

SECOND BUDGET HEARING
KEY BISCAZYNE, FLORIDA

TUESDAY, SEPTEMBER 25, 2018

COUNCIL CHAMBER
560 CRANDON BOULEVARD

1. **CALL TO ORDER/ROLL CALL OF MEMBERS:** The meeting was called to order by the Mayor at 6:00 p.m. Present were Councilmembers Luis de la Cruz, Gary R. Gross, Allison McCormick, Brett G. Moss, Kathleen Petros and Vice Mayor Franklin H. Caplan and Mayor Mayra P. Lindsay. Also present were Village Manager Andrea Agha, Village Clerk Jennifer Medina and Village Attorney Chad Friedman.
2. **PLEDGE OF ALLEGIANCE:** Councilmember Gross led the Pledge of Allegiance.
3. **BRIEF COMMENTS BY COUNCIL:** The Mayor addressed the public and the Council regarding the importance of the adoption of the budget.
4. **PUBLIC COMMENTS:** The following residents addressed the Council: Bill Stephens, 159 East Enid; Louisa Conway, 151 Crandon Boulevard; Michael Davey, 50 Ocean Lane Drive; Antonio Camejo, 151 Crandon Boulevard; Haim Badash, 177 Ocean Lane Drive; Paul Conway, 151 Crandon Boulevard; Nancy Elisburg, 177 Ocean Lane Drive; Robert Brookes, 4191 Battersea Road; Rosa Kemper, 774 Fernwood Road; Julie Dick, 151 Crandon Boulevard; Jennifer Stearns Buttrick, 180 Cape Florida Drive; Ann Taintor, 170 Ocean Lane Drive and Kara Stearns Sharp, 710 Woodcrest Road
5. **APPROVAL OF MINUTES:** Mayor Lindsay made a motion to approve the minutes of the February 13, 2018 Regular Council Meeting. The motion seconded Vice Mayor Caplan and approved by a 7-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Gross, McCormick, Moss, Petros, Vice Mayor Caplan and Mayor Lindsay voting Yes.

Mayor Lindsay made a motion to approve the minutes of the September 11, 2018 Regular Council Meeting. The motion seconded Vice Mayor Caplan and approved by a 7-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Gross, McCormick, Moss, Petros, Vice Mayor Caplan and Mayor Lindsay voting Yes.

6. **MILLAGE RESOLUTION:** The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE OF KEY BISCAYNE, FLORIDA: ADOPTING THE FINAL MILLAGE RATE OF THE VILLAGE OF KEY BISCAYNE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2018 THROUGH SEPTEMBER 30, 2019 PURSUANT TO FLORIDA STATUTE 200.065 (TRIM BILL); PROVIDING FOR AN EFFECTIVE DATE.

Mayor Lindsay made a motion to table the millage resolution. The motion was seconded by Vice Mayor Caplan and approved by a 7-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Gross, McCormick, Moss, Petros, Vice Mayor Caplan and Mayor Lindsay voting Yes.

7. **ORDINANCES:** The Clerk read the following ordinance on second reading, by title:

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA; ADOPTING THE BUDGETS FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2018 THROUGH SEPTEMBER 30, 2019 PURSUANT TO FLORIDA STATUTE 200.065 (TRIM BILL); PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Caplan made a motion to adopt the ordinance on second reading. The motion was seconded by Mayor Lindsay.

The Manager addressed the Council regarding the Village Council approved millage rate of 3.2500 mills for Fiscal Year 2018-19 pursuant to Resolution 2018-40, which is \$3.2500 per \$1,000 of assessed property value. This is .25 mills over the millage rate adopted for the current year. The millage rate is expected to yield \$26,344,482 in ad valorem revenue at a 95% collection rate based on the July 1, 2018 certified Property Tax Roll, as provided by Miami-Dade County Property Appraiser.

The Manager also addressed the Council reporting that at the First Budget Hearing for FY2018-19 held on Tuesday, September 11, 2018, Council reviewed and discussed the following general fund operating budgets: Council, Manager, Clerk, Attorney, Debt Service, Building Zoning & Planning, Police, Fire and Parks. The Council also reviewed and discussed the Special Transportation Fund, Stormwater Fund and Solid Waste Fund.

