

City of Coral Gables

*City of Coral Gables
405 Biltmore Way
Coral Gables, FL 33134
www.coralgables.com*



Meeting Minutes

Tuesday, March 24, 2009

9:00 AM

City Hall, Commission Chambers

City Commission

*Mayor Donald D. Slesnick, II
Vice Mayor William H. Kerdyk, Jr.
Commissioner Maria Anderson
Commissioner Rafael "Ralph" Cabrera, Jr.
Commissioner Wayne "Chip" Withers*

*Maria Alberro Jimenez, Interim City Manager
Elizabeth M. Hernandez, City Attorney
Walter J. Foeman, City Clerk*

ROLLCALL

Present: 5 - Mayor Slesnick II, Commissioner Anderson, Commissioner Cabrera Jr.,
Vice Mayor Kerdyk Jr. and Commissioner Withers

INVOCATION

Reverend Arnold Perry from Saint Mark's Lutheran Church gave the Invocation.

PLEDGE OF ALLEGIANCE

Vice Mayor Kerdyk led the Pledge of Allegiance.

LEGISLATIVE SUMMARY

The following minutes summary includes all presentations made, and actions taken which information is supplemented by the following exhibits on file in the Office of the City Clerk, and which are by reference made a part of the record herein: (a) Resolution(s) adopted (Resolution No. 2009-67 through Resolution No. 2009-82); (b) Video; (c) Audio Recording; (d) Minutes Folder with Agenda and background information, including items which were submitted at the meeting.

A. PRESENTATIONS AND PROCLAMATIONS**A.-1. [09-0223](#)**

Commendation to Irela M. Bague and Mary M. Young in recognition of Women's History Month.

[Note for the Record: Commissioner Anderson conveyed to the public the significance of public awareness in bringing to the forefront those women who have distinguished themselves professionally in their relationship with the City of Coral Gables, thereby reading into the public record a Certificate of Commendation to Irela M. Bague, and also to Mary M. Young, respectively, for their exemplary efforts in furtherance of Women's History Month. In accepting these accolades, Ms. Bague thanked the City for this wonderful honor, as a community resident, and as a public servant for charitable organizations; further expressing the hope that women can continue to have a perspective on many of these boards, in their capacity as wives, daughters, etc.; further noting that said initiative is key to women's appreciable impact within the community that they serve.

Ms. Mary Young in accepting the Certificate of Commendation stated that there are a multitude of challenges out there; however, there is a chance of distinguishing oneself through the role of being a volunteer.

Commissioner Anderson in bestowing upon the two women recipients both Certificates of Appreciation, stated that it has been her pleasure to have known both women, and it is also her desire that they both continue to excel].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 1

A.-2. [09-0156](#)

Presentation of the Robert DeKorte Memorial Award to Sergeant Randy Hoff.

Attachments: [2008 ROBERT DEKORTE AWARD RECIPIENT NOMINATION COMMISSION COVER MEMO - DEKORTE AWARD](#)

[Note for the Record: Coral Gables Police Chief Richard Naue stated that the Robert DeKorte Memorial Award is given annually in honor of Robert DeKorte, a 19 year veteran of the Coral Gables Police Department who was killed in the line of duty on January 21, 1972, while attempting to apprehend two individuals during the commission of a robbery of a local liquor establishment; further acknowledging the efforts of the late Coral Gables Commissioner Rebyl Zain, who spearheaded the proposal that said award to be given annually to the officer who best exemplifies courage, dedication, and devotion to duty; further acknowledging the presence of the Officer DeKorte's son, also Robert DeKorte, Jr., along with his daughter Sandy Hassel (who was unable to be in attendance); further stated that Bob DeKorte was a friend to all.

Chief Naue stated that this year's recipient of the 2008 Robert DeKorte Memorial Award is Sergeant Randy Hoff, a 21-year veteran of the Coral Gables Police Department; further characterizing said individual as a leader in crime management, courageous, dedicated and devoted to duty; a true leader who always promotes one's good duty.

