

REVISED AGENDA

MONROE COUNTY BOARD OF COUNTY COMMISSIONERS

Any person who wishes to be heard shall provide the Clerk with his or her name and residence and the agenda item on which he or she wishes to be heard. Such information shall be on a card provided by the County. Once public input begins, there will be no further speaker cards allowed to be submitted to the Clerk for that subject. An individual has three minutes and a person representing an organization has five minutes to address the Board (except that individuals wishing to speak during public hearings pertaining to land use issues will have five minutes). The first person representing the organization will be allowed the five minutes. Subsequently, all other speakers on behalf of that organization have three minutes to address the Board. Once an individual has addressed the Board, he or she will not be permitted to return to the podium for follow-up comments, unless the issue involved is quasi judicial in nature. In that case, the applicant may return to the podium to conclude his or her position at the end of the public hearing.

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

Wednesday, August 20, 2008
Marathon Government Center
2798 Overseas Highway, MM 47.5 (Gulf)
Marathon, Florida

9:00 A.M. - Regular Meeting

10:00 A.M - Land Authority Governing Board

11:30 A.M. - Fire & Ambulance District 1
Board of Governors

3:00 P.M. - Public Hearings

5:00 P.M. - Public Hearings

TIME APPROXIMATE

REGULAR MEETING

9:00 A.M. CALL TO ORDER
 INVOCATION
 SALUTE TO FLAG

A. ADDITIONS, CORRECTIONS, DELETIONS

B. PRESENTATION OF AWARDS

1. Presentation of Employee Service Award for the Month of April, 2008, to Jethon Williams, Multimedia Specialist, Technical Services. [VIEW](#)
2. Proclamation declaring Sept. 14-20, 2008 as Constitution Week in Monroe County in recognition of the anniversary of the signing of the U.S. Constitution on Sept. 17, 1787. [VIEW](#)
3. Presentation of annual Capital Credits check in the amount of \$12,378.90 to the Monroe County Board of County Commissioners by the Florida Keys Electric Cooperative Association. [VIEW](#)
4. Presentation of Recognition Award to Kimberly Rohr's, Sr. GIS Planner, Growth Management Division for her continued efforts to promote the GIS office of Monroe County. [VIEW](#)

C. BULK APPROVALS - COMMISSIONER NEUGENT

1. Approval for U.S. Customs and Border Protection to occupy additional space in the Adam Arnold Annex, at the Key West International Airport, on a month to month basis, pending a rental agreement. [VIEW](#)
2. Approval of Janitorial Services Renewal Agreement with Class Act Cleaning Services, at the Key West International Airport. [VIEW](#)
3. Approval of Supplemental Joint Participation Agreement with the Florida Department of Transportation to construct the new Terminal Project at the Key West International Airport. [VIEW](#)
4. Approval of Agreement between Monroe County Board of County Commissioners and E. Hunt Scheuerman, M.D., Medical Examiner, District Sixteen, effective September 1, 2008, contingent upon the Governor's appointment of Dr. Scheuerman to the office of Medical Examiner. [VIEW](#)
5. Approval to reject all bids received for the HVAC Equipment Replacement project at the Florida Keys Marathon Airport due to irregularities and re-advertise. [VIEW](#)
6. Approval of various resolutions for the transfer of funds and resolutions for the receipt of unanticipated revenue. [VIEW](#)
7. Approval of a Resolution authorizing the write-off of CDBG mortgage not satisfied due to bankruptcy. [VIEW](#)
8. Approval of amendment to interlocal agreement between Monroe County and the School Board of Monroe County to cooperate in support of services the Keys Center-A Place for Girls for County fiscal year 2008. [VIEW](#)

