VILLAGE OF KEY BISCAYNE

Village Council
Joe. I. Rasco, Mayor
Franklin H. Caplan, Vice Mayor
Edward London
Allison McCormick
Brett G. Moss
Oscar Sardinas
Fernando A. Vazquez

REGULAR COUNCIL MEETING
TUESDAY, MARCH 14, 2023
6:30 PM

1. CALL TO ORDER/ROLL CALL OF MEMBERS

2. PLEDGE OF ALLEGIANCE

3. INVOCATION

PASTOR DENNIS EASTLING
KEY BISCAYNE COMMUNITY CHURCH

4. BRIEF COMMENTS BY COUNCIL

5. PUBLIC COMMENTS:
If you would like to speak during public comments, please fill out a blue request form available at the Council Chamber entrance and submit it to the Village Clerk prior to the start of the meeting. When your name is called, please come forward to the podium and state your name and address. (If applicable, please state if you are a hired consultant or Village employee and/or engaged in lobbying activities and/or representing an organization.) Unless otherwise provided by Council, members of the public will have three (3) minutes to speak.

6. AGENDA:

APPROVAL/DEFERRALS/ADDITIONS/DELETIONS/SUBSTITUTIONS/WITHDRAWALS

7. SPECIAL PRESENTATIONS:

7.A. PRESENTATION OF A $75,000 CHECK FROM FLORIDA INLAND NAVIGATION

DISTRICT (F.I.N.D.) FOR THE PURCHASE OF A NEW POLICE DEPARTMENT BOAT GIVEN BY SPENCER CROWLEY, FIND COMMISSIONER

7.B. PROCLAMATION IN RECOGNITION OF THE KEY BISCAYNE K-8 CENTER'S 70TH ANNIVERSARY (MAYOR RASCO)

TAB 1

7.C. KEY BISCAYNE K-8 CENTER PRESENTATION GIVEN BY PRINCIPAL JULISSA PINA

7.D. LIBRARY CONSTRUCTION PROJECT UPDATE GIVEN BY MIAMI DADE PUBLIC LIBRARY SYSTEM DIRECTOR RAY BAKER

8. CONSENT AGENDA:

(Consent agenda items are those which are routine, do not require discussion or explanation prior to Village Council action, or have already been discussed and/or explained and do not require further discussion or explanation. Items can be removed from the consent agenda by the request on an individual Councilmember for independent consideration provided such request is made during the approval/deferrals/additions/deletions/substitutions/withdrawals segment of the meeting, prior to the vote on the consent agenda.)

8.A. JANUARY 17, 2023 MINUTES
(REGULAR COUNCIL MEETING)

TAB 2

8.B.

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, **APPROVING AND ACCEPTING A PUBLIC BEACH ACCESS EASEMENT AND DEDICATION AGREEMENT WITH THE COMMODORE CLUB SOUTH, INC. RELATING TO THE PROPERTY LOCATED AT 199 OCEAN LANE DRIVE;** PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE. (CHIEF RESILIENCE AND SUSTAINABILITY OFFICER DR. ROLAND SAMIMY)

RECOMMENDATION: APPROVAL

TAB 3

8.C.

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, **DIRECTING THE VILLAGE MANAGER TO CREATE A PROGRAM IN COLLABORATION WITH THE ASK CLUB AND THE VILLAGE CHAMBER OF COMMERCE RECOGNIZING VILLAGE RESIDENTS WHO REACH THE AGE OF 100;** PROVIDING FOR IMPLEMENTATION AND AN

EFFECTIVE DATE. (MAYOR RASCO)

TAB 4

8.D.

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, **DIRECTING THE VILLAGE MANAGER TO ADDRESS THE OVERPOPULATION OF IGUANAS WITHIN THE VILLAGE;** PROVIDING FOR IMPLEMENTATION AND AN EFFECTIVE DATE. (MAYOR RASCO)

TAB 5

8.E.

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, **OPPOSING LEGISLATION THAT PREEMPTS OR LIMITS MUNICIPAL HOME RULE AUTHORITY;** PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE. (COUNCILMEMBER LONDON)

TAB 6

9. ORDINANCES: (NOT LATER THAN 7:30 P.M.)

9.A.

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, **CREATING THE SUSTAINABILITY ADVISORY BOARD;** PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE. (MAYOR RASCO)

SECOND READING

RECOMMENDATION: APPROVAL

TAB 7

9.B.

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, **AMENDING SECTION 30-199, LEGAL NONCONFORMING SIGNS, OF CHAPTER 30 OF THE VILLAGE CODE OF ORDINANCES RELATING TO THE CONTINUATION, RECONSTRUCTION, AND ALTERATION OF LEGAL NONCONFORMING MONUMENT SIGNS IN THE MULTIFAMILY AND PLANNED UNIT DEVELOPMENT ZONING DISTRICTS;** PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE. (BUILDING, ZONING AND PLANNING DIRECTOR JEREMY CALLEROS GAUGER)

SECOND READING

RECOMMENDATION: APPROVAL

TAB 8

9.C.

