



REVISED AGENDA

MONROE COUNTY BOARD OF COUNTY COMMISSIONERS

PUBLIC NOTICE

September 16, 2020 Regular Meeting

Zoom webinar: <https://www.monroecounty-fl.gov/BoccMeetingSeptember16>

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

Pursuant to *Executive Order No. 20-69 (extended by Executive Orders No. 20-112, 20-139 20-150, 20-179 and 20-193)*, *Monroe County Emergency Directives 20-06 and 20-10*, and the Center for Disease Control (“CDC”) social distancing guidelines established to contain the spread of the COVID-19 virus, the **September 16, 2020 Meeting** of the Board of County Commissioners of Monroe County, FL will be conducted 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# 947 5253 9153 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.iqm2.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# 947 5253 9153 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/BoccMeetingSeptember16>** (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, County Administrator’s Office, no later than **3:00 P.M. on Monday, September 14, 2020**. 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.



REVISED AGENDA

**MONROE COUNTY BOARD OF COUNTY COMMISSIONERS
September 16, 2020**

Via Communication Media Technology (“CMT”)

Zoom webinar: <https://www.monroecounty-fl.gov/BocccMeetingSeptember16>

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
9:15 A.M. Land Authority Governing Board
9:30 A.M. Fire & Ambulance District 1 Board of Governors
9:45 A.M. COVID-19
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. ADDITIONS, CORRECTIONS AND DELETIONS

1. Approval of agenda.

B. PRESENTATION OF AWARDS

1. **EMPLOYEE SERVICES:** Presentation of Years of Service Award for 35 years of service to Calvin Allen.
2. **EMPLOYEE SERVICES:** Presentation of Years of Service Award for 35+ years of service to Christine Diaz.
3. Mayor's Proclamation declaring October 2020 as Arteriovenous Malformation (AVM) Awareness Month.
4. Mayor's Proclamation declaring the week of October 4 through October 10, 2020 as Fire Prevention Week in Monroe County.

C. BULK APPROVALS – MAYOR PRO TEM COLDIRON

1. Approval to award and execute contract with Charley Toppino & Sons in the amount of \$530,029.50 for the construction of the Reduced Scope East Martello Drainage Phase II Improvements to be paid by Tourist Development Council Grant #2158.
2. Approval of a resolution approving and establishing the 2021 Wellness Program and funding levels, which includes health and wellness events (lunch and learns, health and wellness fairs, exercise and nutrition classes), wellness exam and age-appropriate screenings with a participation incentive that includes a tobacco cessation plan, community organized event reimbursement (walks, runs, bikes, swims), and Approval of the 2021 Wellness Funding. Also provides for four hours of annual leave to Monroe County BOCC employees and participating Constitutional Officer (Property Appraiser, Court Administration, Land Authority and Clerk of Court) employees who participate in the annual Health & Wellness Fair (minimum participation of biometrics and health coach visit) or visit their personal physician and complete the online Personal Health Assessment. Due to the COVID-19 pandemic, this also allows for Wellness Events to be held online/virtually.
3. Approval to award bid and execute contract with Charley Toppino & Sons, Inc. in the amount of \$378,000.00 for the construction of the Clarence Higgs Beach Sand Replenishment Project to be paid by Tourist Development Council Grant #1759.

DELETED

- ~~4. Approval to expend up to \$250,000 in library impact fees for the Opening Day Collection of the new Marathon Branch library project and approval of delegation of the purchasing authority to Kimberly Matthews to sign individual invoices for the opening day collection, the cumulative value of which will not exceed \$250,000.~~