C. BULK APPROVALS - CONTINUED

9. Approval of amendment to contract with the Guidance Clinic of the Middle Keys, increasing the amount for Baker/March man Act transportation. [VIEW](#)
10. Approval of Modification 1 to the Low Income Home Energy Assistance Program Federally Funded Sub grants Agreement Number 087EA-7B-11-54-01-019 between Monroe County Board of County Commissioners and the State of Florida, Department of Community Affairs. [VIEW](#)
11. Approval of an Addendum to the Contract between Monroe County Board of County Commissioners and Hospice of the Florida Keys, Inc. d/b/a Visiting Nurse Association. [VIEW](#)
12. Approval of a contract with Nestor Madalengoitia for Art in Public Places at the Big Pine Key Park Community Center. [VIEW](#)
13. Approval of Revenue Guaranty Agreement with Hyannis Air Service, Inc. d/b/a Cape Air/Nantucket Airlines to provide Cape Air with a revenue guaranty to provide scheduled air service between Fort Myers, Florida and the Florida Keys Marathon Airport [VIEW](#)
14. Approval of Engagement Agreement with GUNSTER, YOAKLEY & STEWART, P.A. [VIEW](#)
15. Approval to refund vehicle surplus bidder Miguel Menendez for sales of surplus vehicle and to re-advertise same vehicle at no (zero) minimum bid. [VIEW](#)
16. Approval to rescind agenda item C6 approved May 21, 2008, and approval to transfer title to County vehicle number 0901-170 (serial number 1FTDF15Y6SNB17690) to Florida Greenways and Trails Foundation, Inc., a Florida non-profit corporation. [VIEW](#)
17. Approval to advertise for bids to provide a full maintenance program for the chiller system at the Murray E. Nelson Government and Cultural Center. [VIEW](#)
18. Approval to advertise for bids to supply janitorial services at the Murray E. Nelson Government and Cultural Center. [VIEW](#)
19. Approval to advertise for bids to provide landscaping services at the Murray E. Nelson Government and Cultural Center. [VIEW](#)
20. Approval of a Resolution ratifying rules and regulations for the Skate Park located at Big Pine Key Park. [VIEW](#)
21. Approval to terminate the month-to-month contract with Barnes Alarms, Inc. and award bid and execute a contract with Barnes Alarm Systems, Inc. for alarm system annual certification, maintenance and monitoring. [VIEW](#)
22. Approval to enter into a Federally Funded Subgrant Agreement with the State of Florida Division of Emergency Management for the Monroe County Detention Center Overhead Door Wind Retrofit Project. [VIEW](#)

C. BULK APPROVALS - CONTINUED

23. Approval of Amendment to Agreement with Sweetwater Environmental, Inc. to raise the per gallon unit price paid to them to transfer, collect, store, treat, transport, and dispose of sludge/septage generated within Monroe County, and approval to raise the County's sludge disposal rate from 22¢ to 23¢. [VIEW](#)
24. Acceptance of the Monroe County Length of Service Award Program (LOSAP) actuarial valuation report for the Plan Year 2007; transfer of funds for Plan Year 2007 and 1990 into the LOSAP Trust Fund; approval of Resolution authorizing each participant in LOSAP to be credited with additional year of service. [VIEW](#)
25. Issuance of Certificate of Public Convenience and Necessity (COPCN) to Key Largo Volunteer Ambulance Corps., Inc. (KLVAC) for the operation of an ALS transport ambulance service. [VIEW](#)
26. Approval of Amendment No. 1 to the Unit One and Unit Two Collective Bargaining Agreements with The Professional Firefighters of Monroe County, IAFF, Local 3909 amending Article 6, Section 6.1 and Section 6.2 relating to Seniority Application and Determination. [VIEW](#)
27. Approval of an agreement between the Florida Power & Light Company (FPL) and the Monroe County Board of County Commissioners (BOCC) in the amount of \$250,000.00 concerning Radiological Preparedness for Fiscal Year 2009 and Fiscal Year 2010; and authorization for the County Administrator to execute any other required documentation in relation to the application process. [VIEW](#)
28. Ratification of the signing of an Award letter by the Mayor accepting additional Federal funds in the amount of \$29,629.00 as a Modification to the Emergency Management Base Grant Agreement # 08-BG-24-11-54-01-295 in the amount of \$102,959.00; and authorization for the County Administrator to execute any other required documentation in relation to the application process. [VIEW](#)
29. Approval of Consent to Assignment assigning the FKAA ground lease for the Little Venice treatment plant at the Marathon Airport from FKAA to the City of Marathon. [VIEW](#)
30. Approval of agreement between Monroe County and the Florida Keys Airport Initiative, Inc (FKAI). [VIEW](#)

