

MINUTES
REGULAR COUNCIL MEETING
VILLAGE OF KEY BISCAYNE, FLORIDA

TUESDAY, DECEMBER 10, 2002

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 Martha F. Broucek, Carol Diaz-Castro, Mortimer Fried, James L. Peters, Robert L. Vernon, Vice Mayor Jorge Mendia and Mayor Robert Oldakowski. Also present were Village Manager Jacqueline R. Menendez, Village Clerk Conchita H. Alvarez and Village Attorney Stephen J. Helfman.

2. INVOCATION: Reverend David Miller, President, Avodah Institute, gave an invocation.

3. PLEDGE OF ALLEGIANCE: Mr. Michael Kahn led the Pledge of Allegiance.

4. SPECIAL PRESENTATIONS: The Mayor, on behalf of the Council presented a proclamation to the 2002 Winterfest Boat Parade Committee.

The Manager addressed the Council regarding the re-designing of the website by E-Government, Miami Dade County. Mr. Steve Shiver, Miami-Dade County Manager, addressed the Council regarding consulting and web design services.

Judi Zito, Director, e-Government Department, addressed the Council regarding the Website.

Councilmember Broucek made a motion to authorize the Manager to enter into an interlocal agreement with Miami-Dade County for Website design services. The motion was seconded by Councilmember Fried and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Broucek, Diaz-Castro, Fried, Peters, Vernon, Vice Mayor Mendia and Mayor Oldakowski.

5. PUBLIC COMMENTS: The following residents addressed the Council: Robert Abbo, 238 Seaview Drive; Leo Brito, 786 Fernwood Road and Stephen Olmore, 750 Fernwood Road.

6. AGENDA: The Clerk requested the addition of a resolution regarding the disposition of surplus of certain personal property owned by the Village as Item 8C and the addition of appointment of a representative from the Village Council to the Miami-Dade League of Cities as Item 9A3; Mayor Oldakowski requested the addition of a brief discussion regarding agenda briefings as Item 9A4 and a discussion regarding the appointment of a Committee for Art in Public Places as Item 9A5. There was no objection to the agenda changes.

7. APPROVAL OF MINUTES: Councilmember Fried made a motion to approve the minutes of the November 26, 2002 Regular Council Meeting. The motion was seconded by Vice Mayor Mendia and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Broucek, Diaz-Castro, Fried, Peters, Vernon, Vice Mayor Mendia and Mayor Oldakowski.

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; ESTABLISHING A CRANDON BOULEVARD STREETScape ADVISORY COMMITTEE FOR PURPOSES OF ASSISTING STAFF IN THE PREPARATION OF A NEW ZONING ORDINANCE FOR THE ENTIRE VILLAGE.

Councilmember Broucek made a motion to approve the resolution. The motion was seconded by Councilmember Vernon.

There was extensive discussion from Council regarding this resolution.

The Mayor addressed the Council requesting them to submit nominations to this Committee in order that the Mayor may appoint this Committee.

It was the consensus of Council to add to the Committee a representative from the Grand Bay.

The resolution was approved by a 7-0 voice vote. The vote was as follows: Councilmembers Broucek, Diaz-Castro, Fried, Peters, Vernon, Vice Mayor Mendia and Mayor Oldakowski voting Yes.

The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, ESTABLISHING POLICY THAT ANY FUTURE PROCEEDS FROM THE SALE OF SURPLUS FIRE APPARATUS AND FIRE DEPARTMENT SUPPORT VEHICLES BE PLACED INTO THE CAPITAL IMPROVEMENT FUND BUDGET LINE ITEM FOR FIRE RESCUE VEHICLE REPLACEMENT; PROVIDING FOR EFFECTIVE DATE.

Councilmember Fried made a motion to approve the resolution. The motion was seconded by Councilmember Peters.

The Manager addressed the Council regarding this resolution.

The resolution was approved by a 7-0 voice vote. The vote was as follows: Councilmembers Broucek, Diaz-Castro, Fried, Peters, Vernon, Vice Mayor Mendia and Mayor Oldakowski voting Yes.

The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, ESTABLISHING PROCEDURE FOR DECLARING AS SURPLUS CERTAIN PERSONAL PROPERTY OF THE VILLAGE OF KEY BISCAYNE, ARISING FROM THE RELOCATION OF THE VILLAGE GOVERNMENTAL OFFICES; DECLARING CERTAIN PERSONAL PROPERTY OWNED BY THE VILLAGE TO BE SURPLUS AND AUTHORIZING THE VILLAGE MANAGER TO PROVIDE FOR THE SALE OR DISPOSITION OF SUCH SURPLUS PROPERTY; PROVIDING FOR EFFECTIVE DATE.

Councilmember Fried made a motion to approve the resolution. The motion was seconded by Councilmember Vernon.

Randy White, Finance Director through the firm of Moyer & Associates addressed the Council regarding this resolution.

It was the consensus of Council to advise the different schools on Key Biscayne of the surplus property in order for the schools to look at this surplus property and if they can use them, the Village will donate the items to them.

The resolution was approved by a 7-0 voice vote. The vote was as follows: Councilmembers Broucek, Diaz-Castro, Fried, Peters, Vernon, Vice Mayor Mendia and Mayor Oldakowski voting Yes.

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

Mayor and Councilmembers. Councilmember Broucek addressed the Council regarding the cost estimate of staffing and furnishing the Community Center. It was the consensus of Council to defer this item and hear it together with Item 9D1.

Mayor Oldakowski addressed the Council regarding the re-appointment of the Citizen Advisory Committee to review the Noise Ordinance. Mayor Oldakowski requested nominations from Council for his review and approval from Council at the next Council meeting.

Mayor Oldakowski addressed the Council regarding the appointment of a Councilmember to represent the Village at the Miami-Dade League of Cities. It was the consensus of Council to appoint Councilmember Peters as the representative before the Miami-Dade League of Cities and Councilmember Fried as the alternate.

The Manager addressed the Council regarding agenda briefings. There was no consensus of Council to hold these briefings.

Mayor Oldakowski addressed the Council regarding a Committee regarding Art in Public Places. It was the consensus of Council to submit nominations to this Committee to the Mayor for his review and approval from Council at a later meeting.

Village Attorney. Mayor Oldakowski addressed the Council regarding this item. The Attorney addressed the Council regarding the proposed ordinance amending use regulations for the Village of Key Biscayne. It was the consensus of Council to direct the Attorney to bring this ordinance before Council, on first reading, at the January 14, 2003 Council Meeting.

Village Clerk. The Clerk did not submit a report

Village Manager. The Manager addressed the Council regarding the permitting of purchase of memberships prior to the opening of the Community Center.

Todd Hofferberth, Director of Recreation, addressed the Council regarding this issue.

It was the consensus of Council to direct the Manager to bring at a future meeting a mechanism to accept donations for the Community Center and a membership fee schedule.

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 9:40 p.m.

Respectfully submitted:

Conchita H. Alvarez, CMC
Village Clerk

Approved this 14th day of January , 2003:

Robert Oldakowski
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.