



VILLAGE OF KEY BISCAYNE

Office of the Village Manager

Village Council

Robert Oldakowski, *Mayor*
Robert L. Vernon, *Vice Mayor*

Enrique Garcia
Steve Liedman
Jorge E. Mendia
Thomas Thornton
Patricia Weinman

Village Manager

Jacqueline R. Menendez

DT: March 7, 2006

TO: Honorable Mayor and Members of the Village Council

FR: Jacqueline R. Menendez, Village Manager

RE: Art in Public Places Board: Vacancy

RECOMMENDATION

That the Village Council consent to the Mayor's appointment of Franklin H. Caplan to fill a vacancy on the Art in Public Places Board.

BACKGROUND

Procedure: The Village Charter provides for the Mayor to make appointments to Committees and Boards with the consent of the Council. There is a vacancy on the Board as Oscar de Armas has resigned. The appointment will serve until January 29, 2007 when the term of all members expire. Appointments to the Board serve for two (2) years.

At a previous Council meeting, the Mayor requested that interested candidates contact the Council or Staff. The Mayor has selected Franklin H. Caplan. A biographical summary of Mr. Caplan's credentials is attached to this memorandum. The Art in Public Places Board has determined that Mr. Caplan is qualified.

Art in Public Places Board: The Board is comprised of seven (7) members appointed by the Mayor with the consent of the Council. The Ordinance which established The Art in Public Places Board requires that appointees meet the following qualifications:

1. knowledgeable in public art and a Village resident.
2. may not operate, own or be employed by an art dealer, art gallery, artists' representative, museum or other entity which derives income from the sale or display of art work.

Duties of the Art in Public Places Board: The Ordinance which established the Board provides for the following duties:

1. Recommends to the Village Council the purchase of artwork
2. Establishes an Artwork Loan Program
3. Recommends to the Village Council procedures dealing with custody, supervision, maintenance and preservation of works of art
4. Recommends guidelines for the selection of artists and evaluation criteria

Subj: **FRANK CAPLAN RESUME**
Date: 02/27/2006 8:48:43 AM Eastern Standard Time
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CC: roldakowski@keybiscayne.fl.gov

FRANKLIN H. CAPLAN

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fhcaplan@adelphia.net

BIOGRAPHICAL SUMMARY

December 2005

Professional:

Shareholder, Berger Singerman, P.A., Miami, Florida, since 1994. Law practice concentrates on commercial real estate and business transactions. Substantial experience in secured and syndication financing, sales, condominium, timeshare and other multi-owner projects, hospitality industry projects, land development, mergers and acquisitions, leasing and workouts, and with related contracts.

Previously: Morgan, Lewis & Bockius, Miami, Florida, 1987-1994; Barclays Business Credit, Hartford, Connecticut, 1984-1987; Kamberg Berman, Springfield, Massachusetts, 1982-1984; Massachusetts Appeals Court, Springfield and Boston, 1981-1982.

Publication and Speaking Topics: Include Survival Statute and Intangible Torts; The Americans With Disabilities Act and Leasing; Federal Excise Tax and Prepaid Phone Cards; Golf Course Developments; Timeshare Financing; Pre-development disposition of appreciated property; Principles of New Urbanism.

Bar Memberships: Florida, Massachusetts, Pennsylvania and New Jersey, and United States District Court (Massachusetts).

Service:

Village of Key Biscayne: 2020 Vision / EAR Committee; Key Biscayne Youth Council Adult Advisory Board; American Cancer Society Relay for Life; Florida Bar, "Put Something Back" *pro bono* program. Previously: Jewish Federation; Miami Design Alliance; Momentum Dance Company; Key Biscayne Transitional Master Plan and Zoning Committees (pre-incorporation) and initial post-incorporation Master Plan Committee.

Educational:

B.A. with honors, McDaniel College, Westminster, Maryland (1977); J.D. Western New England Law

School (1981). Member, *Law Review* (1980-81). Post-graduate appellate clerkship: Massachusetts Appeals Court; Past-president, Law Alumni Association.
Art History Abroad – Switzerland, France and Italy (1977).

Personal:

Married to Gina Coleman. Daughter, Cailen, is 11 and in Sixth Grade at Ransom Everglades. Two dogs, Mia and Brownie. Born: Baltimore, Maryland, April 18, 1955.

Interests: Varied, including time with family and friends, reading, writing, art, music, travel, exercise and sports. Certified scuba diver and licensed private pilot (single engine).