D. TOURIST DEVELOPMENT COUNCIL

1. Approval of an Agreement with Diversified Cleaning Services of Key West, Inc. to provide janitorial services for the TDC Administrative office at 1201 White Street, Suite 102, Key West. [VIEW](#)

D. TOURIST DEVELOPMENT COUNCIL - CONTINUED

2. Approval of an Agreement with Monroe Council of the Arts Corporation, d/b/a Florida Keys Council of the Arts, to supplement costs of tourist related programs in an amount not to exceed \$72,500 between October 1, 2008 and September 30, 2009. [VIEW](#)
3. Approval of an Amendment to Agreement with Key West Botanical Garden Society, Inc. to revise termination date of contract for the Creation of a Nationally Acclaimed Aviary Eco-Tourism Attraction - Phase II, to September 30, 2008. [VIEW](#)
4. Approval of the FY 2008 Monroe County Tourist Development Council Marketing Plan. [VIEW](#)

E. STAFF REPORTS

1. AIRPORTS
2. BUDGET & FINANCE
3. COMMUNITY SERVICE
4. EMERGENCY SERVICES
5. EMPLOYEE SERVICES
6. ENGINEERING
7. GROWTH MANAGEMENT
8. HOUSING & COMMUNITY DEVELOPMENT
9. PUBLIC WORKS
10. TECHNICAL SERVICES

F. AIRPORT

1. Discussion of the Runway Safety Area Project, and Last Stand's appeal of the SFWMD permit approval. [VIEW](#)

G. BUDGET & FINANCE

10:30 A.M.

1. **Presentation by the Chairman of the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Planning Council to update the Commission on activities of the council and project progress.** [VIEW](#)

H. ENGINEERING

1. Receipt of monthly report on change orders reviewed by the County Administrator's Office. [VIEW](#)

H. ENGINEERING - CONTINUED

2:45 P.M.

2. Approval to send letter to State of Florida confirming that EOC will be dedicated to emergency management for 15 years. [VIEW](#)
3. **Discussion and approval to use \$1,800,000 of District 3 Transportation Impact Fees as matching funds for the Department of Transportation (DOT) Card Sound Road/CR905 Intersection Conversion Construction Project.** [VIEW](#)

I. PUBLIC WORKS

1. Discussion and approval to pursue, in coordination with OMB and County Attorney's Office, Energy Savings Performance Contracting for certain County facilities, including issuance of RFQ if deemed appropriate. [VIEW](#)

ADJOURNMENT

11:30 A.M. J.

**FIRE & AMBULANCE DISTRICT 1
BOARD OF GOVERNORS**

1. **Report**
2. **Approval of Settlement Agreement between Monroe County Fire Rescue and Karen Schirmeister/MedCare International account #800419-01.** [VIEW](#)
3. **Approval of Resolution authorizing the write-off of Fire Rescue ambulance account receivable, in the total amount of \$249,833.14** [VIEW](#)

ADJOURNMENT

10:00 A.M. K.

