

MINUTES

VILLAGE COUNCIL MEETING
KEY BISCAVNE, FLORIDA

TUESDAY, FEBRUARY 8, 2011

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, Enrique Garcia, Robert Gusman, Mayra P. Lindsay, James S. Taintor, Vice Mayor Michael E. Kelly and Mayor Franklin H. Caplan. Also present were Village Manager Genaro “Chip” Iglesias, Village Clerk Conchita H. Alvarez and Village Attorney Brett Schneider.
2. **INVOCATION:** Reverend Jose Luis Hernando, Saint Agnes Catholic Church gave an invocation.
3. **PLEDGE OF ALLEGIANCE:** Mayor Caplan led the Pledge of Allegiance.
4. **SPECIAL PRESENTATIONS:** There were no Special Presentations.
5. **PUBLIC COMMENTS:** There were no speakers present.
6. **AGENDA:** Councilmember Taintor requested the addition of a discussion regarding the 20th Anniversary and the 4th of July Parade as Item 10A1, also requested the addition of a status from the Manager regarding the Stormwater debt as Item 10A2 and also requested the addition of a discussion regarding street signs as Item 10A3. There was no objection to the agenda changes.

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7. **APPROVAL OF MINUTES:** Councilmember Davey made a motion to approve the minutes of January 25, 2011 Zoning Meeting. The motion was seconded by Vice Mayor Kelly.

Councilmember Davey made a motion to amend page 2 of the minutes regarding the Dock Advisory Board Ordinance as follows: Councilmember Davey proposed to ~~eliminate from~~ and insert the word “modify” and also to amend the next paragraph as follows: Councilmember Taintor proposed to eliminate ~~the term of office and change~~ Section A(3). There was no objection to the amendments.

Mayor Caplan made a motion to amend page 3 of the minutes to reflect the following: “It was the consensus of Council to direct staff to work with Gomez Barker and Associates, our State lobbyist, to develop a plan possibly including legislative action to create a supervisory authority over Virginia Key and Rickenbacker Causeway.”

The minutes, as amended, were approved by a 7-0 voice vote. The vote was as follows: Councilmembers Davey, Garcia, Gusman, Lindsay, Taintor, Vice Mayor Kelly and Mayor Caplan voting Yes.

Councilmember Davey made a motion to approve the minutes of the February 1, 2011 Hotel Resort Zoning Workshop. The motion was seconded by Councilmember Garcia.

Councilmember Davey made a motion to amend the last paragraph of page 1 as follows: “It was the consensus of Council to direct staff to draft an ordinance with the options of hotel only and/or hotel with a residential component.”

The minutes, as amended, were approved by a 7-0 voice vote. The vote was as follows: Councilmembers Davey, Garcia, Gusman, Lindsay, Taintor, Vice Mayor Kelly and Mayor Caplan voting Yes.

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

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

AN ORDINANCE OF THE VILLAGE OF KEY BISCAWAYNE FLORIDA, CREATING THE DOCK ADVISORY BOARD TO STUDY, EVALUATE, AND RECOMMEND PROPOSED REGULATIONS REGARDING DOCKS, WATERCRAFTS, AND RELATED MARINE STRUCTURES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

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The Mayor opened the public hearing. Carlos de la Cruz, Sr., 5 Harbor Point addressed the Council. The Mayor closed the public hearing.

Councilmember Taintor made a motion to amend section A(4) as follows: "Each member of the Board shall be a full time resident of the Village with boating and marine navigation experience and/or be a waterfront resident and shall not be an employee of the Village."

Mayor Caplan proposed to delete Section A(6). There was no objection to the proposal.

The ordinance, as amended, was adopted on second reading by a 6-1 roll call vote. The vote was as follows: Councilmembers Davey, Garcia, Lindsay, Taintor, Vice Mayor Kelly and Mayor Caplan voting Yes. Councilmember Gusman voting No.

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

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

Mayor and Councilmembers. Councilmember Taintor addressed the Council regarding the proposed 20th Anniversary Celebration and the 4th of July Celebrations.

There was extensive discussion from Council regarding the 20th Anniversary Celebration.

Councilmember Taintor also addressed the Council requesting a status report from the Manager regarding Stormwater debt.

The Manager addressed the Council regarding the Stormwater debt reporting that staff has been working on this issue and is getting prepared to bring it before the Council.

Councilmember Taintor also addressed the Council regarding the eligibility to receive some money from the Transportation Tax for street signs.

The Manager addressed the Council reporting that he is in the process of researching the eligibility of receiving money from the Transportation Tax for street signs.

Village Attorney. The Attorney did not submit a report.

Village Clerk. The Clerk did not submit a report.

Village Manager. The Manager did not submit a report.

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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 8:20 p.m.

Respectfully submitted:

*Conchita H. Alvarez, MMC
Village Clerk*

Approved this 8th day of March, 2011:

*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.