**C. BULK APPROVALS – MAYOR PRO TEM COLDIRON
(CONTINUED)**

REVISED

5. [Approval of an Agreement with Baker & Taylor to procure books and non-print library materials and related ancillary services under the terms of their Florida State Contract ACS No. 55000000-20-NY-ACS and approval for Kimberly Mathews to sign all Opening Day Collection invoices consistent with her purchasing authority.](#)
6. Approval to award bid and execute an Agreement with D. L. Porter Constructors, Inc. in the amount of \$175,492.00 for the Demolition and Asbestos, Lead, and Mold Abatement project at the Historic Monroe County Jail in Jackson Square. The project is funded by grants from the TDC and Division of Historical Resources.
7. Report of Airport change orders reviewed by the County Administrator/Assistant Administrator.
8. Approval of Jacobs Project Management Co.'s Task Order No.12/15-78 in the amount of \$701,615.00 for permitting and design and bidding support documents for tree clearing and mitigation for the required tree removal to support the shift of Runway 7/25 centerline 40' to the northwest to meet applicable runway-to-taxiway separation standards at the Florida Keys Marathon International Airport; the task order will be funded 100% by FAA Grant 44-36.
9. Ratification and approval of State of Florida Department of Transportation (FDOT) Public Transportation Grant Agreement Number G1P05 providing \$400,000.00 for the Florida Keys Marathon International Airport Design and Construct Hangars (scope of work includes rehabilitation of storage hangars and T-hangars). Requires \$100,000 grant match from Marathon Airport operating fund 403.
10. Ratification and approval of State of Florida Department of Transportation (FDOT) Public Transportation Grant Agreement Number G1P50 providing \$100,000.00 in funding for Florida Keys Marathon International Airport Building and Security Improvements. Requires \$25,000 grant match from Marathon Airport operating fund 403.
11. Ratification and approval of State of Florida Department of Transportation (FDOT) Public Transportation Grant Agreement Number G1P52 providing \$500,000.00 for the Florida Keys Marathon International Airport Terminal Rehab and Security Lighting. Requires \$125,000 grant match from Marathon Airport operating fund 403.

**C. BULK APPROVALS – MAYOR PRO TEM COLDIRON
(CONTINUED)**

12. Ratification and approval of Amendment No. 3 to State of Florida Department of Transportation Public Transportation Grant Agreement G1008 providing \$500,000.00 in additional funding for permitting, design and construction of a new maintenance storage building at the Key West International Airport; to be funded 50% FDOT and 50% Airport operating fund 404.
13. Approval of a First Amendment to Task Order for T.Y. Lin International in the amount of \$76,570.00 for the monitoring specialists and an additional survey of the Clarence Higgs Beach Sand Replenishment Project to be paid by Tourist Development Council Grant #1759.
14. Ratification of submission of a grant application to the U.S. Department of Justice (DOJ), Bureau of Justice Assistance (BJA) for the FY2020 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation in the amount of \$12,149. Approval of the funding to be supportive of the Monroe County Drug Court Medical Director Initiative program and authorization for the County Administrator to execute acceptance of the award and related documents. Cash match is not required.
15. Report of monthly change orders for the month of August 2020, reviewed by the County Administrator/Assistant County Administrator.
16. Approval to enter into an agreement with the State of Florida, Department of Environmental Protection, Division of Waste Management, for the Small County Consolidated Solid Waste Grant #SC123, in the amount of \$93,750.00, for fiscal year 2020-2021.

REVISED

17. Ratification and approval of Federal Aviation Administration AIP Grant Agreement #3-12-0037-061-2020 providing \$4,958,363.00 in funding for the Key West International Airport Noise Insulation Program (NIP) at Key West by the Sea (KWBTS), Construction Management & Administration and Construction of Building A (Part 1), Preparation of Final Bid Documents & Bid Process for Building A (Part 2), Airport Noise Program Coordinator Services, and Part 150 Noise Exposure Map (NEM) Update. The project will be funded 100% by FAA.