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, **AMENDING CHAPTER 30, ZONING AND LAND DEVELOPMENT REGULATIONS, OF THE VILLAGE CODE OF ORDINANCES CREATING SECTION 30-42, DEVELOPMENT INCENTIVES FOR STORMWATER MANAGEMENT;** PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE. (BUILDING, ZONING AND PLANNING DIRECTOR JEREMY CALLEROS GAUGER)

SECOND READING

RECOMMENDATION: APPROVAL

TAB 9

9.D.

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, **COMPREHENSIVELY UPDATING AND AMENDING CHAPTER 19 OF THE VILLAGE CODE OF ORDINANCES "PARK RULES AND REGULATIONS;" AMENDING REGULATIONS RELATING TO MOTORIZED VEHICLES, NON MOTORIZED VEHICLES, AND EQUIPMENT WITHIN VILLAGE PARKS; AMENDING ENFORCEMENT AND PENALTY REGULATIONS;** PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE. (CHIEF OF POLICE FRANK SOUSA)

FIRST READING

RECOMMENDATION: APPROVAL

TAB 10

10. RESOLUTIONS:

10.A.

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, **ACCEPTING A 2023 GROWING ROOTS FOR ENVIRONMENTALLY EQUITABLE NEIGHBORHOODS (GREEN) MIAMI-DADE COUNTY MATCHING GRANT IN AN AMOUNT OF $23,750 FOR THE KEY BISCAYNE STREET TREE PLANTING PROGRAM AND APPROVING AN AGREEMENT RELATED TO THE SAME;** PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE. (PLAN REVIEWER OLGA GARCIA)

RECOMMENDATION: APPROVAL

TAB 11

10.B.

A CAPITAL PROJECT AUTHORIZING RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, **SELECTING TOTAL CONSTRUCTION & MAINTENANCE CORPORATION FOR THE FIRE DEPARTMENT'S WOMEN BATHROOM AND LOCKER ROOM RENOVATION IMPROVEMENTS PROJECT IN AN AMOUNT NOT TO EXCEED $86,697;** PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE. (CAPITAL IMPROVEMENT PROGRAM AND GRANTS MANAGER COLLEEN BLANK)

RECOMMENDATION: APPROVAL

TAB 12

10.C.

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, **AUTHORIZING THE VILLAGE MANAGER TO EXECUTE MUTUAL AID AGREEMENTS WITH GOVERNMENTAL ENTITIES, INCLUDING ANY AMENDMENTS OR RENEWALS THERETO;** PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.(VILLAGE ATTORNEY)

RECOMMENDATION: APPROVAL

TAB 13

10.D.

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, **SELECTING BRIGHTVIEW LANDSCAPE SERVICES, INC. FOR ATHLETIC FIELD MAINTENANCE SERVICES IN AN AMOUNT NOT TO EXCEED $326,979.90 ANNUALLY;** PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.(PARKS, RECREATION AND OPEN SPACES DIRECTOR TODD HOFFERBERTH)

RECOMMENDATION: APPROVAL

TAB 14

10.E.

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, **ESTABLISHING THAT A PUBLIC PARK AND PUBLIC UTILITY USE BE PERMITTED ON VILLAGE PROPERTY LOCATED AT 571 AND 599 HARBOR DRIVE; AUTHORIZING THE VILLAGE MANAGER TO PREPARE A SITE PLAN;** AND PROVIDING FOR AN EFFECTIVE AN DATE. (BUILDING, ZONING AND PLANNING DIRECTOR JEREMY CALLEROS GAUGER)

RECOMMENDATION: APPROVAL

TAB 15

11. PUBLIC COMMENTS:

If you would like to speak during public comments, please fill out a blue request form available at the Council Chamber entrance and submit it to the Village Clerk prior to the start of the meeting. When your name is called, please come forward to the podium and state your name and address. (If applicable, please state if you are a hired consultant or Village employee and/or engaged in lobbying activities and/or representing an organization.) Unless otherwise provided by Council, members of the public will have three (3) minutes to speak.

