

MINUTES

REGULAR COUNCIL MEETING
KEY BISCAWAYNE, FLORIDA

TUESDAY, NOVEMBER 19, 2019

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 Lauredo, Edward London, Brett G. Moss, Kathleen Petros (arrived at 6:04 p.m.), Ignacio Seguro, Vice Mayor Allison McCormick and Mayor Michael W. Davey. Also present were Village Manager Andrea Agha, Village Clerk Jennifer Medina and Village Attorney Chad Friedman.
2. **PLEDGE OF ALLEGIANCE:** The Mayor led the Pledge of Allegiance.
3. **BRIEF COMMENTS BY COUNCIL:** The Mayor acknowledged Key Biscayne residents Nicolas Diaz and Luca Civetta for being selected to play on the Junior Men's U-16 National Team and also, acknowledged the Piano Concert participants and contributors that took place on November 15th, 2019. Councilmember Moss addressed the public and the Council regarding identity theft scam. The Mayor also, wished Councilmember Moss a Happy Birthday.
4. **AGENDA:** Vice Mayor McCormick requested the addition of a discussion regarding seaweed management as Item 10A8. Councilmember Petros requested the addition of a discussion regarding an update on the beach feasibility study as Item 10A9. Councilmember Moss requested to hear Item 10A7 together with Item 6A. The Manager requested to pull Item 7D from consent agenda. There were no objections by Council to the agenda changes.
5. **PUBLIC COMMENTS:** The following residents addressed the Council: Antonio Camejo, 151 Crandon Boulevard, commented on the Library; and Ann Taintor, 170 Ocean Lane Drive, commented on grants and funding.

6. **BOARD APPOINTMENTS/VACANCIES/REPORTS:**

Ms. Lucia Marin, 2040 Strategic Vision Plan Board Member, presented the Council with a report by the 2040 Strategic Vision Plan Board.

At this time, Item 10A7 was heard.

Councilmember Moss addressed the Council regarding a directive to the Manager to advertise a Request for Qualifications seeking an urban planner.

There was extensive discussion by Council regarding the Request for Qualifications seeking an urban planner.

Councilmember Laredo made a motion to direct the Manager to advertise a Request for Qualifications seeking an urban planner. The motion was seconded by Councilmember Moss and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Luis Laredo, Edward London, Brett G. Moss, Kathleen Petros, Ignacio Segurola, Vice Mayor Allison McCormick and Mayor Michael W. Davey voting Yes.

The Mayor made a motion to appoint Fernando Romero to the Parks and Open Space Board. The motion was seconded by Councilmember Laredo and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Luis Laredo, Edward London, Brett G. Moss, Kathleen Petros, Ignacio Segurola, Vice Mayor Allison McCormick and Mayor Michael W. Davey voting Yes.

The Mayor made a motion to appoint Diane Grob to the Art in Public Places Board. The motion was seconded by Councilmember Laredo and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Luis Laredo, Edward London, Brett G. Moss, Kathleen Petros, Ignacio Segurola, Vice Mayor Allison McCormick and Mayor Michael W. Davey voting Yes.

The Mayor made a motion to appoint Jackie Kellogg and Claire Amerena to the Village's Beautification Board. The motion was seconded by Councilmember Laredo and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Luis Laredo, Edward London, Brett G. Moss, Kathleen Petros, Ignacio Segurola, Vice Mayor Allison McCormick and Mayor Michael W. Davey voting Yes.

7. **CONSENT AGENDA:** Mayor Davey made a motion to approve the following consent agenda. The motion was seconded by Councilmember Moss and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Luis Laredo, Edward London, Brett G. Moss, Kathleen Petros, Ignacio Segurola, Vice Mayor Allison McCormick and Mayor Michael W. Davey voting Yes.

A CAPITAL PROJECT AUTHORIZING RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAIYNE, FLORIDA, APPROVING THE PURCHASE OF RESUSCITATION DEVICES AND MAINTENANCE FROM STRYKER, INC. IN AN AMOUNT NOT TO EXCEED \$42,648; PROVIDING FOR AUTHORIZATION;

DECLARING CERTAIN FIRE RESCUE EQUIPMENT AS SURPLUS PROPERTY; AUTHORIZING THE SALE OR DISPOSITION OF SURPLUS PROPERTY; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

A CAPITAL PROJECT AUTHORIZING RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAVNE, FLORIDA, APPROVING THE PURCHASE OF FIRE RESCUE EQUIPMENT FROM L3HARRIS TECHNOLOGIES, INC. A/K/A HARRIS CORPORATION; PROVIDING FOR AUTHORIZATION; DECLARING CERTAIN FIRE RESCUE EQUIPMENT AS SURPLUS PROPERTY; AUTHORIZING THE SALE OR DISPOSITION OF SURPLUS PROPERTY; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

A CAPITAL PROJECT AUTHORIZING RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAVNE, FLORIDA, APPROVING THE PURCHASE OF STRUCTURAL FIREFIGHTER TURNOUT GEAR ON AN AS-NEEDED BASIS FROM BENNETT FIRE PRODUCTS COMPANY, INC.; PROVIDING FOR AUTHORIZATION; DECLARING CERTAIN FIRE RESCUE EQUIPMENT AS SURPLUS PROPERTY; AUTHORIZING THE SALE OR DISPOSITION OF SURPLUS PROPERTY; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

At this time, Item 7D was heard.

