

MINUTES

FINAL BUDGET HEARING
KEY BISCA YNE, FLORIDA

THURSDAY, OCTOBER 4, 2007
(CONTINUED FROM SEPTEMBER 25, 2007)

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, Steve Liedman, Thomas Thornton, Patricia Weinman, Vice Mayor Jorge E. Mendia and Mayor Robert L. Vernon. Also present were Village Manager Genaro "Chip" Iglesias, Village Clerk Conchita H. Alvarez and Village Attorney Stephen J. Helfman.

2. **PLEDGE OF ALLEGIANCE:** Former Councilmember Mortimer Fried led the Pledge of Allegiance.

At this time the Clerk requested to substitute the resolution under agenda Item 4A and the ordinance under agenda Item 5A1 by the ones before the Council. The Village Attorney revised these documents to address the recessed hearing and to create a place to note the precise vote. There was no objection to the agenda changes.

3. **MILLAGE RATE RESOLUTION:** The Clerk read the following resolution by title:

A RESOLUTION OF THE VILLAGE OF KEY BISCA YNE, FLORIDA; ADOPTING THE FINAL MILLAGE RATE OF THE VILLAGE OF KEY BISCA YNE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2007 THROUGH SEPTEMBER 30, 2008 PURSUANT TO FLORIDA STATUTE 200.065 (TRIM BILL); PROVIDING FOR AN EFFECTIVE DATE.

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

The Manager addressed the Council regarding the following items: possible shortfall in the financing of the Sanitary Sewer Project of \$6 million, possible cleanup project of about \$240,000 for the property at 530 Crandon Boulevard, potential expenditure of \$3 million for Beach Renourishment, potential outstanding payment to Cummings of approximately \$230,000 (West McIntyre/Crandon Boulevard Project), continued labor negotiations for the Fire Department and the fiscal impact on the budget.

The Mayor opened the public hearing. John P. Rosser, 300 Redwood Lane; Charles Viscito, 141 Crandon Boulevard; Ed Sanchez, 260 Cypress Drive; Mortimer Fried, 291 Harbor Court; Camille Guething, 260 Seaview Drive and Carlos de la Cruz, 5 Harbor Point addressed the Council. The Mayor closed the public hearing.

There was extensive discussion from Council regarding the Property Tax Reform as adopted by the Legislature in the 2007 Special Session.

The Attorney also addressed the Council regarding the Property Tax Reform as adopted by the Legislature in the 2007 Special Session.

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

4. **ORDINANCES:** The Attorney read the following ordinance on second reading, by title:

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA; ADOPTING THE BUDGETS FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2007 THROUGH SEPTEMBER 30, 2008 PURSUANT TO FLORIDA STATUTE 200.065 (TRIM BILL); PROVIDING FOR AN EFFECTIVE DATE.

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

The Manager addressed the Council regarding the proposed budgets for the fiscal year commencing October 1, 2007.

The Mayor opened the public hearing. Karen Beber Futernick, 325 Pacific Road; Charles Viscito, 141 Crandon Boulevard; Gloria Izaguirre, 285 Hampton Lane and Larry Radzville, 77 Crandon Boulevard addressed the Council. The Mayor closed the public hearing.

Jud Kurlancheek, Building, Zoning and Planning Director addressed the Council regarding the Landscape Master Plan. Todd Hofferberth, Director of Parks and Recreation Department addressed the Council regarding the budget for that department. Public Works Director Armando Nunez

addressed the Council regarding the proposed beach renourishment.

Jason Cummins with Coastal Systems addressed the Council regarding the beach renourishment. Ramon Castella with C3TS addressed the Council regarding the proposed underground utilities project and the proposed 30 -50 West Mashta Drive Parking and Drainage project.

It was the consensus of Council to remove the \$1,000,000 allocation in the Capital Outlay for the purchase of 85 West Enid Drive (employee parking lot).

Proposed underground utilities was discussed. Councilmembers Davey, Garcia, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes to keep \$250,000 in the Capital Outlay for Underground Utilities. Councilmember Liedman voting No.

It was the consensus of Council to eliminate \$213,098 from Master Plan/2020 Vision Plan Initiatives.

It was the consensus of Council to allocate \$281,866 for Sanitary Sewer debt service, \$230,000 for Cummings Retainage for work at McIntyre/Crandon Boulevard intersection, \$40,000 for 530 Crandon Boulevard cleanup, \$20,000 towards 4th of July Parade and \$18 6,232 for Hurricane Reserves in the Capital Outlay Budget.

The Manager addressed the Council proposing to look at the Contingencies and Hurricane Reserves line items and to fund these items in March, when the Finance Department will know the amount of the excess for Fiscal Year 2007.

At the Manager's suggestion, it was the consensus of Council to eliminate \$300,000 from Contingencies and \$300,000 from Hurricane Reserves in the Capital Outlay Budget. The Manager also suggested, that when we know exactly what the surplus is, some of these projects can be reassessed and replenish at that time.

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

Mayor Vernon made a motion to adopt the final millage rate for the Village of Key Biscayne at the rate of 3.2 mills. The motion was seconded by Councilmember Weinman.

The Attorney announced that the final millage rate for the Village of Key Biscayne for the fiscal year commencing October 1, 2007 through September 30, 2008 be and is hereby fixed at the rate of 3.2 mills which is \$3.20 dollars per thousand dollars of assessed property value within the Village of Key Biscayne. That the rolled-back rate is 2.966 mills and the final millage rate is 3.2 mills which is

7.89 percent over the rolled-back rate.

The resolution adopting the final millage rate was approved by a 7-0 roll call vote. The vote was as follows: Councilmembers Davey, Garcia, Liedman, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes.

The resolution was approved by a 7-0 roll call vote. The vote was as follows: Councilmembers Davey, Garcia, Liedman, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes.

The ordinance, as amended, was approved by a 7-0 roll call vote. The vote was as follows: Councilmembers Davey, Garcia, Liedman, Thornton, Weinman, Vice Mayor Mendia and Mayor Vernon voting Yes.

The Manager addressed the Council, recognizing Ms. Maite Miyares for her years of service to the Village of Key Biscayne. Ms. Miyares will be leaving the Village of Key Biscayne

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

The meeting was adjourned at 9:50 p.m.

Respectfully submitted:

*Conchita H. Alvarez, CMC
Village Clerk*

Approved this 23rd day of October, 2007:

*Robert L. Vernon
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.