

MINUTES

VILLAGE COUNCIL MEETING
KEY BISCAIYNE, FLORIDA

TUESDAY, SEPTEMBER 6, 2005

COUNCIL CHAMBER
560 CRANDON BOULEVARD

1. **CALL TO ORDER/ROLL CALL OF MEMBERS:** The meeting was called to order by the Mayor at 7:00 p.m. Present were Councilmembers Enrique Garcia, Steve Liedman, Jorge E. Mendia, Thomas Thornton, Patricia Weinman, Vice Mayor Robert L. Vernon and Mayor Robert Oldakowski. Also present were Village Manager Jacqueline R. Menendez, Village Clerk Conchita H. Alvarez and Village Attorney Stephen P. Helfman.
2. **INVOCATION:** Reverend David Moran, Key Biscayne Presbyterian Church gave an invocation.
3. **PLEDGE OF ALLEGIANCE:** Lieutenant Marco Delgado led the Pledge of Allegiance.
4. **SPECIAL PRESENTATIONS:** There were no special presentations.
5. **PUBLIC COMMENTS:** There were no speakers present.

Mayor Oldakowski announced that Fire Rescue Chief John C. Gilbert has been in the Mississippi area as part of a National Assessment Team since the day after Hurricane Katrina landed in that area. Fire Rescue Lieutenant Eric Lang was also deployed to assist in the communications aspect of the recovery efforts of Katrina.

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VILLAGE FOR THE VILLAGE'S FIRE RESCUE TRANSPORT FEES; AUTHORIZING VILLAGE MANAGER TO EXECUTE AND IMPLEMENT THE AGREEMENT; PROVIDING FOR EFFECTIVE DATE.

Councilmember Thornton made a motion to approve the resolution. The motion was seconded by Councilmember Garcia.

The Manager and the Attorney addressed the Council regarding this resolution.

Mauricio Chavez with Per-Se Technologies and Lieutenant Delgado addressed the Council.

The resolution failed by a 3-4 voice vote. The vote was as follows: Councilmembers Liedman, Thornton and Mayor Oldakowski voting Yes. Councilmembers Garcia, Mendia, Weinman and Vice Mayor Vernon voting No.

The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, REPEALING RESOLUTION NO. 2005-30 WHICH HAD CALLED AN ELECTION FOR NOVEMBER 1, 2005 TO PRESENT TO THE ELECTORS OF THE VILLAGE THE CHARTER AMENDMENTS CONCERNING THE TERM OF OFFICE OF COUNCIL MEMBERS AND THE ELIMINATION OF PRIMARY ELECTIONS FOR COUNCIL MEMBERS, AS AUTHORIZED BY CHARTER AMENDMENT ENABLING ORDINANCES OF THE VILLAGE, TO ENABLE NEW CHARTER AMENDMENT ELECTION DATE TO BE LATER SET; PROVIDING FOR EFFECTIVE DATE.

The Attorney and the Clerk addressed the Council regarding this resolution.

It was the consensus of Council to direct the Attorney to draft a resolution for a mail ballot election to take place some time in January or February of 2006.

Councilmember Liedman made a motion to approve the resolution. The motion was seconded by Councilmember Garcia and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Mendia, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING AGREEMENTS BETWEEN WASTE MANAGEMENT, INC. OF FLORIDA AND THE VILLAGE OF KEY BISCAYNE FOR HURRICANE KATRINA

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DISASTER RECOVERY SERVICES; AUTHORIZING ADDITIONAL TREE REMOVAL AGREEMENTS; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR EFFECTIVE DATE.

The Attorney, Director Nunez and the Manager addressed the Council regarding this resolution.

Councilmember Garcia made a motion to approve the resolution. The motion was seconded by Councilmember Thornton and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Mendia, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

10. **REPORTS AND RECOMMENDATIONS:** The following items were discussed.

Mayor and Councilmembers. Mayor Oldakowski addressed the Council regarding the Atlantis Artificial Reef Project.

It was the consensus of Council to send a letter to the Jacksonville District Corps of Engineers in support of the Atlantis Artificial Reef Project as defined in the Public Notice issued on August 15th, 2005 - Permit Application Number 2003-4189 (IP-RK).

Councilmember Weinman and the Manager addressed the Council giving an update on the enhancement of the Village's website.

Vice Mayor Vernon addressed the Council regarding street signs.

Director Nunez addressed the Council regarding this issue.

Councilmember Garcia addressed the Council regarding the traffic lights in front of the Fire Station.

Director Nunez and Deputy Chief of Fire Rescue Franklin Barron addressed the Council regarding the traffic lights.

Director Nunez addressed the Council regarding the work at Crandon Boulevard and Harbor Drive.

Councilmember Thornton requested an update on the PBS&J revision of the Sanitary Sewer Project.

The Manager and Director Nunez addressed the Council regarding this item.

Village Attorney. The Attorney did not submit a report.

Village Clerk. The Clerk did not submit a report.

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Village Manager. The Manager did not submit a report.

11. **OTHER BUSINESS/GENERAL DISCUSSION:** There was no further business discussed.
12. **SCHEDULE OF FUTURE MEETINGS/EVENTS:** A schedule of future meetings and events was presented to the Council.
13. **ADJOURNMENT:** The meeting was adjourned at 8:40 p.m.

Respectfully submitted:

Conchita H. Alvarez, CMC
Village Clerk

Approved this__ day of _____, 2005:

Robert Oldakowski
Mayor

IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE VILLAGE COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT A MEETING OR HEARING, THAT PERSON WILL NEED A RECORD OF THE PROCEEDINGS AND, FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.