The Clerk read the following resolution, by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAVNE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO EXECUTE AGREEMENTS WITH REFLECTIONS PRODUCTIONS, INC. AND ALL STAR EVENTS INC. FOR PRODUCTION AND ENTERTAINMENT FOR WINTERFEST; PROVIDING FOR A WAIVER OF COMPETITIVE BIDDING; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Davey made a motion to approve the resolution. The motion was seconded by Councilmember Moss.

At this time, the Manager addressed the Council regarding this resolution.

Councilmember London addressed the Council regarding routinely bidding all Village services.

There was extensive discussion by Council regarding competitively bidding all Village services.

The resolution was approved by a 7-0 voice vote. The vote was as follows: Councilmembers Luis Laredo, Edward London, Brett G. Moss, Kathleen Petros, Ignacio Seguro, Vice Mayor Allison McCormick and Mayor Michael W. Davey voting Yes.

8. **ORDINANCES:** The Clerk read the following ordinance on first reading, by title:

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AMENDING CHAPTER 8, "ENVIRONMENT" OF THE VILLAGE CODE OF ORDINANCES BY CREATING ARTICLE IX, "FERTILIZER USE" RELATING TO THE USE OF FERTILIZERS WITHIN THE VILLAGE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Laredo made a motion to adopt the ordinance on first reading. The motion was seconded by Mayor Davey.

There was extensive discussion by Council regarding this ordinance.

Councilmember Petros addressed the Council regarding challenges with enforcement, best practices and a public outreach program.

At this time, the Mayor addressed the Council regarding requiring all commercial and institutional applicators to complete a six-hour training program.

Councilmember Segurola addressed the Council regarding Village operational changes, if any and also the implementation of a robust public outreach program.

It was the consensus of Council to direct the Manager to bring back solutions to overcome enforcement challenges and best practices from surrounding municipalities at the regularly scheduled January Council meeting.

Councilmember London addressed the Council regarding removing the requirement for all commercial and institutional applicators to complete a six-hour training program.

The Manager addressed the Council regarding returning to Council with best practices from surrounding municipalities and enforcement solutions.

The ordinance was adopted on first reading and approved by 6-1 roll call vote. The vote was as follows: Councilmembers Luis Laredo, Edward London, Brett G. Moss, Kathleen Petros, Ignacio Segurola, Vice Mayor Allison McCormick and Mayor Michael W. Davey voting Yes. Councilmember Edward London voting No.

9. **RESOLUTIONS:** The Clerk announced the public hearing for the following resolution and read the resolution, by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING SIGNAGE ON CRANDON BOULEVARD; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

The Mayor made a motion to approve the resolution. The motion was seconded by Councilmember Moss.

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

At this time, the Mayor addressed the Council regarding necessary directional signage on the intersection of Crandon Boulevard and Galen Drive.

There was extensive discussion by Council regarding this resolution.

Vice Mayor McCormick addressed the Council regarding allowing Mr. Joseph M. Corradino from The Corradino Group to present at the next regularly scheduled Council meeting regarding signage on Crandon Boulevard.

The resolution was approved by a 7-0 voice vote. The vote was as follows: Councilmembers Luis Lauredo, Edward London, Brett G. Moss, Kathleen Petros, Ignacio Segurola, Vice Mayor Allison McCormick and Mayor Michael W. Davey voting Yes.

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, ESTABLISHING THE VILLAGE'S 2020 LEGISLATIVE POLICY PRIORITIES; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Lauredo made a motion to approve the resolution. The motion was seconded by Councilmember Moss.

At this time, Councilmember Lauredo addressed the Council regarding amending this resolution to add the ban of all handheld communication devices while driving. There were no objections by Council.

The resolution, as amended, was approved by a 7-0 voice vote. The vote was as follows: Councilmembers Luis Lauredo, Edward London, Brett G. Moss, Kathleen Petros, Ignacio Segurola, Vice Mayor Allison McCormick and Mayor Michael W. Davey voting Yes.

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, SUPPORTING SENATE BILL 182 AND ANY COMPANION HOUSE BILLS RELATING TO THE REPEAL OF SECTIONS 403.7033 AND 500.90, FLORIDA STATUTES REGARDING THE USE OR SALE OF SINGLE-USE PLASTIC BAGS AND POLYSTYRENE MATERIALS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

The Mayor made a motion to approve the resolution. The motion was seconded by Councilmember Moss.

Councilmember Segurola addressed the Council recommending approval of this resolution.

