MINUTES

REGULAR COUNCIL MEETING
KEY BISCAYNE, FLORIDA

TUESDAY, NOVEMBER 10, 2015

COUNCIL CHAMBER
560 CRANDON BOULEVARD

1. **CALL TO ORDER/ROLL CALL OF MEMBERS:** The Mayor called the meeting to order at 7:00 p.m. Present were Councilmembers Luis de la Cruz, Theodore Holloway, Michael E. Kelly, James S. Taintor, Vice Mayor Franklin H. Caplan and Mayor Mayra Lindsay. Councilmember Edward London was absent. Also present were Village Manager John C. Gilbert, Village Clerk Conchita H. Alvarez and Village Attorney Stephen J. Helfman.

2. **INVOCATION:** Reverend Juan Carlos Paguaga with Saint Agnes Catholic Church gave an invocation.

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

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

5. **SPECIAL INTRODUCTION:** Former Vice Mayor Michael Davey addressed the Council giving an update on the Beach Club property.

There was discussion from Council regarding the Beach Club property. The Attorney also addressed the Council regarding the Beach Club property. It was the consensus of Council not to pursue, at this time, this issue any further.

Councilmember de la Cruz offered to try to obtain the lease for the Beach Club.

The Manager requested that Chief Press and Chief Lang addressed the Council regarding Drug Awareness.

Chief of Police Charles Press and Chief of Fire Rescue Eric Lang addressed the Council regarding alcoholic overdose and drug overdose by some of our young residents.

There was discussion from Council regarding this problem.

6. **PUBLIC COMMENTS:** The following resident addressed the Council: Mike Davey, 50 Ocean Lane Drive.

7. **AGENDA:** Mayor Lindsay requested the addition of an appointment to the Education Advisory Board as Item 11A7 and also requested the addition of a discussion on civility and respect as Item 11A8; Councilmember de la Cruz requested the deferral of Item 11A3, at the request of Councilmember London, to the November 17 Council Meeting, requested an update on the Village Green field condition as Item 11A9 and also requested an update on the Community Center Expansion as Item 11A10. There was no objection to the agenda changes.

8. **APPROVAL OF MINUTES:** Councilmember Kelly made a motion to approve the minutes of the October 13, 2015 Regular Council Meeting. The motion was seconded by Vice Mayor Caplan and approved by a 6-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Holloway, Kelly, Taintor, Vice Mayor Caplan and Mayor Lindsay voting Yes.

Vice Mayor Caplan made a motion to approve the minutes of the October 27, 2015 Zoning Meeting. The motion was seconded by Councilmember Holloway and approved by a 6-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Holloway, Kelly, Taintor, Vice Mayor Caplan and Mayor Lindsay voting Yes.

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

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

A CAPITAL PROJECT AUTHORIZING RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING THE PURCHASE OF A DEPARTMENT-WIDE BODY-WORN CAMERA PROGRAM INCLUDING, ONE-DAY SERVICE, WARRANTY AND UNLIMITED STORAGE; PROVIDING FOR A WAIVER OF COMPETITIVE BIDDING; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

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

The Manager addressed the Council recommending to consider the Police Department's request to purchase a departmental body-worn camera comprehensive program from Taser International. The funding source shall be the Federal Asset Sharing Fund, not to exceed $41,243, plus $128.16 in shipping charges.

Chief Press also addressed the Council regarding this program.

There was discussion from Council regarding this resolution.

The resolution was approved by a 6-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Holloway, Kelly, Taintor, Vice Mayor Caplan and Mayor Lindsay voting Yes.

The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA; SUPPORTING THE FOLLOWING LEGISLATIVE PRIORITIES FOR THE YEAR 2016; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Kelly made a motion to approve the resolution. The motion was seconded by Councilmember Holloway.

There was discussion from Council regarding this resolution. It was the consensus of Council to make Section 6, Section 2 and to make Section 2, Section 6.