LAND AUTHORITY GOVERNING BOARD

1. **Approval of the minutes for the meetings held on June 18, 2008 and July 28, 2008.** [VIEW](#)
2. **Approval of a contract to purchase the Sea Grape Apartments Phase II site in Marathon (RE #103560-000201 and 103560-000203) for affordable housing.** [VIEW](#)
3. **Approval of a resolution authorizing the conveyance of the Sea Grape Apartments Phase II site (RE #103560-000201 and 103560-000203) to the Monroe County Board of County Commissioners for affordable housing.** [VIEW](#)

10:00 A.M. K. LAND AUTHORITY GOVERNING BOARD - CONTINUED

- 4. Approval to purchase property for conservation**
 - a) Seven parcels in Pine Heights, Sea View, Sands, and Koehns subdivisions on Big Pine Key [VIEW](#)
 - b) Eight parcels on No Name Key (RE #107970-000000) and in Palm Villa and Silas Knowles subdivisions on Big Pine Key [VIEW](#)
 - c) Big Pine Key acreage parcel RE #110610-000000 [VIEW](#)
 - d) Block 6, Lot 50, North Sugarloaf Acres on Sugarloaf Key [VIEW](#)
 - e) Block 9, Lot 20, Bahia Mar Estates on Key Largo [VIEW](#)

ADJOURNMENT

L. CLOSED SESSION

- 2:00 P.M. 1.** A Closed Executive Session of the Board of County Commissioners in the matter of The Tower Group, Inc. vs. Monroe County Board of County Commissioners, Case No. 07-CA-1482K and Monroe County Board of County Commissioners v. Gonzalez Architects, et al., Case No. 08-CA-458-K. [VIEW](#)
- 2:30 P.M. 2.** A Closed Session of the Board of County Commissioners to discuss collective bargaining with the Professional Firefighters of Monroe County, IAFF Local 3909. [VIEW](#)

M. DIVISION OF GROWTH MANAGEMENT - BULK APPROVALS

1. Approval of a grant task assignment with Florida Department of Environmental Protection (FDEP) to receive a \$176,000 grant for the removal of invasive exotic plant species from conservation lands that are owned or managed by Monroe County. [VIEW](#)
2. Approval of DEP Agreement No: LE655 CVA 08-498, between the Florida Department of Environmental Protection and Monroe County providing up to \$57,000 for off-setting operating costs for the Marine Resources pumpout vessel and salary for the Marine Pumpout Captain. [VIEW](#)
3. Approval of a resolution by the Monroe County Board of County Commissioners deferring the removal of Australian Pines located at "Pines Park" situated to the south of Key West International Airport. [VIEW](#)
4. Approval of an Inter-Local Agreement (ILA) between Monroe County and the City of Marathon (City) providing funding assistance to the City for boating related activities including vessel wastewater haulout and disposal of a boat and trailer in the amount of \$17,243.30. [VIEW](#)

M. GROWTH MANAGEMENT - CONTINUED

5. Approval of a refund request to provide a full refund in the amount of \$9,661.00 to Chico Enterprises. [VIEW](#)
6. Approval of authorization to qualify Habitat for Humanity of the Middle Keys as an approved developer and add the organization to Monroe County's list of Approved Housing Development Service Providers for future affordable/workforce housing projects. [VIEW](#)
7. Approval to rescind Grant of Easement previously approved and approval of revised version of Grant of Easement to Bellsouth Telecommunications, Inc., d/b/a AT&T Florida on the Islander Village workforce housing development property for communications purposes. [VIEW](#)
8. Approval of Ground Lessor Estoppel and Attornment Agreement by Monroe County and Sea Grape Apartments, Ltd. (Sea Grape Phase I) in favor of Neighborhood Lending Partners of South Florida Inc. [VIEW](#)
9. Approval of Grant Easement and Right of Use Agreement by and between Sea Grape Apartments, Ltd. and Sea Grape II, Ltd. [VIEW](#)
10. Approval of a resolution authorizing the acceptance of Key Vaca Parcels RE# 00103560-000201 and 00103560-000203, proposed Sea Grape II Apartments site, from the Monroe County Comprehensive Plan Land Authority for affordable housing. [VIEW](#)
11. Approval of a 99-year Ground Lease Agreement between Monroe County and Sea Grape II, Ltd for a site in Marathon (RE# 00103560-000201 and 00103560-000203) to be purchased by Monroe County Land Authority and conveyed to the County for its keys-wide affordable housing programs. [VIEW](#)
12. Acceptance of two (2) market rate ROGO allocations and eight (8) transient residential allocations from Ocean Key Associates. [VIEW](#)
13. Acceptance of a deed for a parcel of real property for conservation or passive park use from Ocean Key Associates, Ltd. RE# 00554940-00300 at approximately Mile Marker 97.5. [VIEW](#)
14. Approval of Amendment 7 to the Stormwater Management Master Plan, providing compensation to Camp Dresser McKee, Inc. of a reduced fee in the amount of \$15,000, rather than \$25,000, for additional work they completed on the plan. [VIEW](#)
15. Approval of a resolution by the Monroe County Board of County Commissioners supporting the action of the Mayor in transmitting the Monroe County Area of Critical State Concern De-designation report as required by Florida Statutes to the Department of Community Affairs. [VIEW](#)

