

**ORDINANCE NO. 2019-2**

**AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE,  
FLORIDA, CREATING THE 2040 STRATEGIC VISION  
PLAN COMMITTEE; PROVIDING FOR SEVERABILITY;  
PROVIDING FOR CONFLICTS; AND PROVIDING FOR  
AN EFFECTIVE DATE.**

**WHEREAS**, the Village Council of the Village of Key Biscayne (the "Village") is preparing its 2040 Strategic Vision Plan; and

**WHEREAS**, the Village Council wishes to use the expertise and advice of a committee of Village residents in regard to the 2040 Strategic Vision Plan; and

**WHEREAS**, the Village Council desires to create the 2040 Vision Plan Committee (the "Committee") to assist in preparing the 2040 Strategic Vision Plan; and

**WHEREAS**, the Village Council finds that adoption of this Ordinance, creating the Committee as an Advisory Board of the Village, is in the best interest and welfare of the Village and its residents.

**NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:** <sup>1</sup>

**Section 1.** **Recitals.** That the above-stated recitals are true and correct and are incorporated herein by this reference.

**Section 2.** **Creation of Committee.** That the Village Council hereby establishes the 2040 Strategic Vision Plan Committee as follows:

**1. Creation, Composition, and Qualifications.**

- a. In accordance with Village Code Section 2-10, there is hereby created and established the 2040 Strategic Vision Plan Committee (the "Committee"). The Committee shall be composed of eleven (11) voting members appointed by the Mayor, with the approval of the Council.
- b. Each member of the Committee shall serve at the pleasure of the Village Council as provided by Village Code Section 2-10.
- c. Each member of the Committee shall serve without compensation and shall not be reimbursed for travel, mileage, or per diem expenses.
- d. Each member of the Committee shall be a full time resident of the Village who has continuously resided within the Village for the 12-month period immediately

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<sup>1</sup>Coding: gtriket'lretlg'l-words are deletions to the existing words. Underlined words are additions to the existing words. Changes between first and second reading are indicated with **highlighted h** and du! bk underline.

prior to the appointment, and shall not be an employee of the Village. Any member who ceases to reside within the Village limits during his or her term of office shall be deemed to have resigned as of the date of his or her change of residence from the Village.

- e. One member of the Committee shall be a member of the Village Council who shall serve in an ex-officio non-voting capacity in conformity with the restrictions of Section 4.02(c) of the Village Charter.
- f. In the event of the resignation or removal of any member of the Committee, the Mayor shall appoint a person to fill the vacancy on the Committee for the unexpired portion of the term of the member vacating such office, subject to approval of the Village Council.

**2. Term of Office.**

- a. Members shall be appointed for a term of up to two (2) years. Members may be reappointed.

**3. Advisory Capacity; Standards of Conduct.**

- a. The powers and duties of the Committee shall be solely of an advisory nature to the Village Council. Accordingly, Committee members shall comply with the applicable requirements of the Code of Ethics for Public Officers and Employees as provided in Part III of Chapter 112, Florida Statutes, and any other standards of conduct set by federal, state, county, Village or other applicable law.

**4. Rules of Procedure; Other Requirements.**

- a. The Committee may adopt rules of procedure as authorized by Village Code Section 2-10(k). In the absence of such rules of procedure, the fundamental parliamentary procedures of Roberts Rules of Order shall apply, subject to the provisions of Village Code Section 2-10.
- b. During the first meeting of the Committee, the members shall elect one of their members to act as Chair, Vice-Chair, and Secretary.
- c. The Committee shall be subject to and shall comply with the applicable provisions of Village Code Section 2-10.

**5. Jurisdiction; Dissolution.**

- a. The jurisdiction of the Committee shall be solely advisory and shall include:
  - i. Assisting in preparing the 2040 Strategic Vision Plan;
  - ii. Providing recommendations to the Village Council for the 2040 Strategic Vision Plan;
  - iii. Studying and recommending solutions to other issues referred to the Committee from time-to-time by the Village Council.
  - iv. A transparent process that affords ample public input by residents and interested groups.

