MINUTES

SPECIAL COUNCIL MEETING
KEY BISCAYNE, FLORIDA

TUESDAY, FEBRUARY 19, 2013

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 Michael W. Davey, Theodore Holloway, Michael E. Kelly, James S. Taintor, Vice Mayor Mayra Lindsay and Mayor Franklin H. Caplan. Councilmember Edward London was absent. Also present were Village Manager John C. Gilbert, Acting Village Clerk Jennifer Duque and Village Attorney Chad Friedman.

2. **PLEDGE OF ALLEGIANCE:** Mayor Caplan led the Pledge of Allegiance.

3. **CONTINUATION OF REGULAR COUNCIL MEETING OF FEBRUARY 12, 2013:** The Acting Clerk announced that this meeting is a continuation of the February 12, 2013 Regular Council Meeting.

The Acting Clerk also announced that Councilmember London is unable to attend this meeting and would like to defer Items 6A5 and 6A6 to the February 26, 2013 Council Meeting. There was no objection to the request.

Councilmember Kelly requested to withdraw Item 6A2. There was no objection to the agenda change.

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

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

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING DONATION OF $10,000 TO BISCAYNE BAY WATERKEEPER, INC.; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Pursuant to the Charter donations or charitable contributions need to be approved by all seven (7) Councilmembers, therefore the resolution will be deferred to the March 12, 2013 Meeting when the full Council will be in attendance.

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

Mayor and Councilmembers. Councilmember Kelly addressed the Council regarding the three (3) minute rule and the impact on the ability of the Council to do the business of the Council. There was extensive discussion from Council and it was their consensus to purchase a new timer that will let the speaker know how much time he/she has left after they start speaking.

The Manager addressed the Council regarding the time limit for Special Presentations.

Councilmember Holloway addressed the Council regarding forming a Citizens Involvement Committee.

Mayor Caplan, with consensus of Council, appointed the following residents to the AED Committee: Patrick Kelly, Derek Flint Ritz Carlton GM, Patricia Romano representing the KB Chamber of Commerce and Jessica Eve Berin with Baptist Health. It was the consensus of Council to appoint Councilmember Kelly as the Council liaison to this Committee.

Councilmember Kelly addressed the Council regarding the possibility of creating an interim dog park at 530 Crandon Boulevard.

The Manager and Building, Zoning and Planning Director Jud Kurlancheek addressed the Council regarding the creation of an interim dog park.

It was the consensus of Council to appoint Councilmember Davey as liaison to the Dog Park Committee.

Mayor Caplan, with consensus of Council, re-appointed the existing YAAB members and requested that the Council submit two (2) nominations for the YAAB.

Councilmember Taintor addressed the Council requesting consensus to direct the Attorney to bring back the resolution regarding the Mashta Flats, but in a different form authorizing the Village Manager to assist private entities as well as regulatory agencies in the designation, restoration and protection of the Mashta Flat seagrass beds within the Village

Village Attorney. The Attorney did not submit a report.

Village Clerk. The Acting Village Clerk did not submit a report.

Village Manager. The Manager did not submit a report.

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

8. **PENDING BUSINESS/PENDING LITIGATION:** A list of future meetings and events was submitted to the Council.

9. **SCHEDULE OF FUTURE MEETINGS/EVENTS:** A schedule of future meetings and events.

10. **ADJOURNMENT**: The meeting was adjourned at 8:20 p.m.

Respectfully submitted:

_____

Conchita H. Alvarez, MMC
Village Clerk

Approved this ___ day of _____ 2013:

_____

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.