In accepting this accolade, Sergeant Randy Hoff stated that he wanted to extend his sincere gratitude to the DeKorte family, whose father paid the ultimate price; further reiterating that this is a distinguished honor, and that he does not want to take it lightly; further adding that he deeply appreciates this recognition.

Aaron Glasser, President of the Fraternal Order of Police Association (Lodge 7) proffered a check in the amount of \$200, whereby Sergeant Hoff tendered back said check, stating that out of respect for all of the good work that has been performed by Vice President Glasser, that he would donate same back to the Memorial Scholarship Fund, for the children of the fallen police officers.

Police Chief Naue also presented Sergeant Hoff with a check in the amount of \$500, forty hours of annual leave, plus recognition in having his name added to the Robert DeKorte Memorial, which will remain on display in the lobby of the Police Department].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 2

A.-3. [09-0200](#)

Presentation of the 2008 Communications Operator of the Year Award to Communications Operator Marangely Vazquez.

Attachments: [COMMISSION COVER MEMO-COMM OPERATOR OF THE YEAR 2008](#)
[NOMINATION OF COMM. OPER. OF THE YEAR 2008](#)

[Note for the Record: Chief Naue informed members of the public that recognition is given not only to the sworn police officers, but also giving praise to Marangely Vasquez for being the recipient of the 2008 Communications Operator of the Year Award; further stating that Operator Vasquez has been a member of the Police Department's Communications family since September 1999; further noting that she has learned all of the different facets of new equipment/software, thus becoming one of the department's resident experts; further pointing out that she is frequently charged with the responsibility of covering for her supervisor during her absence; also, acknowledging her as one of the department's Communications Training Operators and is frequently assigned trainees back to back; further stating that she frequently volunteers to help with different projects; the most recent being to serve as a liaison to the Fire Department, to more efficiently disperse updates and changes to her co-workers; further being acknowledged for the treatment of her co-workers and citizens with the utmost respect, professionalism and just the right amount of empathy].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 3

A.-4. [09-0096](#)

Presentation of the 2008 Kiwanis Club of Coral Gables "Officer of the Year Award" to Police Officer Antonio Aleman.

Attachments: [Aleman Officer of The Year 2008](#)
[COMMISSION COVER MEMO - OFFICER OF THE YEAR 2008](#)

[Note for the Record: Police Chief Naue acknowledged Officer Antonio Aleman, as the 2008 recipient of the Kiwanis Club of Coral Gables "Officer of the Year Award"; further stating that Officer Aleman, a twelve (12) year veteran, who was assigned to the Uniform Patrol Division (midnight shift); further stating that on October 9, 2008, Officer Aleman noticed three vehicles that were involved in a competitive race traveling southbound on South Dixie Highway around 4:20 a.m.; whereupon Officer Aleman attempted to effectuate a traffic stop on one of the vehicles involved, however, one of the vehicles abruptly cut off Aleman, causing him to take evasive measures to avoid an accident; however, he did in fact hit the median with his vehicle and a stop sign; further alertly issuing a BOLO alert for the three vehicles, which led to one of the vehicles being pulled over and the driver being apprehended; further noting that certain responding officers to the BOLO, found another of the suspected vehicles in a parking garage; further stating that the information that was obtained from the vehicle in the parking garage, along with the information obtained from Officer Aleman from the offender in custody helped to identify the other two drivers involved; further pointing out that through the assistance of Officer Robert Thomson, that Officer Aleman was

able to contact and interview the remaining two offenders involved with said incident and placed them under arrest, thus resulting in all three defendants being charged with reckless driving, participation in an unlawful race and leaving the scene of an accident with injury.

Officer Aleman is credited with responding to 533 calls as a primary officer, 355 as the backup officer, writing 111 incident reports, 13 accident reports, completing 7 field contacts, issuing 409 citations, and making 62 arrests; further stating that the State Attorney's Office considers him to be an expert in the field of DUI arrest].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 5

A.-5. [09-0204](#)

Presentation of a Proclamation declaring the week of April 12 - 18, 2009, as National Public Safety Telecommunications Week in Coral Gables.

