MINUTES

SPECIAL COUNCIL MEETING
KEY BISCAYNE, FLORIDA

THURSDAY, NOVEMBER 17, 2011

COUNCIL CHAMBER
560 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 Michael W. Davey, Enrique Garcia, Robert Gusman, Mayra P. Lindsay, James S. Taintor, Vice Mayor Michael E. Kelly and Mayor Franklin H. Caplan. Also present were Village Clerk Conchita H. Alvarez and Village Attorney Stephen J. Helfman.

2. **PLEDGE OF ALLEGIANCE:** Mayor Caplan led the Pledge of Allegiance.

3. **VILLAGE MANAGER SEARCH/SELECTION FOLLOW UP:** Colin Baenziger with Colin Baenziger & Associates addressed the Council.

On the advice of search consultant Colin Baenziger, the meeting started with a straw poll of the Council in which each Councilmember was asked to list their top five candidates.

The 14 finalists for the Village Manager position are: Rene Crichton, Michael Dutton, Kenneth Fields, John Gilbert, Roberto Hernandez, Peter Lombardi, Jim Payne, Joe Rasco, Fred Russell, Dale Sugerman, John Szerlag, Mark Taxis, Bob Vitas and Randy Witt.

Mr. Gilbert and Mr. Taxis received five votes, while Fields, Hernandez and Vitas received three votes each. Everyone else received two or fewer votes, giving the Council the top five candidates.

The Attorney announced the votes. The votes were as follows: Mayor Caplan voted for John Gilbert, Roberto Hernandez, Joe Rasco, Dale Sugerman and Mark Taxis. Vice Mayor Kelly voted for Rene Crichton, Jim Payne, John Szerlag, Mark Taxis and Bob Vitas. Councilmember Davey voted for Kenneth Fields, John Gilbert, Joe Rasco, John Szerlag and Mark Taxis. Councilmember Garcia voted for John Gilbert. Councilmember Gusman voted for Rene Crichton, John Gilbert, Roberto Hernandez, Peter Lombardi and Randy Witt. Councilmember Lindsay voted for Kenneth Fields, Roberto Hernandez, Jim Payne, Mark Taxis and Bob Vitas. Councilmember Taintor voted for Kenneth Fields, John Gilbert, Peter Lombardi, Mark Taxis and Bob Vitas.

The Council thanked all the candidates for taking part in the process.

Mr. Baenziger addressed the Council regarding the schedule for the Village Manager Interview proposing that interviews start on Saturday, December 2, 2011 with breakfast at 7:45 a.m., individual interview with Councilmembers immediately after, lunch at 1:00 p.m. with the candidates and a Special Council Meeting at 2:00 p.m.

Councilmember Garcia excused himself from the meeting at 6:30 p.m.

Mayor Caplan made a motion to ratify Mr. Gilbert, Mr. Taxis Mr. Fields, Mr. Hernandez and Mr. Vitas as the five finalists for the position of Village Manager. The motion was seconded by Vice Mayor Kelly and approved by a 6-0 voice vote. The vote was as follows: Councilmembers Davey, Gusman, Lindsay, Taintor, Vice Mayor Kelly and Mayor Caplan voting Yes.

Councilmember Davey addressed the Council regarding the Deep Dredging Project and the direct impact on Key Biscayne.

The Attorney addressed the Council regarding this process.

Councilmember Davey made a motion to direct the Attorney to make sure that Key Biscayne rights to challenge are preserved. The motion died for lack of a second.

The Attorney requested an Executive Session regarding the Sands/Sonesta matter on Tuesday, November 22, 2011 at 6:00 p.m. There was no objection to the request.

4. **ADJOURNMENT:** The meeting was adjourned at 6:55 p.m.

November 17, 2011

Respectfully submitted:

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Conchita H. Alvarez, MMC
Village Clerk

Approved this 6th day of December, 2011:

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Franklin H. Caplan
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.