A regular meeting of the Monroe County Board of County Commissioners convened at 9:00 a.m. at the Murray Nelson Government Center. Present and answering to roll call were Commissioner Heather Carruthers, Commissioner Michelle Coldiron, Commissioner Danny Kolhage, Commissioner David Rice and Mayor Sylvia Murphy. Also present at the meeting were Roman Gastesi, County Administrator; Bob Shillinger, County Attorney; Kevin Madok, Clerk of Court; Pamela Hancock, Deputy Clerk; county staff, members of the press and radio; and the general public.

**ADDITIONS, CORRECTIONS & DELETIONS**

A Motion was made by Commissioner Rice and seconded by Commissioner Kolhage granting approval of the Additions, Corrections and Deletions to the agenda. Motion carried unanimously.

**PRESENTATION OF AWARDS**

B1 Presentation of Mayor’s Proclamation proclaiming the week of June 3-7, 2019 as *Code Enforcement Officers' Appreciation Week*.

**BULK APPROVALS**

Motion was made by Commissioner Carruthers and seconded by Commissioner Kolhage granting approval of the following items by unanimous consent:

C1 Board granted approval to extend and authorized execution of the Employment Agreement with Mayte Machado for the EMS Billing Specialist from June 21, 2019 through July 24, 2020; with an increase in base pay from $48,000.00 to $52,000.00; and no other changes in terms and conditions.

C2 Board granted approval and authorized execution of a Mutual Aid Agreement between Monroe County BOCC and Naval Air Station Key West for the provision of firefighting assistance.

C4 Board granted approval to withdraw a Site Access Agreement with Florida Department of Environmental Protection (FDEP); and FDEP Contractor for petroleum contamination assessment and cleanup at the Plantation Key Courthouse Campus.
C5 Board adopted the following Resolution, of Florida Department of Transportation Local Agency Program Agreement, for Federal Highway Administration Emergency Relief Program grant funds in the amount of $12,850.00 for repairs to street lights on the Duck Key Drive shared use path.

RESOLUTION NO. 156-2019
Said Resolution is incorporated herein by reference.

C6 Board granted approval and authorized execution of the 2nd Renewal and 2nd Amendment to Agreement with Keys Security, Inc. for security services for Duck Key Security District.

C7 Board granted approval and authorized execution of the 11th Amendment with Humane Animal Care Coalition, Inc. for CPI-U adjustment of 1.9% effective July 1, 2019. The CPI-U annual adjustment was approved in the contract dated April 18, 2007. The item is funded through ad-valorem taxes and has been budgeted.

C8 Board granted approval and authorized execution of the 4th Amendment to the Contract for Temporary Ferry Service to Pigeon Key, to extend the expiration date to June 30, 2020, and increase the annual contract amount by $24,000.00 to a total per year amount of $255,252.00. The county's local match will increase by $9,700.00 to a total annual amount of $97,200.00.

C9 Board granted approval and authorized execution of the 5th Amendment to the Interlocal Agreement with the City of Marathon to increase the reimbursement to the County to 7.5% of the base ferry service (no special events or overhead costs or charges) or up to $19,143.90 (increase of $1,800.00 per year), whichever is less, on an annual term beginning July 1, 2019 for three consecutive terms.

C10 Board adopted the following Resolution approving the 2nd Amendment to the Joint Participation Agreement with Florida Department of Transportation to increase the total contract amount by $37,500.00 (increase of $12,500.00 per year) for a revised, not to exceed, amount of $912,500.00 to partially fund operation of the Pigeon Key Ferry through October 31, 2021.

RESOLUTION NO. 157-2019
Said Resolution is incorporated herein by reference.

C11 Board granted approval and authorized execution of the 4th Modification to Low Income Home Energy Assistance Program Subgrant Agreement #17EA-0F-11-54-01-019 between the Department of Economic Opportunity and Monroe County BOCC/Monroe County Social Services for the contract period of April 1, 2017 through September 30, 2020; to increase funding by $452,958.29 which will increase the total contract amount from $461,360.00 to $914,318.29.

C12 Board granted approval and authorized execution of a 2nd Amendment to the Agreement Legal Aid Funding with Legal Services of Greater Miami, Inc. to extend the agreement for an additional five years to provide legal aid services in Monroe County, FL in accordance with Section 10-26(b)(2), Monroe County Code and F.S. 29.008(3)(a) and 939.185, Florida Statutes.
C13 Board adopted the following Resolutions concerning the Transfer of Funds and Receipt of Unanticipated Revenue:

Receipt of Unanticipated Funds (OMB Schedule Item No. 1).
RESOLUTION NO. 158-2019
Said Resolution is incorporated herein by reference.

Receipt of Unanticipated Funds (OMB Schedule Item No. 2).
RESOLUTION NO. 159-2019
Said Resolution is incorporated herein by reference.

