MINUTES

VILLAGE COUNCIL MEETING
KEY BISCAYNE, FLORIDA

TUESDAY, SEPTEMBER 9, 2008

COUNCIL CHAMBER
560 CRANDON BOULEVARD

1. **CALL TO ORDER/ROLL CALL OF MEMBERS:** The meeting was called to order by the Mayor at 6:30 p.m. Present were Councilmembers Michael W. Davey, Enrique Garcia, Steve Liedman, Thomas Thornton, Patricia Weinman, Vice Mayor Jorge E. Mendia and Mayor Robert L. Vernon. Also present were Village Manager Genaro "Chip" Iglesias, Village Clerk Conchita H. Alvarez and Village Attorney Stephen J. Helfman.

2. **INVOCATION:** Reverend Burt Froehlic, St. Christopher's By The Sea was unable to attend the meeting.

3. **PLEDGE OF ALLEGIANCE:** Mayor Vernon led the Pledge of Allegiance.

4. **AGENDA:** Mayor Vernon requested to hear Item 8A1 at the beginning of the agenda and Councilmember Davey requested to hear Item 8D1 before Item 7C. There was no objection to the agenda changes.

At this time Item 8A1 was heard.

Mayor and Councilmembers. Councilmember Weinman addressed the Council regarding the proposed model for a Key Biscayne Municipal Charter High School.

There was extensive discussion from Council regarding this issue.

The following residents addressed the Council: Mortimer Fried, 291 Harbor Court; Kathy King, 745 Fernwood Road and Martha Broucek, 170 Ocean Lane Drive.

Councilmember Davey made a motion to table the agenda to after the Budget Hearing. The motion was seconded by Councilmember Garcia and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Davey, Garcia, Liedman, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes.

The meeting was recessed at 7:10 p.m. The meeting was reconvened at 9:52 p.m.

Mr. Prakash Nair with Fielding Nair International addressed the Council regarding the process for the proposed Charter High School.

The following residents addressed the Council: Michael Kelly, 395 Gulf Road; Sofia Riba; Martina Korganoff; Leo Brito, 775 Curtiswood Road; Michelle Manjarrez, 1111 Crandon Boulevard; Camille Guething, 260 Seaview Drive; Gwen Wuem, 131 Buttonwood Drive; Jameela Blumberg, 10 Harbor Point and Ronda Fuchs, 799 Crandon Boulevard.

Councilmember Davey made a motion to extend the meeting to 11:30 p.m. The motion was seconded by Councilmember Weinman and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Davey, Garcia, Liedman, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes.

Councilmember Liedman made a motion to adopt the attached revised schedule for public planning; to create a High School Advisory Board as recommended by our Consultant with a first reading on October 14, 2008 and to instruct the Manager to inform the School Board of the Council's intention to suspend the current Charter School Application, in order to provide a community wide planning process. Resubmission of the Charter Application will be considered by Council before summer recess 2009. The motion was seconded by Councilmember Garcia.

The Attorney addressed the Council regarding the creation of this Committee and the agreement with Fielding Nair.

The motion was approved by a 7-0 voice vote. The vote was as follows: Councilmembers Davey, Garcia, Liedman, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes.

5. **APPROVAL OF MINUTES:** Councilmember Garcia made a motion to approve the minutes of the August 26, 2008 Regular Council Meeting. The motion was seconded by Councilmember Davey and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Davey, Garcia, Liedman, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes.

6. **ORDINANCES:** The Clerk read the following ordinance on first reading, by title:

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA; AMENDING THE 2006-2007 VILLAGE BUDGET AS PROVIDED FOR ON EXHIBIT "A"; PROVIDING FOR AN EFFECTIVE DATE.

The Manager and Randolph G. White, Finance Director addressed the Council recommending approval of this budget amendment as presented. (attached for the record)

Councilmember Garcia made a motion to adopt the ordinance on first reading. The motion was seconded by Councilmember Liedman.

The ordinance was adopted on first reading by a 7-0 roll call vote. The vote was as follows: Councilmembers Davey, Garcia, Liedman, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes.

The Clerk announced the second reading on September 23, 2008.

7. **RESOLUTIONS:** The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING A REVOCABLE LICENSE AGREEMENT TO BE ENTERED INTO BETWEEN THE VILLAGE AND THE CITY OF MIAMI, GRANTING THE VILLAGE A LICENSE TO STORE NON-HAZARDOUS CONSTRUCTION MATERIAL, INCLUDING SANDY SOIL, AND WATER AND SEWER PIPING ON A TRACT LAND ON VIRGINIA KEY; AUTHORIZING IMPLEMENTATION BY VILLAGE MANAGER; AND PROVIDING FOR EFFECTIVE DATE.

The Manager addressed the Council recommending approval of the Revocable License Agreement between the Village and the City of Miami for the temporary storage of non-hazardous soil and sewer piping on a designated track of land in Virginia Key during the Water and Sewer Project Construction period of approximately eighteen months.

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

The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, CONFIRMING THE VILLAGE'S ABILITY TO FUND AND SUPPORTING THE CONSTRUCTION AND MONITORING OF THE VILLAGE'S BEACH RENOURISHMENT PROJECT; PROVIDING FOR AN EFFECTIVE DATE.

The Manager addressed the Council recommending approval of the resolution providing the Florida Department of Environmental Protection confirmation that the Village has committed funds and supports the construction and monitoring of the Beach Renourishment Project.

Councilmember Davey 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 Davey, Garcia, Liedman, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes.

At this time Item 8D1 was heard.

Councilmember Davey made a motion to extend the meeting to 11:45. The motion was seconded by Councilmember Liedman and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Davey, Garcia, Liedman, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes.