**C. BULK APPROVALS – MAYOR PRO TEM COLDIRON
(CONTINUED)**

18. Approval to waive two minor bid irregularities and award bid and contract to the lowest bidder DEC Contracting Group, Inc. in the amount of \$3,081,062.44 for the Key West International Airport Noise Insulation Program (NIP) project at Key West by the Sea, Building A – Part 1.
19. Approval of Professional Service Order #6 with THC, Inc. for the preparation of final bid documents and bid process for Key West By the Sea, Building A (Part 2, 30 units), Construction Management and Administration of the Key West International Airport Noise Insulation Program Construction Project at the Key West By the Sea, Building A (Part 1, 28 units) in the amount of \$1,612,078.90. All project cost to be funded with FAA Grant# 37-61 (100%). The total number of units may change if homeowners decide to opt out of the program.
20. Approval of Avigation Easements and Property Owner Noise Insulation Agreements for twenty-one (21) of twenty-eight units at Key West by the Sea that are participating in the Key West International Airport Noise Insulation Program (NIP) Building A – Part 1 Construction Project.
21. Approval of Jacobs Project Management Co.’s Task Order No. 12/15-75 for the Airport Noise Program Coordinator Services in the amount of \$87,714.00. All project cost to be funded with FAA Grant# 37-61 (100%).
22. Approval of Jacobs Project Management Co.’s Task Order No. 12/15-76 for the preparation of Noise Exposure Map Update in the amount of \$169,219.00. All project cost to be funded with FAA Grant #37-61 (100%).
23. Approval to reject all bids for the Florida Keys Marathon International Airport Terminal Building Rehabilitation and Security Site Lighting project due to bid irregularities, insufficient bid information and/or bids over engineer’s estimates and available grant funds AND approval to re-advertise as three separate bid solicitations: 1) Terminal Building re-roof; 2) Terminal interior rehabilitation; and 3) Security Site Lighting. The project is funded by State FDOT Grant G0U78 (80%) and Marathon Airport Operating Fund 403 (20%).
24. Approval of various resolutions for the transfer of funds and resolutions for the receipt of unanticipated revenue.

REVISED

**C. BULK APPROVALS – MAYOR PRO TEM COLDIRON
(CONTINUED)**

REVISED

25. Approval of Fifth Amendment to Lease Agreement with 1000 Atlantic Boulevard, LLC (Salute Restaurant) to clarify dates in the Fourth Amendment, refund the March 2020 partial rent abatement of \$8,987.37, and a CPI-U increase of 2.3% commencing on August 12, 2020.
26. Ratification of a Memorandum of Understanding extending union collective bargaining agreement with International Association of Firefighters (IAFF) Local 3909, Unit 1 and Unit 2, effective October 1, 2020 through September 30, 2021.
27. Approval of Amendment #002 to Contract # AA-2029, 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 01/01/2020 through 12/31/2020, to increase the OAA IIIB and NSIP allocations with non-recurring funding by \$11,966.08. This amendment changes the total OAA Contract funding of \$826,410.36 to \$838,376.44.

D. HURRICANE IRMA RECOVERY

1. **LOCAL DISASTER RECOVERY:** Approval to negotiate with the highest ranked respondent Tetra Tech and if a contract cannot be reached approval to negotiate with the next highest ranked respondent (Professional Services Industries, WSP USA, and then GLE Associates) until a contract can be reached for Environmental and Historical Review Services for the Voluntary Home Buyout Program funded through Community Development Block Grant - Disaster Recovery (CDBG-DR) funds with no local match. The final contract will be brought back before the BOCC for approval.
2. **PROJECT MANAGEMENT:** Approval of an Agreement with Barracuda Builders of Key West, Inc. in the amount of \$348,115.00 for repairs to the Blue Heron Park House damaged during Hurricane Irma.
3. **ENGINEERING/ROADS AND BRIDGES:** Approval to award bid and approve a contract with Affordable Asphalt, Inc. for construction of Hurricane Irma Roadway Repairs I Upper Keys Roads Project in the amount of \$149,295.50.