Transfer of Funds (OMB Schedule Item No. 3).
RESOLUTION NO. 160-2019
Said Resolution is incorporated herein by reference.

Receipt of Unanticipated Funds (OMB Schedule Item No. 4).
RESOLUTION NO. 161-2019
Said Resolution is incorporated herein by reference.

Receipt of Unanticipated Funds (OMB Schedule Item No. 5).
RESOLUTION NO. 162-2019
Said Resolution is incorporated herein by reference.

Receipt of Unanticipated Funds (OMB Schedule Item No. 6).
RESOLUTION NO. 163-2019
Said Resolution is incorporated herein by reference.

Transfer of Funds (OMB Schedule Item No. 7).
RESOLUTION NO. 164-2019
Said Resolution is incorporated herein by reference.

Transfer of Funds (OMB Schedule Item No. 8).
RESOLUTION NO. 165-2019
Said Resolution is incorporated herein by reference.

Receipt of Unanticipated Funds (OMB Schedule Item No. 9).
RESOLUTION NO. 166-2019
Said Resolution is incorporated herein by reference.

C17 Board accepted the report of monthly Change Orders for the month of May reviewed by the County Administrator/Assistant County Administrator. Said report is incorporated herein by reference.

C18 Board granted approval to advertise a Request for Proposals for Flood Mitigation Project Management Services.
HURRICANE IRMA RECOVERY

D3 Board granted approval to accept proposal and authorized execution of a Contract with A-1 Property Services Group, Inc. in the amount of $91,174.14 for a new roof and roof repairs of the Sheriff’s Marathon Substation. Funded by Hurricane Irma fund sources.

D4 Board granted approval to accept proposal and authorized execution of a Contract with A-1 Property Services Group, Inc. in the amount of $62,255.00 for a new roof and roof repairs at the Marathon Library. Funded by Hurricane Irma fund sources.

D5 Board granted approval and authorized execution of an Amendment to Agreement between Monroe County and Your Roofers, LLC for the Marathon Annex and Fleet Carpenter's Building New Roofs Project that amends and clarifies that the contractor will provide a one year warranty and the manufacturer will provide a fifteen year warranty.

D6 Board granted approval and authorized execution of a Contract with A-1 Property Services Group, Inc., for the Key West Lighthouse Museum Roof Repair, which was damaged by Hurricane Irma, in the amount of $128,932.37.

D7 Board granted approval to ratify the 2nd Amendment to the Contract with Adventure Environmental, Inc., for removal of marine debris created by Hurricane Irma from canals in unincorporated Monroe County, City of Marathon and Village of Islamorada; to reduce the hydraulic removal rates for Big Pine Key; as signed by the County Administrator.

TOURIST DEVELOPMENT COUNCIL

E1 Board granted approval and authorized execution of an Amendment to extend Agreement with U.S. Fish and Wildlife Services for the Florida Keys National Wildlife Refuge Nature Center Restroom/ADA Ramp Project to September 30, 2019.

E2 Board granted approval and authorized execution of an Amendment to extend Agreement with the City of Marathon for the Oceanfront Park Renovation Project to December 31, 2019.

PLANNING & ENVIRONMENTAL RESOURCES, BUILDING & CODE COMPLIANCE DEPARTMENTS

I4 Board granted approval and authorized execution of the 2nd Amendment to an Interlocal Agreement between Monroe County and the City of Marathon transferring 52 low income and 3 very low income (55 total allocations) Affordable Housing ROGO allocations from the County to the City. The amendment is necessary to reflect the name change of the project developer to Marathon Key Housing Partners, LP (previously Key Vaca, LLC).

I5 Board adopted the following Resolution ratifying an Interlocal Agreement (ILA) between Monroe County and City of Marathon transferring 53 Affordable Housing ROGO Allocations (8 Very Low; 8 Low; 33 Median; and 4 Moderate) to the City for the Seaward Properties
Redevelopment Project. The BOCC approved the ILA on October 18, 2017 with additional language pertaining to the 380 Agreement between the County, local municipalities, and DEO regarding unused ROGO allocations in the City of Key West. This ILA is proposed by Seaward Properties Redevelopment. This is not a low income housing tax credit project. The City of Marathon approved this Amended ILA with the BOCC’s requested changes on May 28, 2019.

RESOLUTION NO. 167-2019
Said Resolution is incorporated herein by reference.

I6 Board adopted the following Resolution ratifying an Interlocal Agreement (ILA) between Monroe County and City of Marathon transferring 34 low income Affordable House ROGO Allocations from Monroe County to the City of Marathon. This ILA is proposed by CB Schmitt Real Estate Company, Inc., Callianasa Corp., Key Vaca LLC, Driftwood LLC, and Twenty-Third Street LLC, requesting 34 affordable allocations in order to deed restrict 34 units which are currently market rate units. The ILA was approved by the BOCC on December 14, 2016 (Item H5) with an additional condition pertaining to transferring market rate allocations back to the County.

