MINUTES

VILLAGE COUNCIL MEETING
KEY BISCAYNE, FLORIDA

TUESDAY, DECEMBER 8, 2009

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 Enrique Garcia, Robert Gusman, Michael E. Kelly, Jorge E. Mendia, Thomas Thornton, Vice Mayor Michael Davey 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 Bud Schroeder was unable to attend the meeting.

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

4. **SPECIAL PRESENTATIONS:** Jorge San Miguel, Tackle Football Commissioner addressed the Council regarding the Tackle Football program and introduced Coaches Tony Goudie and Jose Lopez. The Key Biscayne tackle football teams presented to the Mayor and Council the two Miami Extreme Football League Invitational Tournament championship trophies in the 65 Pee Wee category and the 90-pound category. The Mayor, on behalf of the Council, congratulated the Coaches and the players for a job well done.

Mr. Ed Hernandez, Miami-Dade Service Director with the South Florida Water Management District presented to the Mayor and Council a check in the amount of $172,164.00 to the Village of Key Biscayne for two stormwater drainage improvements projects.

Mr. Burgess Chambers, Financial Advisor to the Police Officers and Firefighters Retirement Plan and Steve Palmquist Actuary for the same Plan reported to the Council on the state of the Pension Plan.

Chief of Fire Rescue John C. Gilbert and Dr. Kathleen Schrank, Fire Department Medical Director addressed the Council to promote a program that, in 22 minutes or less, teaches the necessary skills to perform CPR. Dr. Schrank encouraged the Council and the public to participate in such a program.

Chief Gilbert also introduced Firefighter/Paramedic Gary Carter who has been promoted to Fire Lieutenant. Fire Lieutenant Carter addressed the Council.

5. **PUBLIC COMMENTS:** The following residents addressed the Council: Marcos Corti, 600 Grapetree Drive and Lois Latterner, Ocean Lane Drive addressed the Council

6. **AGENDA:** Councilmember Mendia requested the deferral of Item 10A3 to the January 12, 2010 Council Meeting Agenda. There was no objection to the agenda change.

7. **APPROVAL OF MINUTES:** Vice Mayor Davey made a motion to approve the minutes of the November 24, 2009 Zoning Meeting. The motion was seconded by Councilmember Gusman and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Gusman, Kelly, Mendia, Thornton, Vice Mayor Davey and Mayor Vernon voting Yes.

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

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

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

Mayor and Councilmembers. Pursuant to Section 2.02 of the Village of Key Biscayne Charter, the Mayor addressed the Council and the public delivering the State of the Village and an annual budget message. The Mayor reassured the Council and the public that the Village remains strong in spite of the economic condition facing other communities both locally and nationally.

Vice Mayor Davey addressed the Council regarding the following dog park options: Beach Park, Village Green South and Village Green North. Vice Mayor Davey recommended the North end of the Village Green for the dog park.

It was the consensus of Council to bring this item back before Council at the next Council Meeting.

Jim Voglino, 791 Crandon Boulevard; Dr. Harvey Rosenwasser, 781 Crandon Boulevard; Jon Heider, 791 Crandon Boulevard; Pilar Martinez, 201 Galen Drive and Dr. Steve Eastman, 180 Crandon Boulevard addressed the Council.

Vice Mayor Davey addressed the Council regarding the recent electrical surges and spikes and their effect on businesses and residents.

The Manager addressed the Council regarding these issues, urging residents and businesses to report to the Village any electrical surges and spikes.

Councilmember Kelly addressed the Council regarding a request from the Key Biscayne Chamber of Commerce to allow temporary "sale" signs for stores along Crandon Boulevard.

Michelle Estevez, Chairperson of the Key Biscayne Chamber of Commerce and Kathy Susjner, President of the Chamber presented to the Council a sample of the proposed temporary "sale" signs.

There was extensive discussion from Council regarding this request. The Attorney also addressed the Council regarding this request.

Vice Mayor Davey made a motion to direct staff to bring before Council an amendment to the sign ordinance to allow temporary "sale" signs on a week long, one per shopping center, once a month basis. The motion was seconded by Councilmember Kelly and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Gusman, Kelly, Mendia, Thornton, Vice Mayor Davey and Mayor Vernon voting Yes.

Councilmember Gusman addressed the Council regarding ice cream and food trucks on the Key.

Building Zoning and Planning Director Jud Kurlancheek addressed the Council regarding these trucks, reporting to the Council that they are not allowed. Councilmember Gusman made a formal complaint to the BZP Director regarding these trucks.

Councilmember Kelly also addressed the Council regarding the implementation of the Golf Cart Committee's recommendations.

It was the consensus of Council to direct staff to prepare the appropriate legislation for the implementation of the Golf Cart Committee's recommendations.

Village Attorney. The Attorney did not submit a report.

Village Clerk. The Clerk did not submit a report.

Village Manager. The Manager addressed the Council regarding the 5 Year Capital Improvement Plan ("CIP") recommending that the Council focus on FY 2010 in order to finalize the list of projects and then begin discussion on FY 2011.

It was the consensus of Council to direct staff to take another look at the Village Green wall, since the estimate seems too high for such a project.

It was the consensus of Council to add under Playing Fields the following projects: Village Green North Field Lighting, Village Green South Field Lighting and Lightning Detectors and also added under Recreation and Open Space the following project: Village Green North Dog Run.

Councilmember Garcia made a motion to accept the 5 Year Capital Improvement Plan ("CIP"), as amended. The motion was seconded by Vice Mayor Davey and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Gusman, Kelly, Mendia, Thornton, Vice Mayor Davey and Mayor Vernon voting Yes.

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

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

13. **ADJOURNMENT:** The meeting was adjourned at 10:35 p.m.

Respectfully submitted:

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Conchita H. Alvarez, MMC
Village Clerk

Approved this 12th day of January, 2010:

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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.