D. HURRICANE IRMA RECOVERY (CONTINUED)

DELETED

- ~~4. **PLANNING AND ENVIRONMENTAL RESOURCES:** Approval of a Resolution pursuant to Florida Statute Section 125.38 approving a Second Amendment to an existing Land Lease Agreement at a rate of \$10.00 per term with the Florida Keys Hurricane Recovery Foundation, ("FKHRF"), to allow use of the County owned Vacant Parcel at 30320 Overseas Highway, Big Pine Key, FL, Parcel Identification No. 00111410-000100 (also known as the 'Volunteer Village'), to provide temporary housing for disaster relief workers coordinated by FKHRF, through February 2023.~~
5. **BUDGET AND FINANCE:** Report of Hurricane Irma finance activity by the Office of Management and Budget.

E. TOURIST DEVELOPMENT COUNCIL

1. Announcement of one vacant position on the Tourist Development Council District V Advisory Committee for one "At Large" appointment.

F. STAFF REPORTS

ADJOURNMENT

9:15 A.M. G. LAND AUTHORITY GOVERNING BOARD

1. Approval of the minutes for the August 19, 2020 meeting.
2. Approval of a contract to purchase Tier 1 property for conservation – Block 4, Lots 6, 7, 8, and 9, Rainbow Beach, Big Torch Key.
3. Approval a resolution authorizing the purchase of Block 17, Lots 1 and 3, Coco Plum Beach for conservation and authorizing the subsequent conveyance of the property to the City of Marathon subject to a conservation easement.

ADD ON

4. **CHAIRMAN RICE:** Discussion and direction to staff regarding lot splits within the City of Marathon.

ADJOURNMENT

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

No items submitted.

ADJOURNMENT

9:45 A.M. I. COVID-19

1. COVID-19 Update for September 2020.

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

1. Approval of a Resolution by the Monroe County Board of County Commissioners approving the 2018-2019 Biennial Assessment of Public Facilities Capacity Report.
2. Approval of an Inter-Local Agreement (ILA) between Monroe County (County) and the City of Marathon (City) transferring 20 Affordable Housing ROGO Allocations from the City to the County for the Monroe County School Board Affordable Housing Project on Sugarloaf Key.
3. Approval of Amendment No. 3 to the Contract between Earthbalance Corporation and Monroe County Adding \$125,000 to the project and extending the existing contract to May 14, 2021, for the removal of invasive exotic plants from County-managed lands
4. Approval of Amendment No. 2 to the Contract between Monroe County and Dot Palm Landscaping, Inc., Adding \$50,000 to the Project and Extending the Existing Contract to May 14, 2021, for Removal of Invasive Exotic Plants from County-managed lands
5. Approval of a Task Assignment (FK-164) with the Florida Fish & Wildlife Conservation Commission ("FWC") to receive \$100,000 which will allow the County to hire a contracted crew of Invasive Exotic Plant Control Technicians to treat invasive exotic plants on conservation lands that are owned or managed by Monroe County.
6. Approval of a Task Assignment (FK-167) with the Florida Fish & Wildlife Conservation Commission ("FWC") to receive \$40,000 which will allow the County to hire a contractor to remove invasive exotic plants on conservation lands that are owned or managed by Monroe County.

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

7. Approval of Sixth Amendment to contract with Lori Lehr related to projects necessary for a Community Rating System (CRS) application for Class 4 which would yield a 30% discount (going from a savings of \$5,135,345 to \$6,156,964 annually) for National Flood Insurance Program (NFIP) following October 2020; decreasing the total FY 2020 - FY 2021 cost by \$1,800 from \$327,525 to \$325,725; postponing certain projects or portions thereof from FY 2020 to FY 2021; deleting or discontinuing certain projects; and adding a new CRS Program Management Support Services project.
8. Approval of contract with Erin L. Deady P.A., the top ranked respondent to the Request for Proposals for the development of Adaptation Action Areas.