The Manager also addressed the Council regarding the following changes from the First Budget Hearing:

The excess revenues over expenditures in the General Fund Operating Budget after changes from first reading are \$2,004,309. As discussed at first reading, the increase in millage provides for additional revenue to fund capital projects. Transfers from General Fund as Proposed, include \$263,445 to the Parks and Recreation Open Space Lands Trust and \$2,179,319 to fund the Capital Improvement Program. A summary of the General Fund Budget changes is presented below.

The following changes were directed by Council for these budgets during the First Budget Hearing: in the Village Manager's budget the International Sister City Program line item was eliminated; in the Village Manager's budget the Educational Initiatives line item was increased by \$5,000; in the Village Attorney's budget the Labor Relations line item was increased by \$25,000; in the Village Attorney's budget the Litigation line item was decreased by \$25,000 and in the Planning, Zoning & Code Division the Executive Code Enforcement Assistant line item was increased by \$2,095.

There was extensive discussion by Council regarding the proposed FY2018-19 budget and the FY2018-19 Capital Improvement Plan.

The Manager addressed the Council regarding the Council and Manager proposed FY2018-19 budget.

There was extensive discussion by Council regarding the Council's subscription and membership budgetary line item.

There was also extensive discussion by Council regarding the Manager's Assistant Manager budgetary line item

At this time, the Village Clerk addressed the Council regarding the Office of the Village Clerk's budget.

There was extensive discussion by Council regarding the Clerk's rental and leases and subscription and memberships budgetary line items.

The Information Technology Specialist Michael Fleming addressed the Council regarding Channel 77 broadcasting quality.

At this time, the Attorney addressed the Council regarding the Attorney's budget.

At this time, the Manager addressed the Council regarding the Debt Service budget and introduced Ms. Lourdes Abadin, Financial Advisor from Estrada Hinojosa & Company, Inc. Ms. Abadin addressed the Council regarding the Village's debt capacity.

There was extensive discussion by Council regarding the Debt Service budget.

At this time, the Manager addressed the Council regarding the Building, Zoning, Planning and Code Divisions budgetary changes from the first budget hearing.

There was extensive discussion by Council regarding the Building, Zoning, Planning and Code Divisions budget.

The Building, Zoning, Planning and Public Works Director Sergio Ascunce addressed the Council regarding the increase to the Building, Zoning, Planning and Code Divisions.

There was extensive discussion by Council regarding the Building, Zoning, Planning and Code Divisions budget.

It was the consensus of Council to direct the Manager to return with a proposed merchant card policy for Council consideration.

The Manager addressed the Council regarding the Police budgetary changes from the first budget hearing.

At this time, Chief of Police Charles R. Press addressed the Council regarding the Police budget.

There was extensive discussion by Council regarding the Police's budget.

The Manager addressed the Council regarding the Fire budgetary changes from the first budget hearing.

It was the consensus of Council to add a policy discussion regarding the executive package at the October 9, 2018 Regular Council Meeting.

The Manager addressed the Council regarding the Public Works department budgetary changes from the first budget hearing.

There was extensive discussion from Council regarding the Public Works department budget.

The Manager addressed the Council regarding the Parks and Recreation budgetary changes from the first budget hearing.

At this time, the Parks and Recreation Director Todd Hofferberth addressed the Council regarding the Parks and Recreation, Community Center and Athletic Divisions budget.

There was extensive discussion from Council regarding the Parks and Recreation, Community Center and Athletic divisions budget.

The Manager addressed the Council regarding the Transportation, Stormwater and the Solid Waste enterprise fund budgets.

There was extensive discussion by Council regarding the Transportation, Stormwater and the Solid Waste enterprise fund budget.

It was the consensus of Council to direct the Manager and the Attorney to return to Council with a proposed solid waste fee collection policy.

It was the consensus of Council to direct the Village Manger to issue a Request for Proposals to conduct a Stormwater Fee analysis study.

The Mayor opened public hearing. The following resident addressed the Council: Tony Winton, 121 Crandon Boulevard. The Mayor closed the public hearing.

Councilmember Moss made a motion to table the amended budget ordinance. The motion was seconded by Mayor Lindsay and approved by a 7-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Gross, McCormick, Moss, Petros, Vice Mayor Caplan and Mayor Lindsay voting Yes.

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

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING THE 5 YEAR CAPITAL IMPROVEMENTS PLAN FOR FISCAL YEARS 2018-2019 ATTACHED AS EXHIBIT "A" PROVIDING FOR VILLAGE MANAGER AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Lindsay made a motion to approve the CIP resolution. The motion was seconded by Vice Mayor Caplan.

