

MINUTES
VILLAGE COUNCIL MEETING
VILLAGE OF KEY BISCAYNE, FLORIDA

TUESDAY, JANUARY 14, 2003

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: Rabbi Melvin Glazer, Congregation Beth David, Reverend Father Jose Luis Hernando, Saint Agnes Church, Reverend David Moran, Key Biscayne Presbyterian Church and Father Gabriel Sinisi, Saint Christopher's by the Sea gave an invocation.

3. PLEDGE OF ALLEGIANCE: Mr. Andrew Lemke led the Pledge of Allegiance.

4. SPECIAL PRESENTATIONS: There were no special presentations.

5. PUBLIC COMMENTS: There were no residents signed up for public comments.

6. AGENDA: There were no agenda changes.

7. APPROVAL OF MINUTES: Councilmember Fried made a motion to approve the minutes of the December 10, 2002 Regular Council Meeting. The motion was seconded by Councilmember Broucek 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 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 SECTION 30-102 "GU GOVERNMENT USE DISTRICT" RELATING TO DEVELOPMENT STANDARDS AND PROCEDURES FOR GOVERNMENTAL USES; AMENDING SECTION 30-108 "PROS PUBLIC RECREATION AND OPEN SPACE DISTRICT"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE VILLAGE CODE; PROVIDING FOR AN EFFECTIVE DATE.

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

The Attorney and Jud Kurlancheek, Director of Building, Zoning and Planning addressed the Council regarding this ordinance.

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

The ordinance was adopted on first reading by a 7-0 roll call vote. The vote was as follows: Councilmembers Broucek, Diaz-Castro, Fried, Peters, Vernon, Vice Mayor Mendia and Mayor Oldakowski voting Yes.

The Clerk announced the second reading on February 11, 2003.

9. RESOLUTIONS: The Clerk read the following resolution by title:

A CAPITAL PROJECT AUTHORIZING RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA; AUTHORIZING VILLAGE MANAGER TO PURCHASE EQUIPMENT, TO-WIT: ONE BOBCAT VERSAHANDLER, AS DESCRIBED IN THE MEMORANDUM OF THE VILLAGE MANAGER ATTACHED HERETO; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Fried made a motion to approve the resolution. The motion was seconded by Vice Mayor Mendia.

The Manager and Armando Nunez, Public Works Director 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 OF KEY BISCAYNE, FLORIDA; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE ATTACHED SERVICE AGREEMENT ON BEHALF OF THE VILLAGE, WITH COASTAL BUILDING MAINTENANCE; PROVIDING FOR AN EFFECTIVE DATE.

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

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

Mayor and Councilmembers. Councilmember Broucek addressed the Council regarding a request from the Mashta Island Association Inc. with respect to fishing on Mashta Bridge.

Max Puyanic, President, Mashta Island Association, addressed the Council regarding this issue.

The Attorney, the Manager and Michael J. Flaherty, Chief of Police addressed the Council regarding this issue.

It was the consensus of Council to look into this issue and report back to Council.

Councilmembers Diaz-Castro and Vernon addressed the Council regarding Section 5.01. Elections from the Charter of the Village of Key Biscayne.

There was extensive discussion from Council regarding this issue.

The Attorney, Manager and the Clerk addressed the Council regarding this issue.

It was the consensus of Council to direct staff to work with the Miami-Dade Elections Department regarding the problems encountered at the November 5, 2002 and report to Council within 60 days.

Mayor Oldakowski addressed the Council giving an update on the appointment of various Committees.

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 providing them with a revenue and expense analysis of the Building, Zoning and Planning Department.

Jud Kurlancheek, Director of Building, Zoning and Planning addressed the Council.

The Manager reported on the progress of the Community Center.

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 9:00 p.m.

Respectfully submitted:

Conchita H. Alvarez, CMC
Village Clerk

Approved this 28th 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.