, Miller & Olive, P.A., dated July 29, 2020, for the purpose of 1) eliminating the \$49,999.99 limitation on expenditures and 2) ratifying the County Attorney's assignment of public private partnership proposal by Fortress Secured, LLC to build a replacement Fire Station #10 to the firm.

P. COUNTY ATTORNEY (CONTINUED)

10. Approval of Fourth Amendment to Agreement for Professional Legal Services with Allen, Norton & Blue, P.A. (outside counsel for labor and employment matters), to increase maximum annual spending cap to \$25,000.00.

Q. PUBLIC HEARINGS

1. **PLANNING & ENVIRONMENTAL RESOURCES:** A Public Hearing to Consider a Request for Approval of a Resolution Transmitting an Ordinance of the Monroe County Board of County Commissioners Amending the Monroe County Comprehensive Plan (Comp. Plan) to Create Comp. Plan Policy 111.1.2; Establishing the Stock Island Workforce Subarea 2; Establishing the Boundary of the Stock Island Workforce Subarea 2; Limiting the Permitted Uses of the Subarea to Deed Restricted Affordable Housing Dwelling Units; Establishing the Maximum Net Density for Affordable Housing, Height and Off-Street Parking Requirements in the Subarea; Eliminating Allocated Density and Nonresidential Floor Area Ratio; Providing for the Conversion and Transfer of Market Rate ROGO Exemptions to Transient; and Providing for the Setback Requirements Within the Stock Island Workforce Subarea 2 for Property located at 6500 Maloney Ave., Stock Island, currently having Property Identification Number 00126090-000000, as proposed by Roy's Trailer Park, Inc.
2. **PLANNING & ENVIRONMENTAL RESOURCES:** A Public Hearing to Review a Developer's Request for BOCC Approval to Waive the Inclusionary Workforce Housing Requirement Applicable to Redevelopment and a Change of Use Increasing Workforce Housing Demand from a Property Within an Existing Commercial Shopping Located at 91200 Overseas Highway, Tavernier, at Approximate Mile Marker 91, and currently having Property Identification Number 00089910-000100.

Q. PUBLIC HEARINGS (CONTINUED)

3. **PLANNING & ENVIRONMENTAL RESOURCES:** A Public Hearing to Consider Approval of a Resolution Transmitting to the State Land Planning Agency an Ordinance by the Monroe County Board of County Commissioners Adopting Amendments to Monroe County 2030 Comprehensive Plan Policy 501.1.1, Policy 501.1.2, Policy 501.2.2, Policy 501.2.3, Policy 501.3.1, and Policy 501.3.3, to Allow Airport Improvements, Which May Impact Hammock Areas, When There Is No Other Viable Alternative Available, at The Key West International Airport and The Florida Keys Marathon International Airport, Consistent With The Airport Master Plan (AMP) and Airport Layout Plan (ALP) For Each Public Airport and Consistent With All Applicable Federal And State Permit/Authorization Requirements, Including Mitigation for Environmental Impacts.
4. **PLANNING & ENVIRONMENTAL RESOURCES:** A Public Hearing to Consider Approval of a Special Permit To Allow a Temporary Construction Staging Area at Property Located at 2080 Coral Way, Big Pine Key, currently having Property Identification No. 00312020-000000, Relating to a Canal Restoration Project (Canal No. 259).
5. **PLANNING & ENVIRONMENTAL RESOURCES:** A Public Hearing to Consider an Ordinance Amending Monroe County Code of Ordinances Chapter 3 ("Alcoholic Beverages") to Create a Definition Section, Amend Reference(s) to License Classification Types, and Address Potential Outdoor On-Premise Consumption.
6. **OFFICE OF MANAGEMENT & BUDGET:** A Public Hearing to consider approval of a resolution for Budget Amendments for Fiscal Year 2023 for the One Cent Infrastructure Surtax, Fund 304; Infrastructure Revenue Bonds Series 2007, Fund 308; Infrastructure Revenue Bonds Series 2014, Fund 314; Long Key Wastewater, Fund 315; Land Acquisition, Fund 316.

ADD-ON

7. **OFFICE OF MANAGEMENT & BUDGET:** A Public Hearing to consider approval of a resolution for Budget Amendment for Fiscal Year 2023 for the Key West International Airport, Fund 404.

10:00 A.M. R. SOUNDING BOARD

1. Request by Mr. Andrew Tobin to speak to the Monroe County Board of County Commissioners regarding the proliferation of gas stations and the need to amend the land development regulations.

S. COMMISSIONER'S COMMENTS

T. ADD-ONS

1. **COUNTY ADMINISTRATOR:** Approval of an Interlocal Agreement between Monroe County and Ocean Reef Volunteer Fire Department for the purchase of one Oshkosh Stinger, Rapid Intervention Suppression Vehicle (fire truck) and the following equipment: Digital Recording System for 911 Communication Center, AVTEC Scout 800 Advanced Console Package, and Motorola Handheld APX80000 Radios and Accessories.
2. **LIBRARIES:** Approval of an amendment to a contract (original date January 21, 2010, see attached) with Clarivate (previously Innovative and Polaris) to purchase enhancements to customer interfaces.
3. **FACILITIES:** Approval for the addition of two (2) FTEs for the Facilities Maintenance Department with each to be classified as a Maintenance Worker 2 reporting to the Upper Keys. Facilities Maintenance demands have experienced substantial growth as new buildings come online and older buildings are being renovated, thereby necessitating the need for additional staff.
4. **LIBRARIES:** Approval of an Agreement with R. George and Associates, Inc., pursuant to the cooperative purchasing exclusion of the Purchasing Policies and Procedures, purchasing in the amount of \$220,269.48 for furnishings and finishes, (inclusive of delivery and installation) for Monroe County Public Library system's Big Pine Key Branch Library paid for from Library Impact Fees and the Golan Trust.