RESOLUTION NO. 168-2019
Said Resolution is incorporated herein by reference.

I7 Board granted approval and authorized execution of the 2nd Amendment to an Interlocal Agreement (ILA) between Monroe County and the City of Marathon transferring 46 affordable housing ROGO allocations from the County to the City. The amendment is necessary to (1) reflect the name change of the project developer to Crystal Cove Housing Partners, LP (previously HTG Crystal Cove Resort, LLLP); (2) change the income categories of the allocations from previously approved 23 low income, 3 very low income, and 20 moderate income, to 46 low income allocations; and (3) approve the 2nd Amendment to the ILA. The project has been awarded Low Income Housing Tax Credits by FHFC.

SHERIFF’S OFFICE

K1 Board granted approval of the Request for Expenditure from the Law Enforcement Trust Fund, as follows:

$5,000.00 The Educational Coalition for Monroe County (ECMC): to support the ECMC’s mission to assist young people suffering serious mental health issues. The organization has developed many successful programs to target the needs of students in special circumstances such as poverty, homelessness and education aid.

COMMISSIONER’S ITEMS

L1  Board granted approval of Mayor Murphy’s appointment of Bob Eadie to the Human Services Advisory Board, replacing Bob Johnson who resigned, with a term to expire June 2021.

L2  Board granted approval for the Mayor to sign a letter of support to accompany grant applications being submitted by the Pigeon Key Foundation.

L3  Board granted approval of Commissioner Rice’s appointment of Jay Miller to the Duck Key Security District Advisory Board, replacing Philip Kircher whose term is completed, for full three year term through June 19, 2022.

L4  Board granted approval of Commissioner Rice’s reappointment of Van Waddill to the Duck Key Security District Advisory Board, with a term through June 19, 2022.

L5  Board granted approval of Commissioner Carruthers’ appointment of Valsin (Val) Marmillion to the Monroe County Climate Change Advisory Committee, replacing Michael Larson who resigned March, 2019, with a term through October 1, 2019.

COUNTY CLERK

M1  Board granted approval of the minutes from the Regular Meeting of March 21, 2019 and April 17, 2019.

M2  Board granted approval of Tourist Development Council expenses for the month of May 2019, as follows: Advertising, in the amount of $4,321,912.13; Bricks & Mortar Projects, in the amount of $255,581.98; Events, in the amount of $104,377.17; Office Supplies & Operating Costs, in the amount of $19,452.07; Personnel Services, in the amount of $102,292.47; Public Relations, in the amount of $112,055.94; Sales & Marketing, in the amount of $64,675.33; Telephone & Utilities, in the amount of $112,055.94; Travel, in the amount of $13,637.01; Visitor Information Services, in the amount of $104,659.36.

M3  Board granted approval of BOCC Warrants (Including Payroll) for the month of May 2019, 10052971-10054473, 50004998-50005031 (PR), 3110587-3111761 (PR Voucher), 24595-24699 (WC), as follows: 001 General Fund, in the amount of $3,153,474.69; 101 Fine & Forfeiture Fund, in the amount of $518,613.97; 102 Road & Bridge Fund, in the amount of $273,425.57; 115 TDC District Two Penny, in the amount of $549,068.64; 116 TDC Admin & Promo 2 Cent, in the amount of $1,873,992.60; 117 TDC District 1,3 Cent, in the amount of $1,372,248.19; 118 TDC District 2,3 Cent, in the amount of $169,230.15; 119 TDC District 3,3 Cent, in the amount of $513,803.34; 120 TDC District 4,3 Cent, in the amount of $271,682.38; 121 TDC District 5,3 Cent, in the amount of $398,285.15; 125 Gov Fund Type Grants, in the amount of $5,011,478.69; 141 Fire & Amb Dist 1 L&M Keys, in the amount of $851,863.67; 147 Uninc Svc Dist Parks&Rec, in the amount of $213,133.46; 148 Plan, Build, Zoning, in the amount of $455,472.73; 152 Duck Key Security Dist, in the amount of $6,994.85; 153 Local Housing Assistance, in the amount of $220,235.00; 157 Boating Improvement Fund, in the amount of $24,173.91; 158 Misc Special Revenue Fund, in the amount of $93,276.55; 160
Environmental Restoration, in the amount of $38,849.03; 162 Law Enforcement Trust-600, in the amount of $1,500.00; 163 Court Facilities, in the amount of $9,802.26; 171 Stock Island Wastewater, in the amount of $1,451.55; 175 Long Key-Layton MSTU, in the amount of $103.05; 180 Building Funds, in the amount of $362,863.28; 304 1 Cent Infra Surtax, in the amount of $173,996.34; 310 Big Coppitt Wastewater, in the amount of $137.41; 311 Duck Key Wastewater, in the amount of $103.05; 312 Cudjoe Regional WW Proj, in the amount of $6,091.63; 314 Series 2014 Revenue Bonds, in the amount of $408,194.63; 316 Land Acquisition, in the amount of $186,395.50; 401 Card Sound Bridge, in the amount of $70,207.47; 403 Marathon Airport, in the amount of $91,641.31; 404 Key West Intl Airport, in the amount of $720,779.47; 406 PFC & Operating Restrictions, in the amount of $1,165,347.60; 414 MSD Solid Waste, in the amount of $1,665,431.88; 501 Worker’s Compensation, in the amount of $102,070.02; 502 Group Insurance Fund, in the amount of $2,970,488.47; 503 Risk Management Fund, in the amount of $1,242,563.00; 504 Fleet Management Fund, in the amount of $200,677.30; 610 Fire/EMS LOSAP Trust Fund, in the amount of $6,225.00.