M. GROWTH MANAGEMENT - CONTINUED

16. Approval of An Interlocal Agreement between Monroe County, Florida Keys Aqueduct Authority (FKAA) and the municipalities of Key West, Islamorada, Layton, Key Colony Beach and Marathon for multijurisdictional coordination and cooperation regarding water supply, use and re-use and alternative water supplies. [VIEW](#)
17. Approval of Agreement for Expert Witness and Consulting Services with FEMA Law Associates, PLLC. [VIEW](#)
18. Approval of a resolution proposed by the Affordable Housing Advisory Committee members, in their individual capacity, for consideration by the Board of County Commissioners, reinstating the position of Affordable Housing Coordinator in the 2008-09 Monroe County Budget under the Division of Growth Management to be staffed by the person who formerly held that position. [VIEW](#)

1:30 P.M.

N. WASTEWATER ISSUES

1. Report to update the status of Wastewater projects. [VIEW](#)

O. COMMISSIONERS' ITEMS

1. **COMMISSIONER McCOY** - Approval of the reappointment of Steven Torrence to the Human Services Advisory Board. [VIEW](#)
2. **COMMISSIONER McCOY** - Approval of the appointment of Donna Windle to the newly formed Board Green Building Code Task Force. [VIEW](#)
3. **COMMISSIONER McCOY** - Approval of the reappointment of Donna Windle to the Monroe County Planning Commission. [VIEW](#)
4. **COMMISSIONER MURPHY** - Approval of the District 5 appointment of John Hammerstrom to the Green Building Code Task Force Committee by the Board of County Commissioners of Monroe County. [VIEW](#)
5. **COMMISSIONER MURPHY** - Approval of the District 5 appointment of Joel Reed to the Green Building Code Task Force Committee by the Board of County Commissioners of Monroe County. [VIEW](#)
6. **COMMISSIONER MURPHY** - Approval of the District 5 reappointment of Randy Wall to the Monroe County Planning Commission. [VIEW](#)