1:30 P.M. K. CLOSED SESSIONS

1. An Attorney-Client Closed Session in the matter of Monroe County BOCC v. Magnolia 101, LLC, et al., Case No. 13-945-P (Fla. 16th Jud. Cir.).
2. An Attorney-Client Closed Session in the matter of Disaster Solutions v. Monroe County, 16th Judicial Circuit Case No. 2019-CA-32-K.
3. An Attorney-Client Closed Session in the matter of Sunset Garden Estate Land Trust 2/10/2014, by and through its Successor Trustee, Simtrust Group LLC, and Sunset Gardens Farm, LLC v. Monroe County, Florida, Case No. 19-CA-460-P.
4. An Attorney-Client Closed Session in the matter of BOCC vs. Summerland Key Marina, LLC and George Secchiaroli, Case No. 2018-CA-1205-K.
5. An Attorney-Client Closed Session in the matter of Sugarloaf Wi-Fi, Inc., etc., a Florida Business Corp., vs. Board of County Commissioners of Monroe County, etc., et al., Case Nos. 3D19-0434 & 3D19-0224, Third District Court of Appeal, State of Florida, Lower Tribunal No. 17-0631-K.
6. An Attorney-Client Closed Session in the matter of Board of County Commissioners of Monroe County, Florida v. Jerome Pfahning, Case No. 15-CA-214-K.

1:30 P.M. K. CLOSED SESSIONS (CONTINUED)

7. An Attorney-Client Closed Session in the matter of Florida Keys Aqueduct Authority, et. al. v. Florida Power and Light and Florida Department of Environmental Protection, Division of Administrative Hearings Case Nos. 20-2967 and 20-2968.

L. SHERIFF'S OFFICE

1. Approval of the second amendment to the Marathon police services agreement.

M. HEALTH DEPARTMENT

1. Approval of the contract between Monroe County Board of County Commissioners and the State of Florida, Department of Health for operation of the Monroe County Health Department - contract year 2020-2021.

N. COMMISSIONER'S ITEMS

10:30 AM

1. **MAYOR CARRUTHERS:** Update on the status of countywide pump-out services, on the status of the active issued Request for Proposal for mobile pumpout service, on the status of negotiations with municipalities in providing pump-out services, and on the status of how many public marinas and/or marine facilities are in compliance with the County requirements to provide pump-out services.

ADD ON

2. **MAYOR PRO TEM COLDIRON:** Discussion regarding Lower Keys Rotary Club's annual Fall Festival at the Big Pine Community Park.

ADD ON

3. **COMMISSIONER RICE:** Approval to terminate the agreements with Johnson Controls, Inc. and upon termination approval to accept the proposal from Barnes Alarm Systems, Inc. to install cameras, license plate readers and to perform maintenance on the installed security equipment. The finalized agreement will be processed as a small contract.

O. COUNTY CLERK

1. Approval to rescind the First Amendment to Social Services Shopping Center Lease Agreement at the Tradewinds site in Key Largo as to the Landlord's new address and County contract monitor address under the "Notice or Other Communications" provision of the Lease.
2. Approval of Resolution accepting the proposal of Truist Bank as a lender to provide the County with term loan in the amount of not to exceed \$4 million, to finance the acquisition, installation and implementation of a new enterprise resource planning system; approving the form of a loan agreement; authorizing issuance of a promissory note to be repaid from non-ad valorem revenues; authorizing negotiation of final terms with the lender; and authorization for Mayor, Clerk and County Administrator to sign all necessary documents.
3. Approval to remove surplus equipment from inventory via disposal or advertise for bid.
4. Approval of Tourist Development Council expenses for the month of August 2020.
5. FKAA invoices for the fiscal year (to include salaries), relating to the Cudjoe Regional Wastewater System Project. The invoices under \$50,000 are being provided for information only.
6. Approval of BOCC Warrants (including Payroll) for the month of August 2020.
7. Approval of the minutes from the special meeting of June 4, 2020 and the regular meeting of June 17, 2020.

