MINUTES

ZONING MEETING
KEY BISCAYNE, FLORIDA

TUESDAY, NOVEMBER 25, 2014

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 Luis F. de la Cruz, Theodore Holloway, Edward London (arrived at 7:20 p.m.), James S. Taintor and Mayor Mayra P. Lindsay. Vice Mayor Franklin H. Caplan and Councilmember Michael E. Kelly were absent. Also present were Village Manager John C. Gilbert, Deputy Village Clerk Jennifer Duque and Village Attorney Stephen J. Helfman.

2. **PLEDGE OF ALLEGIANCE:** Councilmember Holloway led the Pledge of Allegiance.

3. **BRIEF COMMENTS BY COUNCIL:** Mayor Lindsay expressed her gratitude to everyone involved in the Installation Ceremony and it was a wonderful event; Mayor Lindsay also welcomed the newly elected Councilmember De la Cruz and congratulated the reelected Councilmembers Caplan and Taintor; Councilmember Taintor thanked the residents of Key Biscayne for voting in the recent election; Councilmember Taintor also addressed Council regarding his attendance at the Winter Concert Series and encourages residents to attend; Mayor Lindsay thanked the Parks Director and Village Staff for hosting such a successful Winter Concert Series.

4. **AGENDA:** Mayor Lindsay requested the addition of a discussion item regarding an update on the City of Miami Commission meeting as Item 9A3; Councilmember De la Cruz requested the addition of a discussion item regarding field maintenance as Item 9A4; the Manager requested the addition of a discussion item regarding pending items at the Community Center and Parks department as Item 9D1. There were no objections to the agenda changes.

5. **APPROVAL OF MINUTES:** There were no minutes considered by Council.

6. **CONSENT AGENDA:** There were no items considered by Council.

7. **ORDINANCES:** The Deputy Clerk read the following ordinance on second reading, by title:

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AMENDING CHAPTER 7, "BUSINESS REGULATIONS" OF THE VILLAGE CODE OF ORDINANCES TO INCLUDE SECTION 7-1, "PROHIBITIONS REGARDING SALE OR USE OF EXPANDED POLYSTYRENE FOOD SERVICE ARTICLES BY VILLAGE CONTRACTORS;" AMENDING CHAPTER 19, "PARK RULES AND REGULATIONS" TO INCLUDE SECTION 19-17, "PROHIBITION ON POLYSTYRENE;" PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

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

The Village Attorney addressed the Council regarding the ordinance.

> The Mayor opened the public hearing. Michael DeFilippi, 410 Euclid Avenue, Miami Beach, addressed the Council. The Mayor closed the public hearing.

There was extensive discussion from Council regarding this ordinance.

The motion to adopt the ordinance, on second reading, was approved by a 4-0 roll call vote. The vote was as follows: Councilmembers De la Cruz, Holloway, Taintor and Mayor Lindsay voting Yes.

The Deputy Clerk read the following ordinance on second reading, by title:

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AMENDING SECTION 30-100 "SINGLE-FAMILY AND TWO-FAMILY DISTRICTS" OF THE VILLAGE CODE OF ORDINANCES, IN ORDER TO AMEND DEVELOPMENT STANDARDS FOR BOATS AND BOAT TRAILERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

The Village Attorney addressed the Council regarding the ordinance.

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

There was extensive discussion from Council regarding the ordinance.

Councilmember De la Cruz made a motion to amend Section 30-100 (2)b of the Village Code, within Section 2, page 2 of the ordinance to allow boats not more than 120 inches in width instead of 96 inches in width. The motion was seconded by Councilmember London and approved by a 5-0 voice vote. The vote was as follows: Councilmembers De la Cruz, Holloway, London, Taintor and Mayor Lindsay voting Yes.

The motion to adopt the amended ordinance, on second reading, was approved by a 5-0 roll call vote. The vote was as follows: Councilmembers De la Cruz, Holloway, London, Taintor and Mayor Lindsay voting Yes.

The Deputy Clerk read the following ordinance on second reading, by title:

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, CREATING THE INVESTMENT ADVISORY COMMITTEE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

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

Councilmember Taintor addressed the Council regarding the committee's Council Liaison. It was the consensus of Council to select Councilmember London.

There was discussion from Council regarding the ordinance.

The Village Manager addressed the Council announcing the Director of Finance, Vivian Parks, as the committee's staff liaison and additionally, the assistance of Lourdes Abadin with Estrada Hinojosa, Financial Consultant for the Village.

The motion to adopt the ordinance, on second reading, was approved by a 5-0 roll call vote. The vote was as follows: Councilmembers De la Cruz, Holloway, London, Taintor and Mayor Lindsay voting Yes.

8. **RESOLUTIONS:** There were no resolutions considered by the Council.

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

Mayor and Councilmembers. Councilmember Taintor addressed the Council regarding the rear parking lot.

The Mayor addressed the Council regarding the upcoming Capital Improvement Plan Workshop to be held on Tuesday, December 2, 2014 at 7:00 p.m.

The Mayor addressed the Council regarding the appointment of an Investment Policy Committee. The Mayor, with consensus of Council, appointed the following residents: Peter Lawden, Ken Anderson, Gonzalo Valdes-Fauli, Amelia Balonek and Joseph Brennan.

The Mayor addressed the Council regarding an update of the City of Miami Commission Meeting.

Councilmember De la Cruz also addressed the Council regarding the City of Miami Commission Meeting.

The Village Attorney addressed the Council regarding the City of Miami proposed plans for the Miami International Boat Show at the Marine Stadium.

There was extensive discussion from Council regarding the City of Miami proposed plans for the Miami International Boat Show at the Marine Stadium.

Councilmember De la Cruz addressed the Council regarding the maintenance of the fields.

It was the consensus of Council to direct the Manager to report back to the Council at the January 13, 2015 Council Meeting with recommendations to resurface the Village Green fields.

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 pending items at the Community Center and Parks Department; specifically, in regards to the Community Center expansion presentation to Council at the December 2, 2014 Council Meeting and the Miami-Dade County Crandon Park tennis center resurfacing project.

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

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

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 8:23 p.m.

Respectfully submitted:

_____

Jennifer Duque
Chief of Staff/Deputy Village Clerk

Approved this 27th day of January 2015:

_____

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.