

MINUTES

ZONING MEETING
KEY BISCAWAYNE, FLORIDA

TUESDAY, MARCH 25, 2008

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 W. Davey, Enrique Garcia, Steve Liedman, Thomas Thornton, Patricia Weinman, Vice Mayor Jorge E. Mendia and Mayor Robert L. Vernon. Also present were Village Manager Genaro "Chip" Iglesias, Village Clerk Conchita H. Alvarez and Village Attorney Stephen J. Helfman.
2. **PLEDGE OF ALLEGIANCE:** The Mayor led the Pledge of Allegiance.
3. **AGENDA:** Councilmember Weinman requested to remove Items Item 7A2 and 7A4 and also requested the addition of a discussion regarding the Educational Channel as Item 7A6; Councilmember Davey requested the addition of an update on the RFQ for proposed High School as Item 7D1 and also requested the addition of a discussion regarding sun shades for playground equipment on the Village Green as Item 7A7; Mayor Vernon requested the addition of a report regarding speed tables on Greenwood as Item 7A8; Councilmember Garcia requested the addition of an update on red light cameras as Item 7A9 and also requested a discussion regarding insurance coverage for Councilmembers as Item 7A10. There was no objection to the agenda changes.

4. **APPROVAL OF MINUTES:** Councilmember Garcia made a motion to approve the minutes of the March 4, 2008 Regular Council Meeting. The motion was seconded by Councilmember Weinman and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Davey, Garcia, Liedman, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes.

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

AN ORDINANCE OF THE VILLAGE OF KEY BISCAIYNE, FLORIDA, PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF A PROPOSED AMENDMENT TO THE VILLAGE CHARTER IN ACCORDANCE WITH SECTION 6.02(a)(i) OF THE VILLAGE CHARTER; SUBMITTING A PROPOSED CHARTER AMENDMENT CONCERNING SECTION 4.15 "APPROVAL BY VOTE OF ELECTORS REQUIRED FOR AMENDMENTS TO LAND DEVELOPMENT REGULATIONS"; PROVIDING FOR AN AMENDMENT OF SECTION 4.15 TO PROVIDE THAT VOTER APPROVAL IS REQUIRED ONLY FOR CHANGES TO THE LAND DEVELOPMENT REGULATIONS (INCLUDING THE ZONING CODE) WHICH INCREASE THE DENSITY OR INTENSITY OF LAND IN THE HOTEL-RESORT (HR) ZONING DISTRICT ONLY; PROVIDING REQUISITE BALLOT LANGUAGE FOR SUBMISSION TO THE ELECTORATE; CALLING A SPECIAL ELECTION ON THE PROPOSED AMENDMENTS TO THE VILLAGE CHARTER TO BE HELD IN CONJUNCTION WITH THE REGULAR VILLAGE COUNCIL ELECTION ON TUESDAY, THE 4TH DAY OF NOVEMBER, 2008; PROVIDING NOTICE OF ELECTION; PROVIDING FOR BALLOTING AND ELECTION PROCEDURES; PROVIDING FOR INCLUSION IN THE CHARTER; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Mayor Vernon proposed to include all zoning districts within the Village in the ordinance and to make the whereas clauses more generic. Councilmember Liedman proposed to leave the election date blank for discussion on first reading.

Councilmember Davey made a motion to defer the first reading of the ordinance to April 8, 2008 with direction to the Attorney to incorporate the proposed changes. The motion was seconded by Councilmember Liedman and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Davey, Garcia, Liedman, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes.

6. **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, CONCERNING THE REPAIR OF POOL HEATER AT COMMUNITY CENTER SWIMMING POOL (THE "REPAIR PROJECT"); AUTHORIZING AND RATIFYING POOL HEATER REPAIR WORK WHICH WAS DONE ON EMERGENCY BASIS; APPROVING AND RATIFYING VILLAGE MANAGER'S EXECUTION OF PROPOSAL, PURCHASE ORDERS AND RELATED DOCUMENTS FOR THE REPAIR PROJECT; AUTHORIZING EXPENDITURE OF FUNDS; AUTHORIZING IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

The Manager addressed the Council regarding this resolution.

Councilmember Davey made a motion to approve the resolution. The motion was seconded by Councilmember Weinman and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Davey, Garcia, Liedman, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes.

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

Mayor and Councilmembers. Councilmember Weinman addressed the Council regarding the creation of a Green Initiative Citizens' Committee.

The Attorney addressed the Council regarding the creation of this Committee and recommended that the residents involved continue working as a group and not as a Council appointed Committee.

Councilmember Weinman also reported that the Village has been invited to participate as part of "Earth Hour" on March 29th organized by the World Wildlife Fund and other environmental groups. You can participate by turning lights off between 8 -9 p.m. on March 29th.

Councilmember Weinman addressed the Council regarding the Sewer Project and staff efforts to minimize impact on residents.

The Manager and Public Works Director Armando Nunez addressed the Council regarding the Sewer Project.

Mike Kelly, 395 Gulf Road addressed the Council.

There was extensive discussion from Council regarding this project.

Councilmember Weinman discussed the Community Center 's evolution and possible next steps stating that it is time to reassess and focus on the Community Center as a business.

Councilmember Weinman also addressed the Council regarding the Educational Channel available to the Village. The Manager addressed the Council regarding this issue and reported that once Comcast finishes the conversion process going on right now, the Village will look into the possibility of having certain programming on the Educational Channel.

Councilmember Davey addressed the Council regarding the possibility of installing sun shades for the playground equipment on the Village Green. The cost is approximately \$25,000.

Director of Parks and Recreation Todd Hofferberth addressed the Council regarding this proposal.

Mayor Vernon addressed the Council regarding the speed tables, approved by Council, to be installed on Greenwood.

Director Nunez addressed the Council regarding the speed tables. It was the consensus of Council to place this item on the April 8th agenda.

Councilmember Garcia requested an update on the red light cameras. The Manager addressed the Council regarding this project.

Councilmember Garcia also addressed the Council regarding insurance coverage for Councilmembers.

Village Attorney. The Attorney did not submit a report.

Village Clerk. The Clerk did not submit a report.

Village Manager. Councilmember Davey requested an update regarding the RFQ for the proposed High School on Key Biscayne. The Manager reported that three proposals were received. The Committee evaluated one proposal and the next proposal will be evaluated tentatively on March 27th. The Manager also reported that a meeting was held with School Board Representative Augustin Barrera.

Building, Zoning and Planning Director Jud Kurlancheek addressed the Council regarding this issue.

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

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 8:25 p.m.

Respectfully submitted:

*Conchita H. Alvarez, CMC
Village Clerk*

Approved this 8th day of April, 2008:

*Robert L. Vernon
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.