[Note for the Record: Mayor Slesnick stated at this point during the presentation of protocol documents, that he should read the proclamation into the public record, declaring the week of April 12-18, 2009 as "National Public Safety Week" in Coral Gables; further noting that since the City Commission is honoring Ms. Marangely Vasquez, duly acknowledged as the eyes and ears of the Communications for Police and the Fire Department, that the proclamation document be brought forth concomitant with said recognition of Ms. Vasquez].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 4

A.-6. [09-0159](#)

Presentation of the Police Department's Citizen Recognition Award to student Emily Martinez-Lanza.

Attachments: [NOMINATION MEMO RE CITIZEN COMMISSION COVER MEMO - CITIZEN RECOGNITION AWARD](#)

[Note for the Record: Police Chief noted that what is needed to make a City great are the countless numbers of volunteers; further stating that this is "The Year of the Volunteer;" Major Ginn further stated that today the department is present to give recognition to two unsung heroes, namely Lilia Marcos and Ricardo Valdes-Flores, along with Emily Martinez-Lanza, a gifted 11th grade student, attending Gulliver's Preparatory School, a talented pianist, who recently joined the Victim Witness Unit of the Coral Gables Police Department fund raising efforts to assist victims during their recovery; further pointing out that through her position as president and founder of the Teens Against Domestic Abuse Organization, she is creating awareness through education and support; further noting that she has collected over 300 cell phones through conducting a drive for old cell phones to help victims reach emergency services; further stating that she has collected over \$4,000; further noting that she has coordinated a media covered activity in her school regarding domestic violence; further

stating that she has been nominated for the “Do the Right Thing” program, sponsored by the Miami Police Department, where she was selected as the High School Special Recognition winner; further stating that her next campaign will be “Break the Cycle, Break the Silence”].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 6

A.-7. [09-0160](#)

Presentation of the Police Department's Citizen Recognition Award to volunteers Lilia Marcos and Ricardo Valdes-Flores.

Attachments: [NOMINATION MEMO RE SENIOR VOLUNTEERS](#)
[COMMISSION MEMO - SENIOR VOLUNTEERS](#)

[Note for the Record: Police Chief Naue stated that if it was not for the efforts of Lilia Marcos and Valdes-Flores, the senior volunteers, that Katia Castellanos (Victim Witness Unit Coordinator) would not be able to work as well as she does with the crime victims in her unit; further noting that Mrs. Marcos retired after 20 years in the insurance business, thus joining her unit, working an average of 40 hours a month; further stating that Mr. Valdes-Flores retired after 35 years of service in the banking business, thereby began volunteering for the Victims/Witness Unit in 2003; further noting that in 2003, he received a presidential recognition for his innumerable hours to the Coral Gables Police Department; further commending their joint efforts which has assisted the Police Department in assisting over 500 victims every year; further noting that both Ricardo and Lilia are a sterling example of how following retirement, that knowledge, experience, and talents can be shared and become a valuable asset to our community.

Police Chief Naue further thanked all of the members of the Police Department, along with the members of the City Commission, for what they do on behalf of Victims Advocates, in furtherance of trying to make said individuals whole again; further pointing out that the department could not accomplish same without the support from the Commission and staff.

Mayor Slesnick further thanked those citizen volunteers; further expressing regret that our local media sources were not present to cover same, in his opinion focusing on the fury of a few people rather than focusing on the efforts of those doing good for the many].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 7

- A.-8. [09-0191](#) Presentation of 20 years service pin to Michael L. Johnson, Public Works Department.

