

MINUTES

VILLAGE COUNCIL MEETING
KEY BISCAAYNE, FLORIDA

TUESDAY, OCTOBER 13, 2009

COUNCIL CHAMBER
560 CRANDON BOULEVARD

1. **CALL TO ORDER/ROLL CALL OF MEMBERS:** The meeting was called to order by the Vice Mayor at 7:00 p.m. Present were Councilmembers Robert Gusman, Michael E. Kelly, Jorge E. Mendia, Thomas Thornton and Vice Mayor Michael W. Davey. Councilmember Enrique Garcia and Mayor Robert L. Vernon were absent. Also present were Village Manager Genaro "Chip" Iglesias, Village Clerk Conchita H. Alvarez and Village Attorney Stephen J. Helfman.
2. **INVOCATION:** Reverend David Moran, Key Biscayne Presbyterian Church gave an invocation.
3. **PLEDGE OF ALLEGIANCE:** Vice Mayor Davey led the Pledge of Allegiance.
4. **SPECIAL PRESENTATIONS:** There were no special presentations.
5. **PUBLIC COMMENTS:** The following persons addressed the Council: Paul Malavenda, 785 Fernwood Road; Robert Hinckley, 155 Sunrise Drive; Anne Owens, 200 Ocean Lane Drive; Catherine Fleming, representative from the American Cancer Society.
6. **AGENDA:** Vice Mayor Davey requested the addition of a discussion regarding speed bumps/traffic calming as Item 10A5 and also requested the addition of a discussion regarding street lights on Sunrise Drive as Item 10A6. There was no objection to the agenda changes.

7. **APPROVAL OF MINUTES:** Councilmember Kelly made a motion to approve the minutes of the September 1, 2009 Regular Council Meeting. The motion was seconded by Councilmember Gusman and approved by a 5-0 voice vote. The vote was as follows: Councilmembers Gusman, Kelly, Mendia, Thornton and Vice Mayor Davey voting Yes.

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

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

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AUTHORIZING THE FURTHER PROCUREMENT OF ENGINEERING SERVICES FOR THE VILLAGE OF KEY BISCAYNE, FROM THE FIRM OF COASTAL SYSTEMS INTERNATIONAL, INC.; PROVIDING FOR APPROVAL OF PROPOSAL CONCERNING CONSULTANT SERVICES RELATIVE TO BEACH RENOURISHMENT MAINTENANCE PROJECT; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR EFFECTIVE DATE.

The Manager addressed the Council recommending the approval of the proposal concerning consultant services relative to the beach renourishment maintenance project.

Councilmember Gusman made a motion to approve the resolution. The motion was seconded by Councilmember Thornton.

Tim Blankenship, P.E., Director with Coastal Systems International, Inc. addressed the Council regarding this proposal.

The resolution was approved by a 4-1 voice vote. The vote was as follows: Councilmembers Gusman, Mendia, Thornton and Vice Mayor Davey voting Yes. Councilmember Kelly voting No.

The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING DESIGN AND LOCATION OF TWO (2) MINI-PLAZAS INCLUDED IN THE ART IN PUBLIC PLACES ART PROJECT ENTITLED "COMPLETION OF BEDIA PLAZAS"; ACCEPTING THREE PIECES OF ARTWORK PREPARED BY NKISI, INC.; AUTHORIZING THE VILLAGE MANAGER TO ISSUE A REQUEST FOR PROPOSAL FOR INSTALLATION OF TERRAZZO FLOORING FOR TWO MINI-PLAZAS; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR EFFECTIVE DATE.

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The Manager addressed the Council recommending approval of the resolution as recommended by the Art in Public Places Board.

Building, Zoning and Planning Director Jud Kurlancheek and Cesar Trasobares, Consultant for the Art in Public Places Board addressed the Council.

Councilmember Kelly made a motion to approve the resolution. The motion was seconded by Councilmember Thornton and approved by a 5-0 voice vote. The vote was as follows: Councilmembers Gusman, Kelly, Mendia, Thornton and Vice Mayor Davey voting Yes.

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

Mayor and Councilmembers. Councilmember Kelly addressed the Council regarding the Village Financial Systems: Review/Assessment/Plan.

It was the consensus of Council to direct the Manager to look into a financial system that works for the Village and present options to the Council at a later date.

Councilmember Kelly also addressed the Council regarding 530 Crandon: update on status/timing of equipment move/sodding.

The Manager and Public Works Director Armando Nunez addressed the Council presenting different concepts for the property.

Councilmember Kelly made a motion to direct the Manager to create a large green space at 530 Crandon Boulevard and submit it to Council at the October 27th Zoning Meeting. The motion was seconded by Councilmember Thornton and approved by a 5-0 voice vote. The vote was as follows: Councilmembers Gusman, Kelly, Mendia, Thornton and Vice Mayor Davey voting Yes.

Councilmember Kelly also addressed the Council regarding a Key Biscayne Business Community Summit Meeting and encouraged business owners to contact the Councilmembers and provide some input.

Councilmember Mendia addressed the Council regarding West Wood improvement planning.

Ramon Castella with C3TS addressed the Council regarding the Sewer Project as it relates to West Wood.

It was the consensus of Council to direct staff to bring a proposed plan for West Wood at the CIP Workshop on October 27th.

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Public Works Director Nunez addressed the Council regarding the recently installed street lights on Sunrise Drive reporting that some of the lights are missing the shields. The contractor is currently working on finishing the installation of the shields.

Village Attorney. The Attorney did not submit a report.

Village Clerk. Pursuant to Section 3 of Ordinance 97-21 adopted by the Village Council on September 9, 1997, two Board Members are required to be appointed by the Council for a two year term to the Police Officers and Firefighters' Pension Plan Board of Trustees.

The two members appointed by the Village Council are: Dr. Robert L. Maggs and Sherry L. Reed. Both members were appointed for a two (2) year term. Dr. Maggs was re-appointed on January 29, 2008. Ms. Reed was first appointed on October 9, 2007. Ms. Reed has agreed to accept re-appointment. Appointment will be from October 9, 2009 to October 9, 2011.

Councilmember Kelly made a motion to re-appoint Ms. Sherry L. Reed to the Police Officers and Firefighters' Pension Plan for a two year term from October 9, 2009 to October 9, 2011. The motion was seconded by Councilmember Gusman and approved by a 5-0 voice vote. The vote was as follows: Councilmembers Gusman, Kelly, Mendia, Thornton and Vice Mayor Davey voting Yes.

Councilmember Mendia addressed the Council regarding the Pension Board and requested that the Board give a brief report to the Council at a later date.

Village Manager. The Manager did not submit a report.

11. **OTHER BUSINESS/GENERAL DISCUSSION:** The Zoning Ordinance Review Committee presented to the Council the Committee's Final Report and recommendation.

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 8:55 p.m.

Respectfully submitted:

Conchita H. Alvarez, MMC

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Village Clerk

Approved this 27th day of October, 2009:

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.