

**FIRST BUDGET HEARING
TUESDAY, SEPTEMBER 12, 2006**

7:00 P.M.

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 Stephen P. Helfman.
2. **PLEDGE OF ALLEGIANCE:** Mr. Nelson Zambrano led the Pledge of Allegiance
3. **SPECIAL PRESENTATION:** Senator Gwen Margolis presented to the Council a \$50,000 grant check to be used for Village Green improvements.
4. **APPROVAL OF MINUTES:** Councilmember Garcia made a motion to approve the minutes of the September 5, 2006 Regular Council Meeting. The motion was seconded by Councilmember Thornton and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Mendia, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

The Clerk requested the addition of a resolution approving professional services agreement between the Village of Key Biscayne and Wallace Roberts and Todd, LLC to be heard after the Budget Hearing. There was no objection to the request.

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5. **BUDGET RESOLUTION:** The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE OF KEY BISCAYNE, FLORIDA; ADOPTING THE PROPOSED MILLAGE RATE OF THE VILLAGE OF KEY BISCAYNE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2006 THROUGH SEPTEMBER 30, 2007 PURSUANT TO FLORIDA STATUTE 200.065 (TRIM BILL); SETTING A DATE FOR A FINAL PUBLIC HEARING TO ADOPT THE MILLAGE RATE; PROVIDING FOR AN EFFECTIVE DATE.

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

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

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

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA; ADOPTING THE BUDGETS FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2006 THROUGH SEPTEMBER 30, 2007 PURSUANT TO FLORIDA STATUTE 200.065 (TRIM BILL); PROVIDING FOR AN EFFECTIVE DATE.

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

Chief of Fire Rescue John C. Gilbert addressed the Council regarding the budget for the Fire Rescue Department.

Chief of Police Charles Press addressed the Council regarding the budget for the Police Department.

Jud Kurlancheek, Director of Building, Zoning and Planning addressed the Council regarding the budget for the BZP Department.

Public Works Director, Armando Nunez addressed the Council regarding the budget for the Public Works Department.

The Council requested, for the next budget hearing, a break down of the Contractual Services under the Public Works Budget.

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Todd Hofferberth, Parks and Recreation Director addressed the Council regarding the budgets for the Parks and Recreation Department and the Community Center.

The Manager addressed the Council regarding the budgets for the Village Council and the Administration and Finance Department.

The Council requested that the State and Federal Relations Representatives provide updates, on a monthly basis, to them.

The Clerk addressed the Council regarding the budget for the Office of the Clerk requesting an additional \$10,000 for the election budget and an additional \$5,000 for the election advertising budget in anticipation of a possible charter amendment election as a result of the recommendations that will be made by the Charter Revision Commission in 2007. There was no objection to the request.

The Attorney addressed the Council regarding the budget for the Village Attorney. The Attorney proposed to reduce the Lawsuits line item by \$40,000 and increase the Professional Fees line item by \$40,000.

Director of Finance and Administrative Services, Randolph White addressed the Council and the public regarding the proposed budgets.

The Mayor opened the public hearing. Mortimer Fried, 291 Harbor Court; Alan Fein, 525 Allendale Road; Hugh O'Reilly, 475 Allendale Road; Guido Conill, 600 Grapetree Drive; Michael Davey, 425 Glenridge Road; Father Bob Libby, 200 Ocean Lane Drive; Camille Guething, 260 Seaview Drive; Larry Radzville, 77 Crandon Boulevard; Ed Sanchez, 260 Cypress Road; Edward Keith, 240 Galen Drive; Rafael Perez, 524 Fernwood Road; Nelson Zambrano, 260 Fernwood Road; Theresa Hodges, 255 Glenridge Road; Carol Marcantonio, 175 Hampton Lane; Ed Stone, 145 Hampton Lane; Ramon Blanco-Herrera, 310 Fernwood Road; Cecile Sanchez, 260 Cypress Drive and Mike Kelly, 395 Gulf Road addressed the Council. The Mayor closed the public hearing.