M4 Board granted approval of FKAA invoices for the Fiscal Year (to include salaries), relating to the Cudjoe Regional Wastewater System Project. The invoices under $50,000.00 are being provided for information only. Said invoices are incorporated herein by reference.

M5 Board granted approval to remove surplus equipment from inventory via disposal or advertise for bid. Said inventory is incorporated herein by reference.

M6 Board granted approval of the formal communication from the County’s independent auditor Cherry Bekaert, regarding their audit responsibilities and the timing for the County’s Fiscal Year 2019 Financial Statements.

M7 Board granted approval to advertise a Request for Proposals for Private Legal Counsel for the Monroe County Value Adjustment Board.

COUNTY ADMINISTRATOR

N2 Board granted approval and authorized execution of a no-cost time extension under the 4th Amendment to the Contract with Michael Baker International, Inc. for professional mobile LiDAR elevation, surveying and mapping services for County roads and facilities, to extend the term of services retroactive from March 1, 2019 to June 30, 2019.

N3 Board granted approval to rescind the 3rd Amendment, previously approved at the May 22, 2019 meeting as agenda item O-9; and granted approval and authorized execution of the revised 3rd Amendment to a Contract with WSP USA, Inc. in an amount not to exceed $5,000.00 to provide additional time and professional consulting services to assist the County with technical review of the survey data provided by the LiDAR vendor; retroactive to April 1, 2019 and extending through June 30, 2019.
COUNTY ATTORNEY

O2 Board granted approval and authorized execution of a Settlement Agreement in the matter of Halley Engineering Contractors, Inc. v. Monroe County, Case No. 18-CA-768-P.

O4 Board granted approval and authorized execution of a Contract with Patricia M. Kersey to purchase a less than fee interest in Lot 1, Whispering Pines (PB 4-37) with parcel number 00285530-000000 and a purchase price of $30,953.00 for density reduction purposes.

O5 Board granted approval and authorized execution of a Contract with Tobago Lane, LLC to purchase a less than fee interest in Block 10, Lot 16, Breezeswept Beach Estates (PB 4-143) with parcel number 00204040-000000 and a purchase price of $99,999.00 for density reduction purposes.

O7 Board granted approval and authorized execution of a Contract with Michael J. & Stephanie D. Welsh to purchase a less than fee interest in Lot 2, Amended Plat of Dolphin Harbour (PB 6-116) with parcel number 00319492-000300 and a purchase price of $31,724.00 for density reduction purposes.

PLANNING & ENVIRONMENTAL RESOURCES, BUILDING & CODE COMPLIANCE DEPARTMENTS

T4 Board granted approval and authorized execution of the 10th Amendment to the Agreement between Monroe County and Pumpout USA, Inc. for Keys-Wide Mobile Vessel Pumpout Service in the amount of $1,021,719.88 ($750,000.00 from State of Florida legislative appropriation and $271,719.88 from Boating Improvement Funds), contingent upon receipt of legislative grant funding for the term July 1, 2019 through June 30, 2020.

SUSTAINABILITY

T5 Board granted approval to rescind the 1st Amendment, submitted as item U3 on the May BOCC agenda; and granted approval and authorized execution of the revised 1st Amendment to the revenue Grant Agreement SD005 from the Florida Department of Environmental Protection (FDEP) for $100,000.00 to allow other plugged and non-plugged canals to be cleared in unincorporated Monroe, and to allow clearing of plugged canals in municipalities.

Motion carried unanimously.