P. COUNTY ADMINISTRATOR

1. County Administrator's Monthly Report for September 2020.
2. **STRATEGIC PLANNING:** Approval of the AchieveIt software application contract for \$33,150 annually (for a total of \$99,450 for 3 years). AchieveIt, as the sole provider of this software platform, will provide the Office of Strategic Planning - the capability to create, track and manage county-wide department level performance measures and data - on one platform for the purpose of increased government efficiency and effectiveness. The contract commitment is for three years to obtain a 15% discount annually.

P. COUNTY ADMINISTRATOR (CONTINUED)

3. **SUSTAINABILITY:** Approval and acceptance of a no cost time extension Amendment No. 1 to Grant Agreement No. X7-01D00020-0 from the United States Environmental Protection Agency "EPA" for three canal planning projects to address water quality issues, canal management and sargassum management within canals in the Keys, extending the time from October 30, 2020 to December 31, 2020.
4. **SUSTAINABILITY:** Approval to enter into Task Order #11A with Wood Environment & Infrastructure extending the time from October 30, 2020 to December 31, 2020 at no cost as authorized by the United States Environmental Protection Agency Grant X7-01D00020-1 for three canal planning projects to address water quality issues, canal management and sargassum management within canals in the Keys; under the general project management services on-call contract for Category A services.

Q. COUNTY ATTORNEY

REVISED

1. [County Attorney Report for September 2020.](#)
2. Approval of proposal from Florida League of Cities to renew the 2020-2021 liability insurance and excess workers' compensation insurance program for an annual premium of \$453,145. The premium represents an increase of \$14,080 (3.2%).
3. Authorization to initiate litigation against KATHLEEN DAANSEN REVOCABLE TRUST 3/11/2016 and their property, 25326 3rd Street, Summerland Key, Florida, to enforce the lien(s) arising from code compliance case number CE16080046.
4. Authorization to initiate litigation against DANIEL J. SHEARER & PATRICIA A. NORRIS-SHEARER and their property, 27985 Tarpon Terrace, Little Torch Key, Florida, to seek compliance with the County Code and enforce the lien(s) arising from code compliance case number CE18030037.
5. Approval to purchase insurance for Monroe County emergency vehicles and portable equipment from American International Group (AIG) through the VFIS insurance agency; approval to use competitive bidding procedures purchase exemption, and authorization for the Risk Management Administrator to sign the Florida Consent to Rate/Excess Rate Application and all other necessary documents.

Q. COUNTY ATTORNEY (CONTINUED)

6. Authorization to initiate litigation against WILBUR WRIGHT 725 LLC and their property, 60 Riviera Drive, Big Coppitt Key, Florida, to seek compliance with the County Code and enforce the lien(s) arising from code compliance case number CE15060064.
7. Approval of an hourly rate increase in Administrative Law Judge (Hearing Officer) services contract with the Division of Administrative Hearings from \$153 per hour to \$155 per hour effective October 1, 2020.
8. Ratification of a contract for legal services with Stearns, Weaver, Miller, Aldhadeff & Sitterson, P.A. and Abigail Corbett to provide legal research and analysis in connection with the tolling of U.S. 1 and approval of a limited waiver of a conflict of interest.
9. Approval of request for conflict waiver from the law firm of Bryant Miller Olive (BMO), to allow BMO to represent Truist Bank for purpose of negotiating a \$4 million term loan for the ERP system if Truist Bank is approved as the lender; and authority for the County Attorney or his designee to sign the conflict waiver letter.

1:30 P.M. R. PUBLIC HEARINGS

1. **EMERGENCY SERVICES:** A public hearing to consider an application for issuance of a Class A Certificate of Public Convenience and Necessity (COPCN) to Florida Keys Ambulance Service, Inc., doing business as Key West Ambulance, for the operation of an ALS Transport Service in Monroe County, Florida for the period 9/22/20 through 9/21/22 for responding to requests for inter-facility transports only.
2. **EMERGENCY SERVICES:** A public hearing to consider an application for issuance of a Class B Certificate of Public Convenience and Necessity (COPCN) to Florida Keys Ambulance Service, Inc., doing business as Key West Ambulance, for the operation of a BLS Transport Service in Monroe County, Florida for the period 9/17/20 through 9/16/22 for all geographical locations in Monroe County, Florida.