- O. COMMISSIONERS' ITEMS - CONTINUED
- 2:50 P.M. 7. **COMMISSIONER MURPHY** - Approval of a resolution requesting the Florida Department of Transportation (FDOT) revise the five-year program as it pertains to milling and resurfacing of US Highway 1 from Mile Marker 93 to 106 reducing the proposed north bound shoulder total width to no more than four (4) feet or matching that of the south bound proposal. [VIEW](#)
- 1:45 P.M. 8. **COMMISSIONER MURPHY** - Update from Susan Hammaker, Chairman of the Florida Keys Wastewater Assistance Foundation, Inc. [VIEW](#)
- 11:00 A.M. 9. **MAYOR Di GENNARO** - Discussion of the needs of Fixed Base Operators (FBOs) at the Marathon Airport by Bill Ehrhorn of Marathon Jet Center. [VIEW](#)
- 11:45 A.M. 10. **MAYOR Di GENNARO** - Discussion and approval of a Board approved letter of support for application by EB5 Capital Partners, LLC for Regional Center Designation for the South Florida Investment Regional Center serving Miami-Dade and Monroe Counties, under the provisions of the U.S. Immigration Investor Program as authorized by the 1990 U.S. Immigration Act. [VIEW](#) [Addition Backup information](#)
11. **MAYOR Di GENNARO** - Approval to appoint Steven Grasley to the Green Building Code Task Force. [VIEW](#)
12. **MAYOR Di GENNARO** - Approval to appoint Jeffrey Pinkus to the Green Building Task Force. [VIEW](#)
13. **COMMISSIONER NEUGENT** - Discussion: In light of the facts that find Monroe County in a not ready to proceed position for wastewater infrastructure implementation (with the potential appropriation of 50 million dollars from the State in the Lower Keys Area) I would propose we delay/ postpone the following projects: Rockland Key/ Public Works and the Stock Island Fire Station projects. This would give Monroe County approximately 9 million dollars to compensate for the recently recognized shortfall of 3.4 million dollars for the Duck Key Project while allowing us to move forward on the Cudjoe Key (expanded) Regional Wastewater System project. [VIEW](#)
14. **COMMISSIONER SPEHAR** - Approval of the District 1 appointment of Mr. Robert C. Mongelli by the Board of County Commissioners of Monroe County to the Marine & Port Advisory Committee. [VIEW](#)
15. **MAYOR Di GENNARO** - Approval of an Interlocal Agreement between Monroe County and its Municipal partners to allow transferable development rights across jurisdictional boundaries within the County. [VIEW](#)

O. COMMISSIONERS' ITEMS - CONTINUED

16. **COMMISSIONER MURPHY** - Approval of BOCC-5 appointment of Veronica "Ronnie" Harris to the Tourist Development Council Board to fulfill the term of Todd Firm who resigned on August 8, 2008. The appointment will end on August 1, 2011. [VIEW](#)
17. **MAYOR Di GENNARO** - Discussion regarding future plans for previous Key West County Court facilities building(s) once the Freeman Justice Center is opened. [VIEW](#)
18. **MAYOR Di GENNARO** - Approval of a Resolution censuring a County Commissioner and directing staff to draft a proposed policy for future infractions of County policy by a County Commissioner. [VIEW](#)

P. COUNTY CLERK

1. Report
2. Official approval of the BOCC minutes from the Regular BOCC meetings of June 18 & July 16, 2008 & Special Meetings of July 2 & 14, 2008- (previously distributed).
3. Approval of Warrants. [VIEW](#)
4. Approval of Tourist Development Council Expenditures for the month of July, 2008. [VIEW](#)
5. Approval to remove surplus equipment from inventory via disposal or advertise for bid. [VIEW](#)
6. Selection of a citizen member to serve on the Value Adjustment Board. There are four applicants, who qualify, for this appointment: Robert Holtry, Pauline Klein, John Repetto and Curtis Barlow. [VIEW](#)
7. Selection of three Commissioners to serve on the 2008 Value Adjustment Board (2 appointments with 1 alternate). [VIEW](#)

Q. COUNTY ADMINISTRATOR

1. Report (Monthly Activity Report included) [VIEW](#)
2. Approval of moving the regular scheduled September 17, 2008 BOCC Meeting location from the Marathon Government Center to Key West, Harvey Government Center and to reschedule the second ~~Public Budget Hearing~~ Special Budget Meeting from September 17, 2008 to Monday, September 15, 2008, 5:00 P.M. at the Marathon Government Center. [VIEW](#)
3. Approval of Second Amendment to Professional Services Agreement between Robert Reyes of Floridian Partners, LLC and Monroe County for continuing Strategic Governmental Consulting Services extending the original Agreement with the same terms

and conditions for an additional one-year term retroactive to July 18, 2008. [VIEW](#)