MISCELLANEOUS BULK APPROVAL

C3 Kevin Wilson and Christine Hurley, Assistant County Administrators; and Bob Shillinger, County Attorney addressed the Board concerning approval for use of suitable County owned parcels in the Sands Subdivision of Big Pine Key for stormwater drainage infrastructure for the Sea Level Rise Pilot Project; and approval for Planning staff to draft a Land Development Code text amendment. The following individual addressed the Board: Dotti Moses. After discussion, motion was made by Commissioner Carruthers and seconded by Commissioner
Coldiron granting approval for use of parcel numbers 00302870-000000, 00302880-000000 and 00304870-000000 for stormwater drainage infrastructure for the Sea Level Rise Pilot Project contingent upon Land Development Code amendments or Comprehensive Plan amendments needed to be able to use those sites for stormwater infrastructure. Roll call vote carried unanimously.

COUNTY ATTORNEY

O8 Motion was made by Commissioner Carruthers and seconded by Commissioner Rice granting approval and authorizing execution of a Contract with the Estate of Frank J. & Inez Bennett for purchase of lots described as Block 24, Lots 1 and 2, Sands (PB 1-65) with parcel numbers 00302870-000000 and 00302880-000000 for density reduction purposes and a pump station site for $40,000.00. Motion carried unanimously.

O9 Motion was made by Commissioner Carruthers and seconded by Commissioner Kolhage granting approval and authorizing execution of a Contract with Harold M., Catherine M. & Steven E. Smith for purchase of a lot with a ROGO exemption described as Block 35, Lot 9, Sands (PB 1-65) with parcel number 00304870-000000 for density reduction purposes and as a back-up pump station site for $105,000.00; and/or for affordable housing. Motion carried unanimously.

The Board of County Commissioners meeting adjourned for the Board of Governors, Fire & Ambulance District 1, meeting.

FIRE & AMBULANCE DISTRICT 1
BOARD OF GOVERNORS

The Board of Governors for the Fire & Ambulance District 1 convened. Present and answering to roll call were Commissioner Kolhage, Commissioner Rice, Mayor Murphy, Vice Mayor Lewis and Mayor Halle.

H1 Motion was made by Mayor Murphy and seconded by Commissioner Kolhage granting approval to extend and authorized execution of the Employment Agreement for the EMS Billing Specialist from June 21, 2019 through July 24, 2020 with an increase in base pay from $48,000.00 to $52,000.00 and no other changes in terms and conditions. Roll call vote carried unanimously.

The Board of Governors, Fire & Ambulance District 1, adjourned. The Board of County Commissioners meeting reconvened with all commissioners present.

EMPLOYEE SERVICES

R1 Bryan Cook, Director Employee Services introduced Queenell Fox and Lee Bouchelle from Evergreen Solutions, LLC. Ms. Fox and Mr. Bouchelle made a Power Point Presentation on results of the Pay and Classification Study conducted in 2018-19. Tina Boan, Sr. Director Budget & Finance; Roman Gastesi, County Administrator; Ms. Hurley, Sheriff Rick Ramsay,
Danise Henriquez, Monroe County Tax Collector; Scott Russell, Monroe County Property Appraiser; and Kevin Madok, Clerk of Court, addressed the Board. After discussion, motion was made by Commissioner Kolhage and seconded by Mayor Murphy directing the County Administrator to include the cost of living increase for all County employees according to the most recent published cost of living index for our area and not include any funding for the implementation of the recommendations of the Evergreen Compensation Study. Roll call vote was taken with the following results:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Vote</th>
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<tbody>
<tr>
<td>Commissioner Carruthers</td>
<td>No</td>
</tr>
<tr>
<td>Commissioner Coldiron</td>
<td>No</td>
</tr>
<tr>
<td>Commissioner Kolhage</td>
<td>Yes</td>
</tr>
<tr>
<td>Commissioner Rice</td>
<td>No</td>
</tr>
<tr>
<td>Mayor Murphy</td>
<td>Yes</td>
</tr>
</tbody>
</table>

Motion failed.

SOUNDING BOARD

Q1 Jim James Sutcliffe, representing the Baitters Lane Canal Stewards Group, gave a Power Point Presentation regarding a plan for a committed private/public partnership for improved water quality in Canal #266 between Bailey’s Lane and Witters Lane, Big Pine Key. The following individual addressed the Board: Larry LeJeune. Rhonda Haag, Director of Sustainability and Projects, addressed the Board. The Board took no official action.

MISCELLANEOUS BULK APPROVALS

Commissioner Rice announced that, due to a voting conflict, he would abstain from voting on the following three items (C14, C15 & C16):

C14 Approval of a Resolution authorizing submission of a grant application, for $100,000.00 with a 25% match requirement of $33,333.00; and approval to authorize the Mayor to execute acceptance of award and related documents. The "Men's Jail In-House Drug Abuse Treatment Program" application will be submitted to the Florida Department of Law Enforcement for funding under the Residential Substance Abuse Treatment Program, a Federal Grant program for substance abuse treatment programs in local correctional and detention facilities.

RESOLUTION NO. 169-2019

Said Resolution is incorporated herein by reference.

