MINUTES

REGULAR COUNCIL MEETING
KEY BISCAYNE, FLORIDA

TUESDAY, SEPTEMBER 2, 2014

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 Theodore Holloway, Michael E. Kelly (arrived at 7:10 p.m.), Edward London, Mayra P. Lindsay (arrived at 7:16 p.m.), James S. Taintor, Vice Mayor Michael W. Davey and Mayor Franklin H. Caplan was absent. Also present were Village Manager John C. Gilbert, Deputy Village Clerk Jennifer Duque and Village Attorney Stephen J. Helfman.

2. **INVOCATION:** Pastor Dennis Eastling, Community Church, gave an invocation.

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

4. **BRIEF COMMENTS BY COUNCIL:** There were no comments by Council at this time.

5. **SPECIAL INTRODUCTION:** The Manager addressed the Council introducing Mr. Roger Gonzalez and Ms. Michelle Gonzalez-Febres from National Marketing Group Services, Inc., who made a presentation regarding the Employee Health Insurance Policy renewals. There was extensive discussion from Council regarding the Employee Health Insurance Policy renewal.

6. **AGENDA:** Councilmember Taintor requested the addition of a discussion item regarding the Consultatio Easement as Item 12A2; Councilmember London requested the addition of a discussion item regarding Departmental Monthly Report presentations as Item 12A3. There were no objections to the agenda changes.

7. **APPROVAL OF MINUTES:** There were no minutes considered by Council.

8. **PUBLIC COMMENTS:** There were no speakers present.

9. **CONSENT AGENDA:** There were no items considered by Council.

10. **ORDINANCES:** There were no ordinances considered by Council.

11. **RESOLUTIONS:** The Deputy Clerk read the following resolution, by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING THE PROFESSIONAL LOBBYING CONSULTING SERVICES AGREEMENT BETWEEN THE VILLAGE OF KEY BISCAYNE AND GOMEZ BARKER ASSOCIATES, INC.; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Davey made a motion to approve the resolution. The motion was seconded by Councilmember Lindsay.

The Manager and Mr. Fausto Gomez from Gomez Barker Associates, Inc. addressed the Council regarding this resolution.

Councilmember Taintor addressed the Council regarding this resolution.

There was extensive discussion from Council regarding this resolution.

The resolution was approved by a 6-0 roll call vote. The vote was as follows: Councilmembers Holloway, Kelly, Lindsay, London, Taintor and Vice Mayor Davey voting Yes.

The Deputy Clerk read the following resolution, by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING AN AGREEMENT WITH THE KEY BISCAYNE CHAMBER OF COMMERCE; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Davey made a motion to approve the resolution. The motion was seconded by Councilmember Kelly.

The Manager and Mr. Robert Brookes, Key Biscayne Chamber of Commerce Board of Director, addressed the Council regarding this resolution.

There was extensive discussion from Council regarding this resolution.

The resolution was approved by a 6-0 roll call vote. The vote was as follows: Councilmembers Holloway, Kelly, Lindsay, London, Taintor and Vice Mayor Davey voting Yes.

The Deputy Clerk read the following resolution, by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING THE SECOND AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN JOHN C. GILBERT AND THE VILLAGE OF KEY BISCAYNE; AND PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Davey made a motion to approve the resolution. The motion was seconded by Councilmember Kelly.

The Village Attorney addressed the Council regarding this resolution.

There was discussion from Council regarding this ordinance.

It was the consensus of Council to defer this resolution to the September 9, 2014 First Budget Hearing.

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

Mayor and Councilmembers. Councilmember Taintor addressed the Council regarding the Consultatio Easement.

> Mr. Marcos Corti, 325 Atlantic Road, representing Consultatio Key Biscayne, LLC and Oceana Key Biscayne, addressed the Council regarding the Consultation Easement.

There was extensive discussion from Council regarding the Consultatio Easement.

Councilmember London addressed the Council regarding the Departmental Monthly Report presentations.

It was the consensus of Council to take a vote on conducting Departmental Monthly Report presentations to Council every first meeting of the month.

It was the consensus of Council to vote on the sequence of items for the February 11, 2014 meeting agenda. The sequence voted upon was to hear 12-22-24 Crandon Boulevard first followed by the 530 Crandon Boulevard public hearing.

The motion passed by a 4-2 roll call vote. The vote was as follows: Councilmembers Holloway, Lindsay, London, and Vice Mayor Davey voting Yes. Councilmembers Kelly and Taintor voting No.

At this time Veronica Vidal, 590 Ocean Drive, addressed the Council.

At this time Item 12A1 was deferred to the October 14, 2014 Regular Council Meeting.

Village Attorney. The Attorney did not submit a report.

Village Clerk. The Clerk did not submit a report.

Village Manager. The Manager did not submit a report.

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

14. **PENDING BUSINESS/PENDING LITIGATION:** A list of pending business/pending litigation was presented to the Council.

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

16. **ADJOURNMENT:** The meeting was adjourned at 9:03 p.m.

Respectfully submitted:

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Jennifer Duque
Chief of Staff/Deputy Village Clerk

Approved this 18th day of November 2014:

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Franklin H. Caplan
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.