The resolution, as amended, was approved by a 6-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Holloway, Kelly, Taintor, Vice Mayor Caplan and Mayor Lindsay voting Yes.

The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, SUPPORTING THE MIAMI-DADE SCHOOL BOARD'S LEGISLATIVE PLATFORM; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Kelly made a motion to approve the resolution. The motion was seconded by Councilmember Holloway.

There was extensive discussion from Council regarding this resolution.

The resolution was approved by a 6-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Holloway, Kelly, Taintor, Vice Mayor Caplan and Mayor Lindsay voting Yes.

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

Mayor and Councilmembers. Mayor Lindsay addressed the Council regarding the identified priorities by Council.

The Manager addressed the Council regarding the status of the 12/24 Month Council set priorities/directives.

There was extensive discussion from Council regarding the proposed lease for the Presbyterian Playing Fields.

It was the consensus of Council to hold a workshop on December 1, 2015 at 6:00 p.m. regarding Council priority projects.

Mayor Lindsay also addressed the Council regarding the status of the Rowing Club. The Mayor reported that the access to the Rowing Club has been closed due to the construction of the City of Miami Flex Park.

Mayor Lindsay addressed the Council regarding the possibility of pursuing an Interlocal Agreement between the Village of Key Biscayne and Miami-Dade County for the installation of smart traffic lights on Crandon Boulevard. It was the consensus of Council to direct the Manager to pursue this issue.

Councilmember de la Cruz requested an update from Chief Press and the Manager regarding Miami-Dade and the traffic light systems on Crandon Boulevard.

Chief Press addressed the Council regarding the Miami-Dade and the traffic light systems on Crandon Boulevard.

Councilmember Holloway addressed the Council regarding Channel 77 and live streaming Council meetings in HD.

Michael Fleming, IT Administrator addressed the Council regarding this issue.

Mayor Lindsay appointed Allison Eng Perez, with consensus of Council, to the Education Advisory Board.

Mayor Lindsay addressed the Council regarding civility and respect towards each other and staff. There was discussion from Council regarding consensus and civility at Council Meetings.

Councilmember de la Cruz requested an update on the Village Green field condition. Parks and Recreation Director Todd Hofferberth addressed the Council regarding the condition at the northwest of the north field of the Village Green.

Councilmember de la Cruz also requested an update on the Community Center expansion. Director Hofferberth addressed the Council.

Village Attorney. The Attorney did not submit a report.

Village Clerk. Pursuant to Section 2.02 (b) of the Village Charter, an election was held for the Vice Mayor's seat.

The Mayor opened the floor for nominations. Vice Mayor Caplan made a motion to nominate Councilmember Taintor as Vice Mayor. The motion was seconded by Councilmember de la Cruz. The Mayor closed the floor for nominations.

The motion to nominate Councilmember Taintor as the new Vice Mayor was approved by a 6-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Holloway, Kelly, Taintor, Vice Mayor Caplan and Mayor Lindsay voting Yes.

The Clerk presented to the Council the proposed 2016 Village Council Meeting schedule. It was the consensus of Council to approve the 2016 Village Council Meeting schedule as presented.

Village Manager. The Manager addressed the Council regarding an RFP for the Community Center Food and Beverage Concession.

Councilmember Kelly made a motion to authorize the Manager to issue a request for proposals for the Community Center Food and Beverage Concession. The motion was seconded by Councilmember Holloway and approved by a 6-0 voice vote. The vote was as follows: Councilmembers Caplan, de la Cruz, Holloway, Kelly, Vice Mayor Taintor and Mayor Lindsay voting Yes.

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

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

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

15. **ADJOURNMENT:** The meeting was adjourned at 9:40 p.m.

Respectfully submitted:

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Conchita H. Alvarez, MMC
Village Clerk

Approved this 17th day of November, 2015:

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Mayra Peña Lindsay
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.