

MINUTES

VILLAGE COUNCIL MEETING  
KEY BISCAAYNE, FLORIDA

TUESDAY, MAY 10, 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 Manager Genaro “Chip” Iglesias and Village Attorney Stephen J. Helfman.
2. **INVOCATION:** Reverend David Moran, Key Biscayne Presbyterian Church gave an invocation.
3. **PLEDGE OF ALLEGIANCE:** Mayor Caplan led the Pledge of Allegiance.
4. **SPECIAL PRESENTATIONS:** There were no special presentations.
5. **PUBLIC COMMENTS:** The following residents addressed the Council: Michele Estevez, 798 Crandon Boulevard; Ed Stone, 154 Hampton Lane and Ron Drucker, 170 Buttonwood Drive.
6. **AGENDA:** Mayor Caplan requested the addition of a status report on Consultatio’s

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development plan to be heard before Item 8A1; requested the deferral of Item 9B to the June 14, 2011 Council Meeting and also requested the deferral of Items 8A2 and 9A to the May 24, 2011 Zoning Meeting (the Manager addressed the Council recommending to approve Item 8A2 this evening) and Councilmember Taintor requested the addition of a discussion regarding a Transportation Study as Item 10A2. There was no objection to the agenda changes.

7. **APPROVAL OF MINUTES:** Councilmember Garcia made a motion to approve the minutes of the April 26, 2011 Zoning Meeting. The motion was seconded by Councilmember Davey.

Councilmember Taintor offered an amendment to correct two grammatical errors: one on page 2 of 4 and the other one on page 3 of 4. There was no objection to the amendment.

The minutes, as amended, were approved by a 7-0 voice vote. The vote was as follows: Councilmembers Davey, Garcia, Gusman, Lindsay, Taintor, Vice Mayor Kelly and Mayor Caplan voting Yes.

At this time Mr. Marcos Corti, on behalf of Consultatio, addressed the Council regarding a revised proposal site plan for the Sonesta Site.

Max Puyanic, 480 S. Mashta Drive addressed the Council.

There was extensive discussion from Council regarding this proposal. The Attorney also addressed the Council regarding this proposal.

At this time, Vice Mayor Kelly made a motion to defer Item 8A1 to the May 24th, 2011 Zoning Meeting. The motion was seconded by Councilmember Gusman and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Davey, Garcia, Gusman, Lindsay, Taintor, Vice Mayor Kelly and Mayor Caplan voting Yes.

8. **ORDINANCES:** There were no ordinances considered by Council.

9. **RESOLUTIONS:** There were no resolutions considered by Council.

10. **REPORTS AND RECOMMENDATIONS:** The following items were discussed:

Mayor and Councilmembers. Mayor Caplan addressed the Council regarding the 20th Anniversary Celebration reporting that the commemoration will be held on Saturday, October 22, 2011 and will take place outdoors in the Civic Center around the Monaco Pools. Also, a more informal family event is being planned for Sunday, October 23, 2011 to be held on the Village Green.

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At this time, Councilmember Taintor addressed the Council regarding a transportation study funded by the transportation monies from Miami-Dade County.

Councilmember Taintor made a motion to do a transportation study funded by the transportation monies from Miami-Dade County.

The Attorney and the Manager addressed the Council regarding the availability of funds for the transportation study and later funding for the implementation of the transportation program.

Michele Estevez, 798 Crandon Boulevard addressed the Council.

There was extensive discussion from Council regarding this proposed program.

The Mayor seconded the Taintor motion. The motion failed by a 3-4 voice vote. The vote was as follows: Councilmembers Davey, Taintor and Mayor Caplan voting Yes. Councilmembers Garcia, Lindsay, Gusman and Vice Mayor Kelly voting No.

Village Attorney. The Attorney did not submit a report.

Village Clerk. The Office of the Mayor issued the following proclamation during the month of May: proclaimed the month of May 2011 as "Florida Building Safety Month".

Village Manager. The Manager addressed the Council recommending that the Council consider refinancing of the Stormwater Utility Revenue Bonds, Series 1999, for the same amount of time as currently outstanding to obtain savings. This proposed refinancing will produce approximately \$90,000 in present value savings due to the low interest rate environment. Additionally it will provide debt relief to cover the cash flow constraint created from October 1, 2010 thru March 1, 2011, when the adjustments to the Stormwater Rates were approved and became effective.

Lourdes Abadin with Estrada Hinojosa, Financial Consultant for the Village addressed the Council regarding the refinancing of the Stormwater Utility Revenue Bonds, Series 1999.

It was the consensus of Council to direct staff to send out an RFP for the Village of Key Biscayne Stormwater Utility Refunding Note, Series 2011 and report back to Council.

11. **OTHER BUSINESS/GENERAL DISCUSSION:** There was no further business discussed.

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

13. **ADJOURNMENT:** The meeting was adjourned at 9:45 p.m.

*Respectfully submitted:*

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*Conchita H. Alvarez, MMC*  
*Village Clerk*

*Approved this 24th day of May, 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.***