The Chair of the Art in Public Places Board, Veronica Scharf Garcia, and Rosa de la Cruz, Member of the Art in Places Board addressed the Council requesting funds in the amount of \$60,000 for the installation of a permanent art project that will be designed by Jose Bedia and \$26,500 for Educational and Cultural Programs.

Ramon Castella with 3CTS addressed the Council regarding Fernwood Road improvements, including a new sidewalk with curbing on McIntyre Street (Fernwood to Glenridge). The estimated cost is \$530,000. The sidewalk on McIntyre Street from Fernwood to Glenridge is estimated to cost \$20,000.

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There was extensive discussion from Council regarding the parking spaces on Fernwood Road.

It was the consensus of Council to defer the Harbor Drive Improvements item to the September 26, 2006 Second Budget Hearing.

The Manager and Director White also addressed the Council regarding the Capital Outlay and Reserves Analysis for FY 2007.

Vice Mayor Vernon addressed the Council and the public regarding the budgets proposing to reduce the millage rate at the Second Budget Hearing on September 26, 2006.

It was the consensus of Council to direct staff to prepare a five year projection of the operating budget using a 5% assessed value increase, including the proposed Sonesta Project.

It was also the consensus of Council to direct staff to bring back, to the Second Budget Hearing, allocations for burying power lines and landscape.

Councilmember Liedman made a motion to remove from the table the proposed millage rate resolution. The motion was seconded by Councilmember Thornton and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Mendia, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

The Clerk announced that the rolled-back rate is 2.752 mills and the proposed millage rate is 3.606 mills which is 31.03% over the rolled-back rate.

The motion to approve the resolution adopting the proposed millage rate for the fiscal year commencing October 1, 2006 through September 30, 2007 was approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Mendia, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

The motion to adopt the budget ordinance on first reading was approved by a 7-0 roll call vote. The vote was as follows: Councilmembers Garcia, Liedman, Mendia, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

The Clerk announced the second reading of the ordinance on Tuesday, September 26, 2006.

The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING PROFESSIONAL SERVICES AGREEMENT BETWEEN THE VILLAGE OF KEY BISCAYNE AND WALLACE ROBERTS AND TODD, LLC CONCERNING PROVISION OF PROFESSIONAL PLANNING SERVICES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

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

The Attorney addressed the Council regarding this resolution.

Councilmember Thornton made a motion to extend the meeting to 11:15 p.m. The motion was seconded by Vice Mayor Vernon and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Mendia, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

Councilmember Thornton made a motion to extend the meeting to 11:30 p.m. The motion was seconded by Councilmember Garcia and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Mendia, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.

Mike Kelly, 395 Gulf Road addressed the Council.

The resolution was approved by a 5-0 voice vote. The vote was as follows: Councilmembers Liedman, Mendia, Thornton, Weinman and Mayor Oldakowski voting Yes. Councilmember Garcia and Vice Mayor Vernon were out of the room at the time the vote was taken.

7. **BUDGET INFORMATION:** The following was presented to the Council for their information: 1.) Resolution 2006-29 adopted July 5, 2006, setting the first and second budget hearings; 2.) Public Notice regarding the adoption of the budgets for fiscal year commencing October 1, 2006 through September 30, 2007 advertised in the Daily Business Review on September 7, 2006 and September 14, 2006, in the Islander News on September 7, 2006 and September 21, 2006 and in the September issue of La Isla; 3.) Notice of Proposed Tax Increase and Budget Summary for Fiscal Year 2006-2007; 4.) Miami-Dade County 2006 assessment roll estimate and 5.) Miami-Dade County Certification of Taxable Value.

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

9. **ADJOURNMENT:** The meeting was adjourned at 11:30 p.m.

Respectfully submitted:

Conchita H. Alvarez, CMC
Village Clerk

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Approved this ___ day of _____, 2006:

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.