- b. The Committee shall regularly report to the Village Council on the status of the Committee efforts. The Committee shall deliver its final report and recommendations to the Village Council.
- c. The Committee shall complete its work and shall dissolve upon the expiration of one (1) year from its creation or upon delivery of a final report to the Village Council, whichever occurs first, unless extended by resolution of the Council.


**Section 3. Severability.** That the provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

**Section 4. Conflicts.** That all ordinances or parts of ordinances, resolutions or parts of resolutions, in conflict herewith, are repealed to the extent of such conflict.

**Section 5. Effective Date.** That this Ordinance shall become effective immediately upon final adoption on second reading.

**PASSED** on first reading on the 4<sup>th</sup> day of December, 2018.

**PASSED AND ADOPTED** on second reading on the 15<sup>th</sup> day of January, 2019.

  
MICHAEL W. DAVEY, MAYOR

ATTEST:



JENNIFER MEDINA, CMC  
VILLAGE CLERK



APPROVED AS TO FORM AND LEGALITY:

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VILLAGE ATTORNEY

**MIAMI DAILY BUSINESS REVIEW**

Published Daily except Saturday, Sunday and  
Legal Holidays  
Miami, Miami-Dade County, Florida

**STATE OF FLORIDA  
COUNTY OF MIAMI-DADE:**

Before the undersigned authority personally appeared GUILLERMO GARCIA, who on oath says that he or she is the DIRECTOR OF OPERATIONS, Legal Notices of the Miami Daily Business Review f/k/a Miami Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Miami in Miami-Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

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in the XXXX Court,  
was published in said newspaper in the issues of

01/04/2019

Affiant further says that the said Miami Daily Business Review is a newspaper published at Miami, in said Miami-Dade County, Florida and that the said newspaper has heretofore been continuously published in said Miami-Dade County, Florida each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Miami-Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

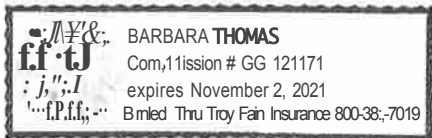
*Guillermo Garcia*

Sworn to and subscribed before me this  
4 day of JANUARY A.D. 2019

*Barbara Thomas*

(SEAL)

GUILLERMO GARCIA personally known to me



**VILLAGE OF KEY BISCAYNE  
OFFICE OF THE VILLAGE CLERK  
PUBLIC NOTICE**

Notice is hereby given that the following ordinance will be considered on Second Reading by the Village Council of the Village of Key Biscayne at a meeting to be held on Tuesday, January 15, 2019 at 6:00 p.m., in the Council Chamber, located at 560 Crandon Boulevard, Key Biscayne, Florida:

**AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, CREATING THE 2040 VISION PLAN COMMITTEE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

The proposed Ordinance may be inspected by the public at the Office of the Village Clerk. Interested parties may appear at the Public Hearing and be heard with respect to the proposed Ordinances. Any person wishing to address the Village Council on any item at this Public Hearing is asked to register with the Village Clerk prior to that item being heard.

In accordance with the Americans With Disabilities Act of 1990, all persons who are disabled and who need special accommodations to participate in this proceeding because of that disability should contact the Office of the Village Clerk, 88 West McIntyre Street, Suite 220, Key Biscayne, Florida 33149, telephone number (305) 365-5506, not later than two business days prior to such proceeding.

Should any person desire to appeal any decision of the Village Council with respect to any matter to be considered at this meeting, that person shall insure that a verbatim record of the proceedings is made including all testimony and evidence upon which any appeal may be based (F.S. 286.0105).

Comments of any interested party relative to this matter may be submitted in writing and or presented in person at the public hearing.

Jennifer Medina, CMG  
Village Clerk  
19-31/0000370815M