Attachments: [CM_MJohnson](#)

[Note for the Record: Interim City Manager Maria Jimenez requested that Public Works Director Alberto Delgado come forth for the presentation of the 20-year service pin to Michael L. Johnson, whereby Mr. Delgado conveyed to the public that Michael Johnson joined the City in 1989, in the capacity as Maintenance Worker I (Public Service Department); transferred to the Public Works Department in 1999, where he assumed additional duties commensurate with that of a Maintenance Worker II (March 2005), was later promoted to Maintenance Worker Repair Worker (March 2006); further being characterized as being a productive worker, who does an excellent job in reading and interpreting storm water and sewer blue prints, a team player, as well as being a hard worker who takes pride in the job that he performs.

In accepting this accolade, Michael thanked his colleagues, stating that he enjoys working for the City of Coral Gables].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 8

- A.-9. [09-0192](#) Presentation of 20 years service pin to John F. Williams, Public Works Department.

Attachments: [CM_JWilliams](#)

[Note for the Record: Interim City Manager Maria Jimenez requested that Public Works Director Alberto Delgado again come to the dais to speak on behalf of John F. Williams, as the recipient of his 20-year service pin, whereby Mr. Delgado stated that John began his tenure with the department, initially in the capacity of a Maintenance Worker 1 (March 6, 1989); was quickly promoted to Maintenance Repair Worker II (August 19, 1989); Sewer Maintenance Mechanic (December 1995), occasionally filling in as a senior foreman, when needed; further noting that on two occasions during his tenure, he has been the Employee of the Month (January 1993 and May of 2004); further receiving recognition in being of the team that repaired the 16" force main on Old Cutler Road; further being characterized as an individual with good ideas, an excellent employee, committed toward doing the best job; further proving that he can handle any job.

In accepting this accolade, John thanked the City for giving him the opportunity to work for 20 years; further expressing optimism that he can work for three more years; further thanking his co-workers for coming out and supporting him on this occasion; further stating that he could not have done the work without their support].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 9

- A.-10. [09-0193](#) Congratulations to Carolina Vester, Parks & Recreation Department, recipient of the City of Coral Gables Employee of the Month Award, for the month of April 2009.

Attachments: [Cover Memo](#) [EOM April2009](#)
[EOM Ltr](#)

[Note for the Record: Marj Adler formally acknowledged Carolina Vester, from the Parks and Recreation Department, on being the recipient of the Coral Gables Employee of the Month Award for the month of April 2009;

Human Resources Director Marj Adler stated that Carolina Vester is an individual whom has already made a splash; further stating that as a graduate of Coral Gables High School, she began her volunteer work in the City of Coral Gables five years ago, working in various positions during Calendar Year 2004; she proceeded to become a part-time lifeguard, before becoming a Lifeguard Instructor.

Parks and Recreational Department Director Fred Couceyro further stated that Ms. Vester is currently a Recreational Facility Aide at the Venetian Pool, having initially assumed responsibility for the cashiering and concessions operations, lifeguard and water safety skills; further noting that not only does Carolina runs the front admissions

and concessions, but also plays a critical role in the Lifeguard Program and the lifeguard training and certification; managing documents, etc.

Further noting that Ms. Vester utilized her transitioning skills in her move to the War Memorial Youth Center, to assist staff at the Youth Center Registration Office, managing the part-time cashier staff; managing and processing regular documents; assisting patrons regularly at the front counter; working with Class software application, etc.

Mr. Couceyro summed up Ms. Vester's initiative, saying that she is always attentive and ready for any emergency situation in her capacity as Playground Guard; further adding that her new job skills have been excellent for all of her duties with the Youth Center. In accepting the recognition, Ms. Vester, was joined by her mother and grandparents, whom she affectionately referred to as "Peachy," calling her grandmother her role model.

Mr. Couceyro further added that with so many challenges at Venetian Pool, Ms. Vester has done a great job transitioning over to the War Memorial Youth Center; further acknowledging her assistance in streamline some of his departmental processes, paving the way for the future.

