MINUTES

SECOND BUDGET HEARING
KEY BISCAYNE, FLORIDA

TUESDAY, SEPTEMBER 27, 2005

COUNCIL CHAMBER
560 CRANDON BOULEVARD

1. **CALL TO ORDER/ROLL CALL OF MEMBERS:** The meeting was called to order by the Mayor at 7:35 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. **PLEDGE OF ALLEGIANCE:** Former Councilmember Mortimer Fried led the Pledge of Allegiance.

3. **APPROVAL OF MINUTES:** Councilmember Garcia made a motion to approve the minutes of the September 13, 2005 First Budget Hearing. 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.

4. **BUDGET RESOLUTION:** The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE OF KEY BISCAYNE, FLORIDA; ADOPTING THE FINAL MILLAGE RATE OF THE VILLAGE OF KEY BISCAYNE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2005 THROUGH SEPTEMBER 30, 2006 PURSUANT TO FLORIDA STATUTE 200.065 (TRIM BILL); PROVIDING FOR AN EFFECTIVE DATE.

The Mayor addressed the Council regarding the procedure for the adoption of the budgets.

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

Councilmember Liedman made a motion to table the resolution adopting the final millage rate. The motion was seconded by Councilmember Mendia 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.

5. **BUDGET ORDINANCE:** The Clerk read the following ordinance on second reading, by title:

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA; ADOPTING THE BUDGETS FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2005 THROUGH SEPTEMBER 30, 2006 PURSUANT TO FLORIDA STATUTE 200.065 (TRIM BILL); PROVIDING FOR AN EFFECTIVE DATE.

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

The Mayor and the Manager addressed the Council regarding the budgets for fiscal year commencing October 1, 2005 through September 30, 2006.

> Paul Abbott with Skyline Management Group addressed the Council regarding the Maintenance Calculations/Cost for the Civic Center Buildings.

Armando Nunez, Public Works Director addressed the Council regarding the Public Works Projects for Fiscal Year 2006.

Finance Director Randolph G. White addressed the Council regarding the budgets, the Reserves and the Capital Outlay.

> The Mayor opened the public hearing. Mortimer Fried, 291 Harbor Court; Ed Meyer, 100 Sunrise Drive; Martha Broucek, 170 Ocean Lane Drive and Ed Keith, 240 Galen Drive addressed the Council. The Mayor closed the public hearing.

The Budgets for the Police Department, Fire Rescue Department, Building, Zoning and Planning Department, the Parks and Recreation Department, the Public Works Department, the Administration and Finance Departments, the Village Council, the Office of the Village Clerk, the Village Attorney and the Capital Outlay Budget were approved as presented.

Councilmember Garcia made a motion to take the millage resolution from the table. The motion was seconded by Councilmember Liedman 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.

There were no speakers present to speak on the adoption of the final millage rate resolution.

The Clerk announced that the rolled-back rate is 3.257 mills and the proposed millage rate is 3.606 mills which is 10.72% over the rolled-back rate.

The resolution adopting the final millage rate was 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 budget ordinance was adopted on second reading by a 7-0 roll call vote. The vote was as follows: Councilmembers Garcia, Liedman, Mendia, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

6. **EMERGENCY ORDINANCE:** The Clerk read the following emergency ordinance by title:

AN EMERGENCY ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE VILLAGE OF KEY BISCAYNE, FLORIDA BY AMENDING CHAPTER 23 "RETIREMENT" AT SECTION 23-35 "CONTRIBUTIONS" TO SET THE EMPLOYEE CONTRIBUTION RATE AT 10.5%; PROVIDING FOR DESCRIPTION OF THE EMERGENCY; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING AN EFFECTIVE DATE.

Councilmember Thornton made a motion to adopt the ordinance. The motion was seconded by Councilmember Garcia.

The Attorney addressed the Council regarding this ordinance.

> The Mayor opened the public hearing. Michael Haring, representing the Police/Firefighters Pension Board addressed the Council. The Mayor closed the public hearing.

There was extensive discussion by Council regarding this ordinance.

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

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

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA; PROVIDING FOR RATIFICATION OF THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE KEY BISCAYNE PROFESSIONAL FIREFIGHTER'S ASSOCIATION, LOCAL 3638; AUTHORIZING THE VILLAGE MANAGER TO SIGN THE COLLECTIVE BARGAINING AGREEMENT ON BEHALF OF THE VILLAGE; AUTHORIZING THE VILLAGE MANAGER TO TAKE ALL ACTION NECESSARY TO IMPLEMENT THE COLLECTIVE BARGAINING AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Garcia made a motion to approve the resolution. The motion was seconded by Councilmember Mendia and failed by a 0-7 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Mendia, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting No.

At this time Pat Carney with PBS&J and Paul Abbott addressed the Council regarding the Sanitary Sewer Project.

Mr. Abbott also addressed the Council regarding the work being performed at the intersection of Crandon Boulevard and Harbor Drive.

The Manager informed the Council that Miami-Dade County Fire Station 15 will be staffed as of October 3, 2005.

Mayor Oldakowski reported that Miami-Dade County approved for its fiscal year 2006 budget funding in the amount of $365,000 a year for 15 years for Crandon work. The money comes from Rickenbacker Causeway Tolls.

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 10:35 p.m.

Respectfully submitted:

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Conchita H. Alvarez, CMC
Village Clerk

September 27, 2005

Approved this 11th day of October, 2005:

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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.