The resolution was approved by a 7-0 voice vote. The vote was as follows: Councilmembers Luis Lauredo, Edward London, Brett G. Moss, Kathleen Petros, Ignacio Segurola, Vice Mayor Allison McCormick and Mayor Michael W. Davey voting Yes.

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

Mayor and Councilmembers. Councilmember Laredo addressed the Council regarding police policies and practices.

At this time, the Manager and Chief of Police Charles R. Press addressed the Council regarding the current policing policies and practices.

There was extensive discussion by Council regarding policing policies and practices.

It was the consensus of Council to bring back at the next regularly scheduled Council meeting a draft agenda and possible dates to schedule a workshop to discuss Police policies and practices.

At this time, the Manager's report was heard.

The Manager addressed the Council regarding the public participation plan for the zoning code matrix.

Councilmember Moss addressed the Council regarding the plan for the zoning code matrix.

There was extensive discussion by council regarding the proposed zoning code matrix.

It was the consensus of Council to direct the Manager to move forward with the proposed zoning code matrix.

At this time, Item 10D2 was heard.

The Manager addressed the Council regarding the Public Service Announcement for the Stormwater rate change starting on December 1, 2019.

There was extensive discussion by Council regarding future improvements to the Stormwater system.

At this time, Item 10D3 was heard.

The Manager addressed the Council regarding the FY2019 quarterly budget report.

Councilmembers Petros and London addressed the Council regarding a status update on building permit fee revenues.

The Manager addressed the Council regarding the status of the building permit fee revenues.

There was extensive discussion by Council regarding routinely monitoring the building permit revenues.

At this time, Item 10A2 was heard.

Councilmember Segurola addressed the Council regarding a status on the 530 Crandon Boulevard park project.

The Manager addressed the Council providing a status update on the 530 Crandon Boulevard park project.

There was extensive discussion by Council regarding a schedule of values from the bidder(s) to construct 530 Crandon Boulevard park.

At this time, Item 10A3 was heard.

The Mayor addressed the Council and the public regarding the upcoming State of the Village Address and Volunteer Appreciation Ceremony taking place on December 5th, 2019 at 7:00 p.m. at the Village Community Center- Lighthouse Room and immediately following a reception at the Village's Community Center pool area.

Item 10A4 was deferred to the next regularly scheduled Council meeting.

At this time, Item 10A5 was heard.

The Mayor addressed the Council regarding a sample Chief Resiliency Officer position description.

The Manager addressed the Council regarding the sample position description for the Chief Resiliency Officer.

There was extensive discussion by Council regarding qualifications, job tasks and benchmarks for the Chief Resiliency Officer position.

It was the consensus of Council to direct the Manager to provide Council a proposed position description for the Chief Resiliency Officer position at the next regularly scheduled Council meeting.

At this time, Item 10A6 was heard.

The Mayor addressed the Council regarding the South Miami endorsement towards energy innovation and carbon dividend Act Bill.

There was extensive discussion by Council regarding the endorsement towards energy innovation and carbon dividend Act Bill.

It was the consensus of Council to direct the Attorney to draft a resolution regarding the

endorsement towards energy innovation and carbon dividend Act Bill.

At this time, Item 10A8 was heard.

Vice Mayor McCormick addressed the Council regarding allowing the Villages' contracted vendor, Beach Raker, to present at the next regularly scheduled Council meeting. There were no objections by Council.

At this time, Item 10A9 was heard.

Councilmember Petros addressed the Council regarding an update on the beach feasibility study.

The Manager addressed the Council providing an update on the beach feasibility study.

Councilmember Petros addressed the Council regarding an update on the residential stormwater conversions.

The Manager addressed the Council providing an update on the residential stormwater conversions.

Councilmember Petros addressed the Council suggesting allowing for regular project updates by the Manager. There were no objections by Council.

Mayor Davey also addressed the Council suggesting allowing for regular updates by the Manager regarding water quality. There were no objections by Council.

Village Attorney. The Attorney did not submit a report.

Village Clerk. The Clerk addressed the Council regarding the proposed 2020 Village Council meeting schedule.

It was the consensus of Council to direct the Clerk to circulate a revised 2020 Council meeting schedule provided by the Mayor for formal review and approval by Council at the next regularly scheduled Council meeting.

At this time, Item 10C2 was heard.

The Clerk addressed the Council regarding the election of the Vice Mayor pursuant to Section 2.02(b) of the Village Charter.

The Mayor opened the floor for nominations. Mayor Davey nominated Councilmember Moss. Councilmember London made a motion to elect Councilmember Brett Moss as the new Vice Mayor. The motion was seconded by Mayor Davey and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Luis Lauredo, Edward London, Brett G. Moss, Kathleen Petros, Ignacio Seguro, Vice Mayor Allison McCormick and Mayor Michael W. Davey voting Yes.

Village Manager. The Manager's report was heard earlier in the meeting.

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 9:25 p.m.

Respectfully submitted:

Jennifer Medina
Village Clerk

Approved this _____ day of _____ 2019:

Michael W. Davey
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.