In accepting this accolade, Ms. Vester thanked the City of Coral Gables for continuing to recognize its employees; further adding that it is a motivator; and that she is proud to be here].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 10

B. APPROVAL OF MINUTES

B.-1. [09-0225](#) Regular City Commission Meeting of March 10, 2009

Attachments: [Meeting Minutes](#)
[Verbatim Transcript - Agenda Item F-2](#)
[Verbatim Transcript - Agenda Item H-6, D-2, E-2, E-3](#)

A motion was made by Commissioner Anderson, seconded by Commissioner Withers, that this motion be approved. The motion passed by the following vote:

Yeas : 4 - Commissioner Anderson, Commissioner Cabrera, Jr., Commissioner Withers and Mayor Slesnick II

Absent : 1 - Vice Mayor Kerdyk, Jr.

City Clerk Item No. 12

C. CONSENT AGENDA

All items listed within this section entitled "Consent Agenda" are considered to be self-explanatory and are not expected to require additional review or discussion, unless a member of the City Commission or a citizen so requests, in which case, the item will be removed from the Consent Agenda and considered along with the regular order of business. Hearing no objections to the items listed under the "Consent Agenda", a vote on the adoption of the Consent Agenda will be taken.

Passed the Consent Agenda

A motion was made by Commissioner Anderson, seconded by Commissioner Withers, to Adopt the Consent Agenda. The motion carried by the following vote:

Yeas : 4 - Commissioner Cabrera, Jr., Commissioner Withers, Commissioner Anderson and Mayor Slesnick II

Absent : 1 - Vice Mayor Kerdyk, Jr.

RESOLUTION NO. 2009-67**C.-2. [09-0171](#)**

A Resolution of the City of Coral Gables granting a one-day permit to the United Way of Miami-Dade to sell alcoholic beverages on Thursday, April 23, 2009 from 5:00 p.m. to 10:00 p.m. at the Village of Merrick Park on San Lorenzo Avenue during the Miami Wine and Food Festival Tasting Event, pursuant to Florida Department of Professional Regulation Requirements and City Special Events Committee provisions.

Attachments: [United Way of Miami Dade Special Event Application & Permit 030609.pdf](#)
[United Way of Miami Dade Resolution 04-23-09.pdf](#)
[Cover Sheet for United Way of Miami Dade 04-23-09.pdf](#)

A RESOLUTION GRANTING A ONE-DAY PERMIT TO THE UNITED WAY OF MIAMI-DADE TO SELL ALCOHOLIC BEVERAGES ON THURSDAY, APRIL 23, 2009, FROM 5:00 P.M. TO 10:00 P.M. AT THE VILLAGE OF MERRICK PARK, ON SAN LORENZO AVENUE, DURING THE MIAMI WINE AND FOOD FESTIVAL TASTING EVENT, PURSUANT TO FLORIDA DEPARTMENT OF PROFESSIONAL REGULATION REQUIREMENTS AND CITY SPECIAL EVENT COMMITTEE PROVISIONS.

This Matter was adopted by Resolution Number 2009-67 on the Consent Agenda.

City Clerk Item No. 13

RESOLUTION NO. 2009-68**C.-3. [09-0172](#)**

A Resolution of the City of Coral Gables granting a one-day permit to the Globe Cafe to sell alcoholic beverages on Friday, May 15, 2009 from noon to midnight along the 300 block of Alhambra Circle between Salzedo and LeJeune during the CUBALIBRE event benefitting the Regis House, pursuant to Florida Department of Professional Regulation Requirements and City Special Events Committee provisions.

Attachments: [The Globe Cafe Special Events Application & Permit 030609.pdf](#)
[Globe Cafe Resolution 05-19-09.pdf](#)
[Cover Sheet for Globe Cafe 051509.pdf](#)

A RESOLUTION GRANTING A ONE-DAY PERMIT TO THE GLOBE CAFE TO SELL ALCOHOLIC BEVERAGES ON FRIDAY, MAY 15, 2009, FROM NOON TO MIDNIGHT ALONG THE 300 BLOCK OF ALHAMBRA CIRCLE BETWEEN SALZEDO AND LEJEUNE DURING THE CUBALIBRE EVENT BENEFITTING THE REGIS HOUSE, PURSUANT TO FLORIDA DEPARTMENT OF PROFESSIONAL REGULATION REQUIREMENTS AND CITY SPECIAL EVENT COMMITTEE PROVISIONS.