Q. COUNTY ADMINISTRATOR - CONTINUED

4. Approval of request for Proposals to perform audit of County's Property, Casualty and Health & Welfare Benefits Insurance Programs. [VIEW](#)

R. COUNTY ATTORNEY

1. Report
2. Approval of Resolution setting date, time and place for a public hearing concerning the proposed abandonment of a 15-foot wide alley adjoining Barracuda Boulevard, bounded by Lots 1, 2, 3, 20 and 21, Block 11, Anglers Park, as recorded in Plat Book 1, at Page 159 of the Public Records of Monroe County, Florida (Key Largo). [VIEW](#)
3. Authorization to institute collection proceedings and/or enter settlement negotiations with Wayne and Nicola Vandenhanel in Code Enforcement Case CE06010382. [VIEW](#)
4. Authorization to institute collection and/or enter settlement negotiations with Marlene Fontirroche Montilla in Code Enforcement Case CE07050258. [VIEW](#)
5. Authorization to institute collection proceedings and/or enter settlement negotiations with Brian L. Merkey and Glenn Mosher in Code Enforcement Case CE07030216. [VIEW](#)
6. Authorization to institute collection proceedings and/or enter settlement negotiations with Dasha Renee Ray in Code Enforcement Case CE05050175. [VIEW](#)
7. Authorization to institute collection proceedings and/or enter settlement negotiations with John Pozzi and John Pozzi, Jr. in Code Enforcement Case CE05020257. [VIEW](#)
8. Authorization to institute collection proceedings and/or enter settlement negotiations with John Pozzi, Madge Bladh, Gabriela Pozzi, and John Pozzi, Jr. in Code Enforcement Cases CE05020261 and CE05020259. [VIEW](#)
9. Approval of Settlement Agreement with James P. McMahon in Code Enforcement Case CE07010081. [VIEW](#)
10. Approval of a Settlement Agreement with Edgar Braswell in Code Enforcement Case CE07060159. [VIEW](#)
11. Approval of the Settlement Agreement with Martha Hardin, Code Enforcement Case CE05080141. [VIEW](#)
12. Authorization to institute collection proceedings and/or enter settlement negotiations with Alyce McCaffery in Code Enforcement Case CE05110210. [VIEW](#)
13. Authorization to institute collection proceedings and/or enter settlement negotiations with Harold P. Ware in Code Enforcement Case CE06020324 and CE0610070. [VIEW](#)

3:00 P.M. S.

PUBLIC HEARINGS

1. A Public Hearing to consider approval of an ordinance amending Section 2-332(A), Monroe County Code restricting the Art in Public Places funding element of public construction and renovation projects to buildings open to the public for daily conduct of business with the County effective August 20, 2008. [VIEW](#)
2. A public hearing to consider a resolution, at the request of Key Haven Estates, LLC granting approval of a final plat for the subdivision of land into 43 residential lots and two commercial tracts to be known as Key Haven Estates, which is a replat of Key Haven 4th Addition Lots 19-23, 9th Addition Lots 3-8 and 11-24, and Enchanted Island Lots 39-44, 63-72 and 77-83, located within Sections 25 and 26, Township 67, Range 25 East, Monroe County, Florida. [VIEW](#)
3. A public hearing to consider a request for Administrative Relief for Bernard P. Dreas on Lot 19, Block 9, Bahia Mar Estates, Key Largo, Real Estate Number 00545030.000000. [VIEW](#)
4. A public hearing to consider a request for Administrative Relief for James & Karen Hoefert on Lot 26, Block 3, Ocean Park Village, Key Largo, Real Estate Number 00446040.000000. [VIEW](#)
5. A public hearing to consider a request for Administrative Relief for Andrew M. Tobin on Lot 7, Block 8, Largo Beach, Key Largo, Real Estate Number 00477860.000000. [VIEW](#)
6. A public hearing to consider a request for Administrative Relief for Twin Lakes Key Largo LLC on Lot 14, Block 1, Twin Lakes, Key Largo, Real Estate Number 00548130.000000. [VIEW](#)
7. A public hearing to consider a request for Administrative Relief for John T. & Phyllis A. Lombardi on Lot 46, Block 3, Buccaneer Point Subdivision, Key Largo, Real Estate Number 00496131.009000. [VIEW](#)
8. A public hearing to consider a request for Administrative Relief for Manuel & Aurora Avila on Lot 13, Block 1, Amended and Extended Plat of Key Largo Ocean Shore, Key Largo, Real Estate Number 00497720.000000. [VIEW](#)
9. A public hearing to consider a request for Administrative Relief for Concept Investment Group Inc. on Lot 17, Block 1, Amended and Extended Plat of Key Largo Ocean Shore, Key Largo, Real Estate Number 00497760.000000. [VIEW](#)
10. A public hearing to consider a request for Administrative Relief for Bernard P. Dreas on Lot 18, Block 9, Bahia Mar

