

MINUTES

VILLAGE COUNCIL MEETING  
KEY BISCAVNE, FLORIDA

TUESDAY, DECEMBER 4, 2012

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 Davey, Michael E. Kelly, Edward London, James S. Taintor, Vice Mayor Mayra P. Lindsay and Mayor Franklin H. Caplan. Councilmember Theodore Holloway was absent. Also present were Village Manager John C. Gilbert, Village Clerk Conchita H. Alvarez and Village Attorney Stephen J. Helfman.
2. **INVOCATION:** Rabbi Yoel Caroline with Chabad of Key Biscayne gave an invocation.
3. **PLEDGE OF ALLEGIANCE:** Mayor Caplan led the Pledge of Allegiance
4. **BRIEF COMMENTS BY COUNCIL:** Mayor Caplan thanked everyone involved in the Winterfest event and also addressed the Council regarding the luncheon in honor of Officer Real and read a proclamation honoring Officer Nelly Real's heroic actions of May 10, 2012. Councilmember Kelly addressed the Council regarding some incidents he witnessed over the weekend and the good and the bad of people. Vice Mayor Lindsay announced that training regarding anti-defamation training which will be held at MAST Academy this Saturday.
5. **SPECIAL PRESENTATIONS:** The Clerk announced that State Representative Elect Jose Javier Rodriguez had a conflict and will not be attending this meeting. Mr. Rodriguez has

re-scheduled to appear before the Council on January 8, 2013.

At this time Vice Mayor Lindsay introduced the MAST Academy Robotics Club who made a presentation to Council.

Mike Bauman, Causeways Division Chief, Antonio Cotarelo, Miami-Dade County Engineer and Gaspar Miranda, Public Works and Waste Management Department Assistant Director addressed the Council regarding Causeway issues.

Mr. Joseph Spector with the Wide Grene Company made a presentation to Council regarding property assessed green energy.

The Mayor introduced Cristina Martinez and Hank Sanchez-Resnick who made a presentation to the Council regarding Key Biscayne becoming a Bicycle Friendly Community.

Councilmember London made a motion to apply for the designation of a Bike Friendly Community. The motion was seconded by Councilmember Davey and approved by a 6-0 voice vote. The vote was as follows: Councilmembers Davey, Kelly, London, Taintor, Vice Mayor Lindsay and Mayor Caplan voting Yes.

6. **PUBLIC COMMENTS:** The following residents addressed the Council: Tomas Echavarria, 717 Crandon Boulevard and Ed Meyer, 798 Crandon Boulevard.

7. **AGENDA:** Councilmember London requested the addition of appointment of members to the dog park/senior park as Item 11A4. There was no objection to the agenda change.

8. **CONSENT AGENDA:** Councilmember Davey made a motion to approve the following consent agenda. The motion was seconded by Vice Mayor Kelly and approved by a 6-0 voice vote. The vote was as follows: Councilmembers Davey, Kelly, London, Taintor, Vice Mayor Lindsay and Mayor Caplan voting Yes.

The minutes of the July 3, 2012 Regular Council Meeting; the minutes of the September 25, 2012 Second Budget Hearing and the minutes of the November 20, 2012 Regular Council Meeting.

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AUTHORIZING THE MANAGER TO RECEIVE, EXPEND AND AMEND GRANT FUNDS IN THE AMOUNT NOT TO EXCEED \$2,869 AS A SUB RECIPIENT OF THE MIAMI-DADE COUNTY ASSOCIATION OF CHIEFS OF POLICE COUNTYWIDE PRISONER PROCESSING PROJECT UNDER THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM THROUGH THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009; AND EXECUTE AGREEMENTS WITH THE PURPOSE FUNDING AN INTERFACE BETWEEN THE POLICE DEPARTMENT'S EXISTING AUTOMATED**

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**MANAGEMENT SYSTEM (RMS) AND THE NEW THINKSTREAM ARREST FORM AUTOMATED SOLUTION, ENABLING THE POLICE DEPARTMENT TO ELECTRONICALLY FILE ARREST FORMS; PROVIDING FOR AN EFFECTIVE DATE.**

**A CAPITAL PROJECT AUTHORIZING RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AUTHORIZING THE PURCHASE OF AN UPDATED CCTV DIGITAL RECORDING AND AN IDENTIFICATION / KEY CARD SECURITY SYSTEMS FOR THE VILLAGE OF KEY BISCAYNE; PROVIDING FOR IMPLEMENTATION AND AUTHORIZING THE VILLAGE MANAGER TO COMPLETE THE PURCHASE OF THE EQUIPMENT AND EXECUTE AGREEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

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

10. **RESOLUTIONS:** The resolutions were approved by Council in the Consent Agenda line item.

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

Mayor and Councilmembers. The Mayor addressed the Council regarding the appointment of a Senior Center Committee. The Mayor, with consensus of Council, appointed the following residents: Ed Stone, Ray Sullivan, Betty Sime Conroy, Bob Bristol and James Brewster.

Mayor Caplan also appointed, with consensus of Council, the following residents to the Space Utilization Committee: Peter Harrison and Dick Neve.

Vice Mayor Lindsay addressed the Council regarding access to Government Channel for KB Channel 77. The Manager addressed the Council regarding this issue and will report back to Council after the other cable providers are contacted. The Attorney also addressed the Council regarding this issue.

Councilmember London made a recommendation to appoint a committee to make recommendations to Council regarding a dog park. The Committee shall be a five (5) member Committee and Council was requested to submit names to the Clerk.

Village Attorney. The Attorney did not submit a report.

Village Clerk. The Clerk did not submit a report.

Village Manager. The Manager and Todd Hofferberth, Parks and Recreation Director addressed the Council regarding the bid results for the Fourth of July Fireworks. It was the consensus of

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Council to direct the Manager to negotiate a contract with Grucci and bring it back to Council on January 8, 2013.

The Manager and Director Hofferberth also addressed the Council giving an update on the MAST Academy playing field.

The Manager and Director Hofferberth updated the Council on the Business in the Park Policies and Procedures. The Attorney also addressed the Council regarding this issue.

There was extensive discussion on this issue.

The Manager also updated the Council on the ASK/Cultural Center Project.

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

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

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

15. **ADJOURNMENT:** The meeting was adjourned at 10:00 p.m.

*Respectfully submitted:*

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*Conchita H. Alvarez, MMC  
Village Clerk*

*Approved this 8th day of January 2013:*

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*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.**