Village Manager. The Manager addressed the Council recommending acceptance of the Landscape Master Plan.

Public Works Director Armando Nunez and Building Zoning and Planning Director Jud Kurlancheek addressed the Council regarding the proposed Landscape Master Plan.

The Council accepted the recommendation by a 5-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Thornton, Weinman and Vice Mayor Mendia voting Yes. Councilmember Davey and 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, APPROVING PROFESSIONAL SERVICES AGREEMENT BETWEEN THE VILLAGE OF KEY BISCAYNE AND RON OPRAZADEK CONCERNING HORTICULTURE SERVICES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

The Manager addressed the Council recommending approval of professional services agreement with Ron Oprazadek to fill the Horticulturist position.

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

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

Village Attorney. At this time the Attorney requested an Executive Session regarding the Harbor Drive docks that were denied. The Clerk will contact the Council to schedule the Executive Session.

Village Clerk. The Clerk did not submit a report.

9. **OTHER BUSINESS/GENERAL DISCUSSION:** There was no further business discussed.

10. **SCHEDULE OF FUTURE MEETINGS/EVENTS:** A schedule of future meetings and events was presented to the Council.

11. **ADJOURNMENT:** The meeting was adjourned at 11:40 p.m.

Respectfully submitted:

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Conchita H. Alvarez, CMC
Village Clerk

Approved this 23rd day of September, 2008:

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Robert L. Vernon
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.

Key Biscayne Charter School
Fielding Nair International, LLC

EDUCATIONAL PLANNING AND CHARTER SCHOOL CONSULTING SERVICES
Proposed REVISED Schedule and Time Chart – September 3, 2008

TASK #	CATEGORY	TASKS	Date	PRIMARY AUDIENCE	DESCRIPTION OF SERVICE
1	Visioning	WORKSHOP 1: EDUCATIONAL PHILOSOPHY	Oct 2008	All stakeholders	Village-wide workshop designed to introduce and obtain stakeholders feedback regarding the applicability of national and international educational best practice to Key Biscayne
2	Educational Planning	WORKSHOP 2: EDUCATIONAL MODELS	Oct 2008	All stakeholders	This workshop features descriptions of 6-7 major high school programmatic models from around the U.S. with highlights of best practices and results common to each. Activities will focus on helping participants understand how these models would or could fit with the Key Biscayne community and their desire for a successful high school. The workshop will culminate with participants selecting preference features.
3	Educational Planning	WORKSHOP 3: BLINK EXERCISE	Oct 2008	As large a community participation as possible. This could be done over 2 or 3 sessions if necessary.	This exercise is geared to understanding, at a very personal level, the extent to which school stakeholders are willing to be innovative in the development of the new school.
4.	Educational Planning for Charter Schools	WORKSHP 4: PROGRAM FEASIBILITY	Nov 2008	Charter School Sub-Committee plus small contingent of educators (about 20)	This workshop will focus on selecting preferred programmatic components and analyzing their feasibility from an academic, social, logistical and financial perspective. Activities will be centered around feedback and input regarding workability and integration of the key components. The culmination will include a workable draft from which to build the Key Biscayne High School learning and operations model.

5	Educational Planning	WORKSHOP 5: SIGNATURE	Nov 2008	Charter School Sub-Committee plus small, representative group of community stakeholders	This will enable the planning team to understand the ethos of the community which will provide guidance for how best to represent the school signature regardless of which facility the school eventually occupies
6	Charter School Study	WORKSHOP 6: CHARTER SHOOLS IN FLORIDA AND MIAMI-DADE COUNTY	Nov 2008	All stakeholders	Village-wide workshop designed to educate all stakeholders regarding Charter Schools in the State and in Miami-Dade County. To be conducted by Lisa Mulhall from In-Rem Solutions.
7	Educational Planning	CHARTER SCHOOL FEASIBILITY REPORT	Jan 2009	FNI Deliverable: to be reviewed by a subset of knowledgeable volunteers within the larger stakeholder community and approved by the Council	The results of the Educational Planning work will be captured in the form of a Charter School Feasibility Report. This will provide the information needed for the Village of Key Biscayne to decide whether to proceed with the charter school. It will also enable the Village to select an educational model, have a good sense of potential sites for the school and the financial implications of the school. This report will conclude FNI's work, however a follow-up contract with FNI or another suitable firm will be needed to take the project into the implementation phase which will answer more detailed questions and also provide execution strategies.

Exhibit "A"

	Adopted Budget	Actual at 9/30/2007	Variance Fav (Unfav)	Utilized Reserves	Proposed Amendment	Amended Budget
Revenues	$25,549,556	$26,592,901	$1,043,345	$0	$250,748	$25,800,304
Department						
Village Council	$458,424	$444,666	$13,758			$458,424
Administration	$1,236,051	$1,258,787	($22,736)	$22,736	($0)	$1,236,051
Village Clerk	$415,070	$379,420	$35,650			$415,070
Village Attorney	$383,000	$460,261	($77,261)		$77,261	$460,261
Debt Service	$2,700,443	$2,557,351	$143,092			$2,700,443
Building Zoning Planning	$1,522,196	$1,455,193	$67,003			$1,522,196
Police	$4,716,391	$4,590,962	$125,429			$4,716,391
Fire	$5,115,576	$5,122,699	($7,123)	$7,123	$0	$5,115,576
Public Works	$1,597,881	$1,587,460	$10,421			$1,597,881
Parks & Recreation	$1,093,478	$1,132,832	($39,354)	$39,354	$0	$1,093,478
Recreation Center	$1,523,702	$1,697,189	($173,487)		$173,487	$1,697,189
	$20,762,212	$20,686,819	$75,393	$69,213	$250,748	$21,012,960