12. REPORTS AND RECOMMENDATIONS:

A. VILLAGE MANAGER (NOT LATER THAN 8:00 P.M.)

A. MANAGER'S REPORT

TAB 16

1.) SAFE AND SECURE VILLAGE

A. ANNUAL POLICE REPORT (CHIEF OF POLICE FRANK SOUSA)

B. SCOOT SAFE UPDATE (CHIEF OF POLICE FRANK SOUSA)

2.) THRIVING AND VIBRANT LOCAL COMMUNITY AND MARKETPLACE

A. BUILDING RE-CERTIFICATION AND FIRE LIFE SAFETY UPDATE (BUILDING OFFICIAL RENE VELAZCO)

B. QUARTERLY CODE COMPLIANCE/ENFORCEMENT REPORT (BUILDING, ZONING AND PLANNING JEREMY CALLEROS GAUGER)

C. TREE CITY USA DESIGNATION (PLAN REVIEWER OLGA GARCIA)

3.) ENGAGING AND ACTIVE PUBLIC SPACES AND PROGRAMS

A. A MOTION TO APPROVE 60% BEACH PARK DESIGN CONCEPT (CIP AND GRANTS MANAGER COLLEEN BLANK)

RECOMMENDATION: APPROVAL

4.) ACCESSIBLE, CONNECTED AND MOBILE VILLAGE-WIDE TRANSPORTATION

5.) RESILIENT AND SUSTAINABLE ENVIRONMENT AND INFRASTRUCTURE

A. RESILIENT INFRASTRUCTURE AND ADAPTATION PROGRAM TIMELINE (CIP AND GRANTS MANAGER COLLEEN BLANK)

B. FPL SOLAR TOGETHER UPDATE (CHIEF RESILIENCE AND SUSTAINABILITY OFFICER DR. ROLAND SAMIMY)

6.) EFFECTIVE AND EFFICIENT GOVERNMENT SERVICES

A. QUARTERLY FINANCIAL UPDATE (CHIEF FINANCIAL OFFICER BENJAMIN NUSSBAUM)
HTTPS://CLEARGOV.COM/FLORIDA/MIAMI_DADE/VILLAGE/KEY-BISCAYNE

B. CAPITAL IMPROVEMENT PROGRAM UPDATE (CIP AND GRANTS MANAGER COLLEEN BLANK)
HTTPS://VILLAGE-KEY-BISCAYNE-FL-PROJECTS.CLEARGOV.COM/

B. MAYOR AND COUNCILMEMBERS

1.) DISCUSS SOLUTIONS TO THE LIFE-SAFETY CONCERNS DUE TO HEAVY TRAFFIC CAUSED BY VIRGINIA KEY EVENTS (COUNCILMEMBER MOSS)

2.) REPORT FROM MANAGER AS TO SOLUTIONS TO HEAVY BEACH TRAFFIC ON WEEKENDS (MAYOR RASCO)

3.) DISCUSSION ON ISSUES AFFECTING PROPERTY AND CASUALTY PREMIUMS AND NON-RENEWAL OF POLICIES (MAYOR RASCO)

4.) DISCUSSION ITEM ON CODE ENFORCEMENT OF DOGS ON THE BEACH (MAYOR RASCO)

C. VILLAGE ATTORNEY
NONE

D. VILLAGE CLERK
NONE

13. OTHER BUSINESS/GENERAL DISCUSSION

14. SCHEDULE OF FUTURE MEETINGS/EVENTS:

REGULAR COUNCIL MEETING
TUESDAY, APRIL 4, 2023, 6:30 P.M.

REGULAR COUNCIL MEETING
TUESDAY, MAY 9, 2023, 6:30 P.M.

REGULAR COUNCIL MEETING
TUESDAY, JUNE 6, 2023, 6:30 P.M.

15. ADJOURNMENT

I. ANY PERSON WISHING TO ADDRESS THE VILLAGE COUNCIL ON AN ITEM ON THIS AGENDA IS ASKED TO REGISTER WITH THE VILLAGE CLERK PRIOR TO THAT ITEM BEING HEARD. PRIOR TO MAKING A STATEMENT, PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD.

II. 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, KEY BISCAYNE, FLORIDA 33149, TELEPHONE NUMBER (305) 365-5506, NOT LATER THAN TWO BUSINESS DAYS PRIOR TO SUCH PROCEEDINGS.

III. 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 (F.S.286.0105).

IV. IN ACCORDANCE WITH VILLAGE CODE SECTION 2-161, ADOPTING SECTION 2-11.1(s) OF THE MIAMI-DADE COUNTY CODE, ANY PERSON ENGAGING IN LOBBYING ACTIVITIES, AS DEFINED THEREIN, MUST REGISTER AT THE VILLAGE CLERK'S OFFICE BEFORE ADDRESSING THE COUNCIL ON THE ABOVE MATTERS OR ENGAGING IN LOBBYING ACTIVITIES.

THE ABOVE MEETINGS ARE HELD IN THE COUNCIL CHAMBER, 560 CRANDON BOULEVARD AND ARE SUBJECT TO CHANGE. ZONING MEETINGS AND SPECIAL COUNCIL MEETINGS WILL BE SCHEDULED ON AN AS NEEDED BASIS. PLEASE VISIT www.keybiscayne.fl.gov TO VIEW THE MEETING SCHEDULE.