C15 Approval of an Agreement with Guidance/Care Center for the "Assisted Living Prevents Recidivism" (Heron) Program, in the amount of $28,587.00, for January 1, 2019 through June 30, 2019 (FY2018-2019) as recommended by the Substance Abuse Policy Advisory Board for funding from FDLE, Edward Byrne Memorial Justice Assistance Grant Program.

C16 Approval of an Agreement with Guidance/Care Center for the "Women's Jail Incarceration Drug Abuse Treatment Program", in the amount of $43,380.00, for January 1, 2019
through September 30, 2019 (FY2018-2019) as recommended by the Substance Abuse Policy Advisory Board for funding from FDLE, Edward Byrne Memorial Justice Assistance Grant Program.

Motion was made by Commissioner Carruthers and seconded by Commissioner Coldiron granting approval of Items C14, C15 and C16. Roll call vote carried unanimously, with Commissioner Rice abstaining.

PROJECT MANAGEMENT

T3 Commissioner Kolhage announced that, due to a conflict, he would abstain from voting on approval of a Contract with Florida Keys Electric, Inc. for $96,275.00 to purchase and install 317 LED replacement lights and fixtures in the Key West and Key Largo libraries. We are now asking to approve an additional $18,275.00 of Facilities funds to meet the contract offer. Motion was made by Commissioner Coldiron and seconded by Commissioner Carruthers granting approval of the item. Roll call vote carried unanimously, with Commissioner Kolhage abstaining.

CLOSED SESSIONS

J2 Mr. Shillinger announced an Attorney-Client Closed Session in the matter of BOCC v. Michael Yawt, Case No. 18-CA-831-P and read the required language into the record pursuant to F.S. 286-011(8). Mr. Shillinger advised that the following persons would be present at the meeting: the County Commissioners, County Administrator Roman Gastesi; County Attorney Bob Shillinger, Assistant County Attorney Steve Williams; and a certified court reporter.

Mayor Murphy declared the open session of the meeting closed. After the closed session, the meeting was re-opened.

J3 Mr. Shillinger announced an Attorney-Client Closed Session in the matter of BOCC v. Kenneth Allen Newsom, Case No. 17-CA-37-K and read the required language into the record pursuant to F.S. 286-011(8). Mr. Shillinger advised that the following persons would be present at the meeting: the County Commissioners, County Administrator Roman Gastesi; County Attorney Bob Shillinger, Assistant County Attorney Steve Williams; and a certified court reporter.

Mayor Murphy declared the open session of the meeting closed. After the closed session, the meeting was re-opened.

PLANNING & ENVIRONMENTAL RESOURCES, BUILDING & CODE COMPLIANCE DEPARTMENTS

I1 Rich Jones, Sr. Administrator, Marine Resources, addressed the Board regarding permitting options for a potential mooring field in Boca Chica Basin, including discussion of options to identify a suitable shore-side facility and consideration of beginning permit preparation and submittal. Danielle Irwin, representing Coastal Systems International, gave a
Power Point Presentation. After discussion, motion was made by Commissioner Kolhage and seconded by Commissioner Carruthers directing staff to move ahead with the conceptual permit; and to move ahead with the solicitation to the property owner’s on the east side of Stock Island for the objective of trying to pin down a shoreside facility. Motion carried unanimously.

**HURRICANE IRMA RECOVERY**

D2 Ms. Haag addressed the Board concerning the recommendations from the sea level rise vulnerability assessment of the County's Harry Harris Park conducted by Wood under grant agreement CM919 with the Florida Department of Environmental Protection. Greg Corning, representing Wood, gave a Power Point Presentation. The Board took no official action.

**PLANNING & ENVIRONMENTAL RESOURCES, BUILDING & CODE COMPLIANCE DEPARTMENTS**

I2 Ms. Hurley addressed the Board regarding an update on the Community Rating System (CRS) application moving the County from a Class 5 designation to a Class 4 which will yield a 30% discount for National Flood Insurance Policy (NFIP) holders (estimated savings would go from $5.1 million annually or an average of $350.00/year to $6.1 million annually or an average of $410.00/year on their flood insurance beginning after their renewal date, following October, 2019). Lori Lehr, consultant to Monroe County, gave a Power Point Presentation. The Board took no official action.

I3 Erin Deady, P.A. gave a Power Point Presentation regarding approval of a Resolution to incorporate a Sea Level Rise/Stormwater Master Plan into the GreenKeys! Sustainability Action and Resilience Plan, as part of the GreenKeys 5-Year Work Plan; and to adopt the Sea Level Rise/Stormwater Master Plan to meet one of three prerequisite requirements to achieve a Community Rating System Class 4 Rating, which may provide a 30% flood insurance discount to Monroe County property owners. Mr. Wilson addressed the Board. After discussion, motion was made by Commissioner Carruthers and seconded by Commissioner Rice to adopt the following Resolution. Motion carried unanimously.