Estates, Key Largo, Real Estate Number 00545020.000000.
[VIEW](#)

3:00 P.M. S.

PUBLIC HEARINGS - CONTINUED

11. A public hearing to consider a request for Administrative Relief for John & Jean Neudorff on Lot 9, Block 8, Marion Park, Key Largo, Real Estate Number 00521190.000000. [VIEW](#)
12. A public hearing to consider a request for Administrative Relief for Dean Parkinson on Lot 17, Block 1, Harris Ocean Park Estates, Key Largo, Real Estate Number 00447080.000000. [VIEW](#)
13. A public hearing to consider a request for Administrative Relief for Dean Parkinson on Lot 5, Block 1, Harris Ocean Park Estates, Key Largo, Real Estate Number 00446960.000000. [VIEW](#)
14. A public hearing to consider a request for Administrative Relief for Dean Parkinson on Lot 18, Block 1, Harris Ocean Park Estates, Key Largo, Real Estate Number 00447090.000000. [VIEW](#)
15. A public hearing to consider a request for Administrative Relief for Dean Parkinson on Lot 3, Block 3, Ocean Park Village, Key Largo, Real Estate Number 00445810.000000. [VIEW](#)
16. A public hearing to consider an ordinance, at the request of Planning and Environmental Resources Staff, to amend the Monroe County Code Section 9.5-122.4(d) and Section 9.5-124.8(a)(3) to allow credit for habitat mitigation on lots dedicated for positive point values on No Name and Big Pine Keys, and to adopt a new Section 9.5-350 establishing mitigation requirements for habitat conservation on No Name and Big Pine Keys. (Staff is requesting that this item be withdrawn from the Agenda) [VIEW](#)
17. A public hearing to consider an ordinance by the Monroe County Board of County Commissioners amending the Land Development Regulations by adding Section 9.5-266.1 "Affordable Housing Incentive Program," providing a program dealing with mobile homes. [VIEW](#)
18. A public hearing to consider an ordinance by the Monroe County Board of County Commissioners amending the Land Development Regulations Section 9.5-266(b)(5)c.3 to increase the deed-restriction period for inclusionary housing to 99 years; and Section 9.5-266(b)(5)c.7 to eliminate the average size requirement, while maintaining the minimum size requirement for inclusionary housing units. [VIEW](#)

5:01 P.M.

T. PUBLIC HEARINGS

- 1. A Public Hearing to consider approval of a resolution for a Budget Amendment for Fiscal Year 2008 Marathon MSTU Fund 166, One Cent Infrastructure Sales Tax Fund 304, 2003 Revenue Bonds Fund 307 and Duck Key Wastewater Fund 311. [VIEW](#)**

ADA Assistance: Anyone needing special assistance at the Board of County Commissioners' meeting due to a disability should contact the County Administrator's office at 292-4441 by 12:00 p.m. on Friday, August 15, 2008.