1:30 P.M. R. PUBLIC HEARINGS (CONTINUED)

3. **PLANNING AND ENVIRONMENTAL RESOURCES:** The first of two required public hearings to consider an ordinance by the Monroe County Board of County Commissioners adopting amendments to the Monroe County Land Development Code to amend Section 130-75, the permitted and conditional uses of the Airport District, to eliminate the conditional use requirement for public airports; providing for severability; providing for repeal of conflicting provisions; providing for transmittal to the State Land Planning Agency and the Secretary of State; providing for amendment to and incorporation in the Monroe County Land Development Code; providing for an effective date. (File 2020-081).
4. **PLANNING AND ENVIRONMENTAL RESOURCES:** A public hearing to consider an ordinance by the Monroe County Board of County Commissioners adopting amendments to the Monroe County 2030 Comprehensive Plan to amend Policy 101.5.25 to reduce the open space ratio for the Recreation (R) Future Land Use Category; providing for severability; providing for repeal of conflicting provisions; providing for transmittal to the State Land Planning Agency and the Secretary of State; providing for amendment to and incorporation in the Monroe County Comprehensive Plan; providing for an effective date.
5. **PLANNING AND ENVIRONMENTAL RESOURCES:** A public hearing to consider an ordinance by the Monroe County Board of County Commissioners adopting amendments to the Monroe County Land Development Code Section 130-164 to reduce the open space ratio for the Park & Refuge (PR) Land Use (Zoning) District; providing for severability; providing for repeal of conflicting provisions; providing for transmittal to the State Land Planning Agency and the Secretary of State; providing for amendment to and incorporation in the Monroe County Land Development Code; providing for an effective date.
6. **COUNTY ATTORNEY:** A public hearing to consider possible amendments to Ordinance No. 026-2020, the amended mask ordinance adopted 8/19/20, in response to the COVID-19 pandemic.
7. **PLANNING AND ENVIRONMENTAL RESOURCES:** A public hearing to consider adoption of an Ordinance by the Monroe County Board of County Commissioners amending the Monroe County Future Land Use Map from Residential High (RH) to Institutional (INS) for 32 Ocean Reef Drive, Key Largo, Ocean Reef Club, as proposed by Ocean Reef Chapel, Inc. (2019-220).

1:30 P.M. R. PUBLIC HEARINGS (CONTINUED)

8. **PLANNING AND ENVIRONMENTAL RESOURCES:** A public hearing to consider adoption of an Ordinance by the Monroe County Board of County Commissioners amending the Monroe County Land Use District (Zoning) Map from Urban Residential (UR) to Suburban Commercial (SC) / Institutional (I) Overlay for 32 Ocean Reef Drive, Ocean Reef, Key Largo, as proposed by Ocean Reef Chapel, Inc. (File 2019-221)
9. **BUDGET AND FINANCE:** A public hearing to consider approval of a resolution for a Budget Amendment of Fiscal Year 2020 for the Law Enforcement Trust Fund, Fund 162. The budget amendment is needed to accommodate the new directive issued by the Department of Justice and the Department of Treasury to transition the Sheriff's equitable sharing accounts to the county finance offices.

S. COMMISSIONER'S COMMENTS

T. ADD ONS

1. **FACILITIES MAINTENANCE:** Approval of a Lease with Wharf Marina, Inc. for office space for the Public Defender in Marathon effective October 1, 2020. The lease term is for three (3) years at \$72,000 per year.
2. **BUDGET AND FINANCE: BUDGET AND FINANCE:** Approval to advertise for competitive solicitations for security patrols and services for the Duck Key Security District.