

MINUTES

ZONING MEETING
KEY BISCAWAYNE, FLORIDA

TUESDAY, NOVEMBER 24, 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 Robert Gusman, Michael E. Kelly, Jorge E. Mendia, Thomas Thornton, Vice Mayor Michael Davey and Mayor Robert L. Vernon. Councilmember Enrique Garcia was absent. Also present were Village Manager Genaro "Chip" Iglesias, Village Clerk Conchita H. Alvarez and Village Attorney Stephen J. Helfman.
2. **PLEDGE OF ALLEGIANCE:** Mayor Vernon led the Pledge of Allegiance.
3. **SPECIAL PRESENTATIONS:** The Mayor addressed the Council and the public launching Village Radio 1640 AM. Residents should tune in to the station to hear the latest information relevant to life on the island.
4. **AGENDA:** There were no changes to the agenda.
5. **APPROVAL OF MINUTES:** Vice Mayor Davey made a motion to approve the minutes of the November 10, 2009 Regular Council Meeting. The motion was seconded by Councilmember Gusman and approved by a 6-0 voice vote. The vote was as follows: Councilmembers Gusman, Kelly, Mendia, Thornton, Vice Mayor Davey and Mayor Vernon

voting Yes.

6. **BUILDING, ZONING AND PLANNING:** All witnesses giving testimony in the hearing were sworn by the Clerk.

Hearing Number RV - 30. The Applicant, Karillis, LLC, 766 Harbor Drive, is requesting the following variance associated with boat dockage: 1. Waive the 10 foot limit of dock extension from a bulkhead into a waterway in order to construct a dock 16 feet into Hurricane Harbor from the bulkhead.

This hearing is continued from the October 27, 2009 Zoning Meeting.

Director of Building, Zoning and Planning Jud Kurlancheek addressed the Council recommending approval of the variance with a maximum projection of 14 feet.

Bibi Villazon with Trident Environmental Consultants, Inc., on behalf of the applicant, addressed the Council requesting to amend the dock length to 14 feet into Hurricane Harbor.

The Attorney also addressed the Council regarding this hearing.

Vice Mayor Davey made a motion to approve the variance as recommended by the BZP Director. The motion was seconded by Councilmember Kelly.

The Mayor opened the public hearing. Jim Taintor, 355 Harbor Drive addressed the Council. The Mayor closed the public hearing.

The motion to grant the variance, as recommended, was approved by a 6-0 roll call vote. The vote was as follows: Councilmembers Gusman, Kelly, Mendia, Thornton, Vice Mayor Davey and Mayor Vernon voting Yes.

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

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

A CAPITAL PROJECT AUTHORIZING RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAIYNE, FLORIDA, AUTHORIZING THE PURCHASE OF ELECTRONIC PATIENT CARE REPORTING EQUIPMENT FOR THE VILLAGE OF KEY BISCAIYNE FIRE RESCUE DEPARTMENT; PROVIDING FOR IMPLEMENTATION AND AUTHORIZING THE VILLAGE MANAGER TO COMPLETE THE PURCHASE OF THE EQUIPMENT AND EXECUTE AGREEMENTS; RATIFICATION OF PREVIOUSLY ACQUIRED HARDWARE FOR EQUIPMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

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The Manager and Chief of Fire Rescue John C. Gilbert addressed the Council recommending approval of the resolution authorizing an agreement between the Village of Key Biscayne Fire Rescue Department and OPEN INC. for software and integration costs not to exceed sixty thousand dollars for the implementation of an electronic patient care reporting product.

Vice Mayor Davey made a motion to approve the resolution. The motion was seconded by Councilmember Gusman and approved by a 6-0 voice vote. The vote was as follows: Councilmembers Gusman, Kelly, Mendia, Thornton, Vice Mayor Davey and Mayor Vernon voting Yes.

The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO APPLY FOR THE FEDERAL DRUG CONTROL AND SYSTEM IMPROVEMENT PROGRAM GRANT AVAILABLE THROUGH THE MIAMI-DADE COUNTY DEPARTMENT OF HUMAN SERVICES; TO APPLY FOR, RECEIVE, EXPEND GRANT FUNDS, EXECUTE AND AMEND AGREEMENTS RELATED TO THE GRANT; FOR THE PURPOSE OF CREATING A RECORD IMPROVEMENT PROGRAM.

The Manager and Deputy Chief of Police Joe Monteagudo addressed the Council recommending approval of the resolution to receive the 2010 Byrne Grant in the amount of \$3,882.00.

Vice Mayor Davey made a motion to approve the resolution. The motion was seconded by Councilmember Kelly and approved by a 6-0 voice vote. The vote was as follows: Councilmembers Gusman, Kelly, Mendia, Thornton, Vice Mayor Davey and Mayor Vernon voting Yes.

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

Mayor and Councilmembers. Councilmember Kelly addressed the Council regarding the proposed Business Summit in January. The purpose of the summit is to provide a forum for the exchange of ideas designed to improve the business climate on the Key.

Vice Mayor Davey made a motion to sponsor a business summit on January 21, 2010 at a cost not to exceed \$4,000. The motion was seconded by Councilmember Thornton and approved by a 6-0 voice vote. The vote was as follows: Councilmembers Gusman, Kelly, Mendia, Thornton, Vice Mayor Davey and Mayor Vernon voting Yes.

Councilmember Mendia addressed the Council regarding the process to develop a permanent design for 530 Crandon Boulevard as a Public Park.

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It was the consensus of Council to bring this item to the December 8, 2009 Council Meeting for a more formal discussion.

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 solid waste collection services for request for proposal preparation.

It was the consensus of Council to include different options on the RFP for solid waste collection and recycling services.

10. **OTHER BUSINESS/GENERAL DISCUSSION:** Mr. Ricardo Martinez, Chairperson of the Youth Athletics Advisory Board addressed the Council reporting on the different activities of the Youth Athletics Program.

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

12. **ADJOURNMENT:** The meeting was adjourned at 8:30 p.m.

Respectfully submitted:

Conchita H. Alvarez, MMC
Village Clerk

Approved this 8th day of December, 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

October 27, 2009

BE BASED.