

MINUTES

VILLAGE COUNCIL MEETING
KEY BISCAVNE, FLORIDA

TUESDAY, DECEMBER 7, 2004

COUNCIL CHAMBER
760 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 Enrique Garcia, Steve Liedman, Jorge E. Mendia, Thomas Thornton, Patricia Weinman, Vice Mayor Robert L. Vernon and Mayor Robert Oldakowski. Also present were Village Manager Jacqueline R. Menendez, Village Clerk Conchita H. Alvarez and Village Attorney David M. Wolpin.

2. **PLEDGE OF ALLEGIANCE:** Mr. Matthias Kammerer led the Pledge of Allegiance.

3. **SPECIAL PRESENTATIONS:** Commissioner Carlos Gimenez, District 7 addressed the Council introducing Chip Iglesias, Chief of Staff and Ruben Arias, Public Affairs and District Coordinator.

Mr. Marcos Selva, Manager, Ritz Carlton Key Biscayne also addressed the Council.

4. **PUBLIC COMMENTS:** Mortimer Fried, 291 Harbor Court addressed the Council.

5. **AGENDA:** The Mayor requested the addition of a report regarding the Crandon Park

December 7, 2004

Amendment Committee as Item 10A4 and Councilmember Mendia requested the addition of an update from the Manager regarding solid waste as Item 10D5. There was no objection to the agenda changes.

6. **APPROVAL OF MINUTES:** Councilmember Liedman made a motion to approve the minutes of the November 23, 2004 Zoning Meeting. The motion was seconded by Councilmember Mendia and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

7. **ORDINANCES:** There were no ordinances considered by Council.

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

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AUTHORIZING AND APPROVING THE ATTACHED DISASTER RELIEF FUNDING AGREEMENTS BETWEEN THE STATE OF FLORIDA, DEPARTMENT OF COMMUNITY AFFAIRS AND THE VILLAGE OF KEY BISCAYNE, PROVIDING FOR FEDERAL AND STATE DISASTER RELIEF FUNDING FOR DECLARED MAJOR DISASTER NO. FEMA-DR-1545-FL, MAJOR DISASTER NO. FEMA-DR-1539-FL AND MAJOR DISASTER NO. FEMA- DR-1561-FL; AUTHORIZING VILLAGE MANAGER TO EXECUTE THE AGREEMENTS; AUTHORIZING IMPLEMENTATION OF THE AGREEMENTS; PROVIDING FOR AN EFFECTIVE DATE.

The Manager addressed the Council regarding this resolution.

Vice Mayor Vernon made a motion to approve the resolution. The motion was seconded by Councilmember Mendia and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Thornton, Weinman, Vice Mayor Vernon 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 AGREEMENT ON BEHALF OF THE VILLAGE WITH THE MARKET COMPANY, INC. FOR COORDINATION OF THE KEY BISCAYNE FARMER'S MARKET, PROVIDING FOR AN EFFECTIVE DATE.

The Manager addressed the Council regarding this resolution.

Councilmember Liedman made a motion to approve the resolution. The motion was seconded by Councilmember Weinman.

December 7, 2004

Ana de Varona, Assistant Village Manager and Michele Estevez-Hayes, 798 Crandon Boulevard addressed the Council.

The resolution was approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

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

Mayor and Councilmembers. The Mayor addressed the Council regarding the appointment of Councilmember Weinman as Council liaison to the Community Center Advisory Board.

Vice Mayor Vernon made a motion to appoint Councilmember Weinman as Council liaison to the Community Center Advisory Board. The motion was seconded by Councilmember Mendia and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

The Mayor addressed the Council regarding the appointment of Councilmember Liedman as Council liaison to the Crandon Boulevard Master Plan Implementation Committee.

Councilmember Garcia made a motion to appoint Councilmember Liedman as Council liaison to the Crandon Boulevard Master Plan Implementation Committee. The motion was seconded by Councilmember Mendia and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

The Mayor also addressed the Council regarding the appointment, due to a vacancy, to the Office of the Special Master recommending the appointment of former Councilmember Mortimer Fried.

Vice Mayor Vernon made a motion to appointment Mr. Mortimer Fried to the Office of the Special Master. The motion was seconded by Councilmember Liedman and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

The Mayor addressed the Council regarding the meeting held this morning with the Crandon Park Amendment Committee reporting that an extension for the lights on Crandon Park was not granted at this time. The Committee will hold another meeting in May 2005 and the Village of Key Biscayne was invited to attend.

Village Attorney. The Attorney did not submit a report.

December 7, 2004

Village Clerk. The Clerk did not submit a report.

Village Manager. The Manager presented to the Council the 2004 Annual Reports for the following Boards: The Art in Public Places Board, the Crandon Boulevard Master Plan Implementation Committee and the Crandon Boulevard Zoning and Development Committee.

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

The Manager also addressed the Council proposing Tuesday, January 11, 2005 as the date for the Noise Ordinance Review Committee Workshop, immediately following the Regular Council Meeting scheduled for that date. There was no objection to the proposal.

The Manager addressed the Council giving an update on the solid waste negotiations.

The Attorney addressed the Council regarding the procedure for the extension of the solid waste service.

Vice Mayor Vernon made a motion to authorize the consideration of a motion by Council for an extension for solid waste service. The motion was seconded by Councilmember Liedman and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

Councilmember Weinman made a motion to authorize the Manager to negotiate an extension for solid waste service with BFI at the best possible price from January 1 to January 31, 2005. The motion was seconded by Vice Mayor Vernon and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

The Manager also requested that Council to consider changing the Goals and Objectives Workshop scheduled for Tuesday, January 18, 2005 to a Sanitary Sewer Workshop. There was no objection to the request.

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

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

12. **ADJOURNMENT:** The meeting was adjourned at 7:44 p.m.

December 7, 2004

Respectfully submitted:

*Conchita H. Alvarez, CMC
Village Clerk*

Approved this 11th day of January, 2005:

*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.