**RESOLUTION NO. 170-2019**

Said Resolution is incorporated herein by reference.

**MISCELLANEOUS BULK APPROVALS**

Commissioner Rice excused himself from the meeting.

C19 Motion was made by Commissioner Kolhage and seconded by Mayor Murphy granting approval to cancel the 4th Amendment to the Construction Manager at Risk Agreement with Biltmore Construction Co. which increased the Guaranteed Maximum Price by $1,436,981.00 for the Plantation Key Judicial Courthouse and Detention Facility. Motion carried unanimously, with Commissioner Rice not present.
PROJECT MANAGEMENT

Motion was made by Commissioner Kolhage and seconded by Commissioner Carruthers granting approval and authorizing execution of the following two items (T1 & T2):

T1 Board granted approval and authorized execution of the 7th Amendment to the Agreement for Professional Services with Currie Sowards Aguila Architects, Inc. (CSA) for the design through construction administration of the Plantation Key Judicial Courthouse and Detention Facility to increase contract amount by $754,516.00 for a new total not to exceed amount including all prior amendments of $2,090,014.00. Approval of this Amendment is contingent upon approval of the cancellation of Biltmore Construction's Amendment No. 4 (Item C19, June 19, 2019 agenda).

T2 Board granted approval and authorized execution of the 5th Amendment to the Construction Manager at Risk Agreement with Biltmore Construction Co. Inc. (Biltmore), to increase the Guaranteed Maximum Price (GMP) by $202,086.00 for the Plantation Key Judicial Courthouse and Detention Facility for a total GMP of $33,020,527.14. The project will be co-funded by the 2014 Revenue Bond and the one cent infrastructure sales tax. Approval of this Amendment is conditional upon approval of cancellation of Biltmore's Amendment No. 4 (Item C19, June 19, 2019).

Motion carried unanimously, with Commissioner Rice not present.

PUBLIC HEARINGS

Commissioner Rice returned to the meeting and took his seat.

P1 A Public Hearing was held to consider approval of an Ordinance amending the rules of operation for Rowell's Waterfront Park and codifying them into the Monroe County Code. There was no public input. Motion was made by Commissioner Kolhage and seconded by Commissioner Rice to adopt the following Ordinance. Motion carried unanimously.

ORDINANCE NO. 017-2019

Said Ordinance is incorporated herein by reference.

P2 A Public Hearing was held to consider rescission of an Initial Assessment Resolution No. 121-2019 for Monroe County, Florida that was approved at the May 22, 2019 meeting to collect special assessments within the Monroe County Canals Municipal Services Benefit Unit to pay for ongoing operation and maintenance costs for existing canal water quality restoration projects on Canal 266 on Big Pine Key. There was no public input. Cynthia Hall, Assistant County Attorney, and Ms. Haag addressed the Board. After discussion, motion was made by Commissioner Rice and seconded by Commissioner Coldiron granting approval of the item with the amended (approval) date of April 17, 2019. Roll call vote carried unanimously.

P3 A Public Hearing was held to consider adoption of an Ordinance by the Monroe County Board of County Commissioners amending Policy 101.3.3 of the Monroe County Year 2030
Comprehensive Plan to allow for the award of ROGO allocations to Tier I and III-A for the redevelopment of lawfully existing ROGO exempt dwelling units with a replacement affordable dwelling unit. There was no public input. Cheryl Cioffari, Acting Senior Director of Planning & Environmental Resources addressed the Board. After discussion, motion was made by Commissioner Rice and seconded by Commissioner Coldiron to adopt the following Ordinance. Motion carried unanimously.

ORDINANCE NO. 018-2019
Said Ordinance is incorporated herein by reference.

P4 A Public Hearing was held to consider adoption of an Ordinance by the Monroe County Board of County Commissioners amending the Monroe County Land Development Code Sections 138-24 and 139-1(a)(6)c. to allow for the award of affordable ROGO allocations to Tier I, Tier II, Tier III and III-A for the redevelopment of lawfully existing ROGO exempt dwelling units with a replacement affordable dwelling unit. There was no public input. Motion was made by Commissioner Rice and seconded by Commissioner Coldiron to adopt the following Ordinance. Motion carried unanimously.

ORDINANCE NO. 019-2019
Said Ordinance is incorporated herein by reference.

P5 A Public Hearing was held to consider adoption of an Ordinance by the Monroe County Board of County Commissioners amending the Monroe County Future Land Use Map from Mixed Use/Commercial (MC), Recreation (R) and Conservation (C) to Commercial (COMM), for a portion of property located at 100 Anchor Drive, Key Largo, Ocean Reef Club; as proposed by Ocean Reef Club Inc. There was no public input. Motion was made by Commissioner Rice and seconded by Commissioner Coldiron to adopt the following Ordinance. Motion carried unanimously.

