

MINUTES

SPECIAL VILLAGE COUNCIL MEETING
KEY BISCAYNE, FLORIDA

TUESDAY, SEPTEMBER 23, 2014

COUNCIL CHAMBER
560 CRANDON BOULEVARD

1. **CALL TO ORDER/ROLL CALL OF MEMBERS:** The special meeting was called to order by the Mayor at 7:00 p.m. Present were Councilmembers Theodore Holloway, Michael E. Kelly, Mayra P. Lindsay, James S. Taintor, Vice Mayor Michael W. Davey and Mayor Franklin H. Caplan. Councilmember Edward London was absent. Also present were Village Manager John C. Gilbert, Deputy Village Clerk Jennifer Duque and Village Attorney Stephen J. Helfman.
2. **PLEDGE OF ALLEGIANCE:** Mayor Caplan led the Pledge of Allegiance.
3. **ORDINANCES:** The Deputy Clerk read the following ordinance on second reading, by title:

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA (“VILLAGE”), AMENDING THE VILLAGE CODE BY AMENDING CHAPTER 23 “RETIREMENT,” SECTION 23-31 “DEFINITIONS”; BY AMENDING SECTION 23-35 “CONTRIBUTIONS” TO SET A CAP ON THE VILLAGE’S ANNUAL CONTRIBUTION INTO THE RETIREMENT PLAN AND TO ESTABLISH A CAP ON THE RETIREMENT PLAN’S UNFUNDED LIABILITY; BY AMENDING SECTION 23-36 “BENEFIT AMOUNTS AND ELIGIBILITY” TO REDUCE THE RETIREMENT BENEFIT TO 2.75 PERCENT OF AVERAGE FINAL COMPENSATION, TO REVISE THE NORMAL RETIREMENT AGE AND TO LIMIT THE MEMBERS’ ANNUAL SERVICE RETIREMENT BENEFIT TO THE LESSER OF \$90,000.00 OR 90% OF AVERAGE FINAL COMPENSATION; BY AMENDING SECTION 23-56 “FIREFIGHTERS’ SHARE PLAN” TO CLOSE THE SHARE PLAN;

September 23, 2014

PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Davey made a motion to adopt the ordinance on second reading. The motion was seconded by Councilmember Lindsay.

The Mayor opened the public hearing. There were no speakers present. The Mayor closed the public hearing.

The ordinance was adopted on second reading by a 6-0 roll call vote. The vote was as follows: Councilmembers Holloway, Kelly, Lindsay, Taintor, Vice Mayor Davey and Mayor Caplan voting Yes.

4. **RESOLUTIONS:** There were no resolutions considered by Council.

5. **REPORTS AND RECOMMENDATIONS:** There were no items discussed.

Mayor and Councilmembers. The Council did not submit a report.

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.

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

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

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

9. **ADJOURNMENT:** The meeting was adjourned at 7:06 p.m.

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Respectfully submitted:

*Jennifer Duque
Chief of Staff/Deputy Village Clerk*

Approved this 18th day of November 2014:

*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.