At this time, the proposed FY2019 Capital Improvement Plan (CIP) was discussed.

There was extensive discussion from Council regarding the proposed FY2019 Capital Improvement Plan.

It was the consensus of Council to direct the following changes to the FY2019 Capital Improvement Plan: add \$350,000 to the Powerline Undergrounding Project; add \$60,000 to the Mashta Bridge-Design; and transfer \$30,000 from the tree replacement program to the Public Works operating budget.

Councilmember Moss made a motion to table the amended Capital Improvements Plan resolution. The motion was seconded by Mayor Lindsay and approved by a 7-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Gross, McCormick, Moss, Petros, Vice Mayor Caplan and Mayor Lindsay voting Yes.

Vice Mayor Caplan made a motion to remove the millage resolution from the table. The motion was seconded by Mayor Lindsay and approved by a 7-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Gross, McCormick, Moss, Petros, Vice Mayor Caplan and Mayor Lindsay voting Yes.

The Mayor opened public hearing. There were no speakers present. The Mayor closed the public hearing.

There was extensive discussion by Council regarding the millage rate.

At this time, the Acting Finance Director Beatrice Galeano addressed the Council regarding the changes directed by Council to the FY2018-19 general fund budget: the Clerk's budget was reduced \$4,629; the Manager's budgetary line item for Professional Services- Beach Funding was reduced by \$50,000 and the Manager's budgetary line item for Other Professional Services was increased by \$50,000; the Public Work's department budgetary line item for Periodic Landscaping Maintenance was increased by \$50,000 and the Parks department budgetary line item for Professional Services was reduced by \$50,000 and lastly, the Parks department budgetary line item for Promotional Events for New Programming was reduced by \$30,000.

There was extensive discussion by Council regarding the millage rate.

The Attorney announced that the millage rate for the Village of Key Biscayne is fixed at 3.1 mills which is \$3.10 per thousand dollars of assessed property value within the Village of Key Biscayne. That the rolled forward rate is 3.0196 mills and the final millage rate is 3.1 mills which is 2.66% over the rolled-forward rate.

There was extensive discussion by Council regarding the millage rate.

Mayor Lindsay made a motion to adopt a 3.1 millage rate. The motion was seconded by Vice Mayor Caplan.

The millage resolution, as amended, at a 3.1 millage rate was approved a 7-0 roll call vote. The vote was as follows: Councilmembers de la Cruz, Gross, McCormick, Moss, Petros, Vice Mayor Caplan and Mayor Lindsay voting Yes.

Mayor Lindsay made a motion to remove the budget ordinance from the table. The motion was seconded by Vice Mayor Caplan and approved by a 7-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Gross, McCormick, Moss, Petros, Vice Mayor Caplan and Mayor Lindsay voting Yes.

Vice Mayor Caplan made a motion to extend the meeting to 11:05 p.m. The motion was seconded by Councilmember Moss and approved by a 7-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Gross, McCormick, Moss, Petros, Vice Mayor Caplan and Mayor Lindsay voting Yes.

The budget ordinance, as amended, was adopted on second reading by a 7-0 roll call vote. The vote was as follows: Councilmembers de la Cruz, Gross, McCormick, Moss, Petros, Vice Mayor Caplan and Mayor Lindsay voting Yes.

Vice Mayor Caplan made a motion to extend the meeting to 11:05 p.m. The motion was seconded by Councilmember Moss and approved by a 7-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Gross, McCormick, Moss, Petros, Vice Mayor Caplan and Mayor Lindsay voting Yes.

There was extensive discussion by Council regarding the Manager's budget.

Vice Mayor Caplan made a motion to remove the Capital Improvements Plan resolution from the table. The motion was seconded by Mayor Lindsay and approved by a 7-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Gross, McCormick, Moss, Petros, Vice Mayor Caplan and Mayor Lindsay voting Yes.

The Capital Improvement Plan resolution, as amended, was approved by a 7-0 voice vote. The vote was as follows: Councilmembers de la Cruz, Gross, McCormick, Moss, Petros, Vice Mayor Caplan and Mayor Lindsay voting Yes.

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

10. **ADJOURNMENT:** The meeting was adjourned at 11:05 p.m.

Respectfully submitted:

Jennifer Medina, CMC
Village Clerk

Approved this _____ day of _____ 2018:

Mayra P. Lindsay
Mayor

September 25, 2018

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.