ORDINANCE NO. 020-2019
Said Ordinance is incorporated herein by reference.

P6 A Public Hearing was held to consider adoption of an Ordinance by the Monroe County Board of County Commissioners amending the Monroe County Land Use District (Zoning) Map from Native Area (NA) Parks and Refuge (PR) and Suburban Commercial (SC) to Commercial 1 (C1), for property located at 100 Anchor Drive, Key Largo, as proposed by Ocean Reef Club Inc. There was no public input. Motion was made by Commissioner Coldiron and seconded by Commissioner Carruthers to adopt the following Ordinance. Motion carried unanimously.

ORDINANCE NO. 021-2019
Said Ordinance is incorporated herein by reference.

P7 A Public Hearing was held to consider adoption of an Ordinance amending Policy 101.3.7 of the 2030 Monroe County Comprehensive Plan regarding temporary emergency housing for temporary occupancy by residents displaced by a natural disaster to allow for the Board of County Commissioners to approve by Resolution an extension of the duration of
temporary emergency housing after a natural disaster and the placement of temporary emergency housing at mobile home and RV parks. There was no public input. Motion was made by Commissioner Rice and seconded by Commissioner Coldiron to adopt the following Ordinance. Motion carried unanimously.

**ORDINANCE NO. 022-2019**
Said Ordinance is incorporated herein by reference.

P8 A Public Hearing was held to consider adoption of an Ordinance amending Monroe County Land Development Code Section 130-1 regarding temporary emergency housing for temporary occupancy by residents displaced by a natural disaster to allow for the BOCC to approve by Resolution an extension of the duration of temporary emergency housing after a natural disaster and the placement of temporary emergency housing at mobile home and RV parks. There was no public input. Motion was made by Commissioner Coldiron and seconded by Commissioner Kolhage to adopt the following Ordinance. Motion carried unanimously.

**ORDINANCE NO. 023-2019**
Said Ordinance is incorporated herein by reference.

HURRICANE IRMA RECOVERY

D1 Ms. Boan gave a report of Hurricane Irma finance activity by the Office of Management and Budget. The Board took no official action.

PUBLIC HEARING

P9 A Public Hearing was held to consider adoption of a Resolution renouncing and disclaiming any right of the County and public in and to that portion of the right-of-way of Garden State Lane, as shown on the plat of Cross Key Waterway Estates Section Three, Plat Book 6, Page 61, bounded on the north and west by block 8 lots 17 and 18; bounded on the east by block 8 lots 15 and 16; and bounded on the south by Garden State Lane; section 14, township 61, range 39, Key Largo, Monroe County, Florida. There was no public input. Ms. Cioffari and Mr. Shillinger addressed the Board. After discussion, motion was made by Commissioner Coldiron and seconded by Mayor Murphy to adopt the following Resolution. Roll call vote was taken with the following results:

<table>
<thead>
<tr>
<th>Commissioner</th>
<th>Vote</th>
</tr>
</thead>
<tbody>
<tr>
<td>Carruthers</td>
<td>Yes</td>
</tr>
<tr>
<td>Coldiron</td>
<td>Yes</td>
</tr>
<tr>
<td>Kolhage</td>
<td>No</td>
</tr>
<tr>
<td>Rice</td>
<td>Yes</td>
</tr>
<tr>
<td>Murphy</td>
<td>Yes</td>
</tr>
</tbody>
</table>

Motion carried.

**RESOLUTION NO. 171-2019**
Said Resolution is incorporated herein by reference.
STAFF REPORT

F  Ms. Hurley gave a staff report.

COUNTY ADMINISTRATOR

N1  Mr. Gastesi referred the Board to the County Administrator's Report for June 2019. Said report is incorporated herein by reference.

COUNTY ATTORNEY

O1  Mr. Shillinger referred the Board to the County Attorney’s Report for June 2019. Said report is incorporated herein by reference.

   Mr. Shillinger requested to hold an Attorney-Client Closed Session in the matter of *Monroe County* v. *Sugarloaf Volunteer Fire Department, Inc.* and *Sugarloaf Wifi, Inc.* assignee of Keys Wifi, Inc., Case No. *CAK-17-631*, and read the required language into the record. Motion was made by Commissioner Rice and seconded by Commissioner Kolhage to hold the Closed Session at the July 17, 2019 BOCC meeting in Marathon, FL at 1:30 p.m. or as soon thereafter as may be heard. Motion carried unanimously.

HURRICANE IRMA RECOVERY

Mr. Madok, Ms. Boan and Mr. Gastesi addressed the Board concerning the Line of Credit.

   There being no further business, the meeting of the Board of County Commissioners was adjourned.

   Kevin Madok, CPA, Clerk
   and ex-officio Clerk to the
   Board of County Commissioners
   Monroe County, Florida

   *Pamela G. Hancock, D.C.*