This Matter was adopted by Resolution Number 2009-68 on the Consent Agenda.

City Clerk Item No. 14

RESOLUTION NO. 2009-69**C.-5. [09-0179](#)**

A Resolution of the City of Coral Gables supporting an application for an Urban and Community Forestry grant in the sum of \$10,000.00 for the purpose of matching funds used to purchase or develop educational materials and displays related to Urban and Community Forestry topics; and authorizing the City Manager to execute a Grant Memorandum of Agreement with Florida Department of Agriculture and Consumer Services.

Attachments: [Example Memo of Agreement for Commisiion](#)
[Comm Cover Sheet 3 24 09](#)
[Forestry Grant Resolution 3 24 09](#)

A RESOLUTION SUPPORTING APPLICATION FOR AN URBAN AND COMMUNITY FORESTRY GRANT IN THE SUM OF 10,000.00 FOR THE PURPOSE OF MATCHING FUNDS TO BE USED TO PURCHASE OR DEVELOP EDUCATIONAL MATERIALS AND DISPLAYS RELATED TO URBAN AND COMMUNITY FORESTRY TOPICS; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A GRANT MEMORANDUM OF AGREEMENT WITH THE STATE OF FLORIDA, DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF FORESTRY.

This Matter was adopted by Resolution Number 2009-69 on the Consent Agenda.

City Clerk Item No. 15

RESOLUTION NO. 2009-70

- C.-6. [09-0219](#) A Resolution of the City of Coral Gables authorizing the City Manager to include the Coral Gables Art Cinema on the Mainstreet Economic Recovery Stimulus Project list.

Attachments: [03c Comm Cover Arts Cinema on Stimulus list 03-24-09 \(2\).pdf](#)
[03c Art Cinema on Economic Stimulus Project List \(2\).pdf](#)
[R-2009-28.pdf](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO INCLUDE THE CORAL GABLES ART CINEMA ON THE MAINSTREET ECONOMIC RECOVERY STIMULUS PROJECT LIST.

This Matter was adopted by Resolution Number 2009-70 on the Consent Agenda.

City Clerk Item No. 16

Presentation of Boards and/or Committees minutes requesting no action from the City Commission:

- C.-8. [09-0173](#) Parks & Recreation Advisory Board Meeting of February 20, 2009

Attachments: [Cover Sheet.Minutes 02-20-2009.pdf](#)
[Min 02-20-09.draft.pdf](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 17

- C.-9. [09-0175](#) School and Community Relations Committee Meeting of February 10, 2009

Attachments: [feb 09](#)
[summary of feb 09](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 18

- C.-10. [09-0180](#) Landscape Beautification Advisory Board Meeting of March 5, 2009

Attachments: [BC Cover Sheet 3-5-09 na](#)
[Minutes BC 3-5-09](#)
[LBAB Minutes 3-5-09 signed](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 19

- C.-11. [09-0186](#) Property Advisory Board Meeting of February 18, 2009

Attachments: [Cover for 2-18 Minutes](#)
[PAB 2-18 Minutes](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 20

- C.-12. [09-0199](#) Property Advisory Board Meeting of February 4, 2009

Attachments: [Cover 2-4 PAB](#)
[PAB 2-4 Minutes](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 21

- C.-13. [09-0207](#) Coral Gables Merrick House Governing Board Meeting of February 23, 2009

Attachments: [Merrick House February 23, 2009](#)
[CGMNoAction-02.24.09MinutesforCC02.23.09](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 22

- C.-14. [09-0208](#) Historic Preservation Board Meeting of February 19, 2009

Attachments: [HPB Feb 19, 2009](#)
[NoAction02.19.09.MinustesforCC03.24.09](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 23

- C.-15. [09-0209](#) Board of Adjustment Meeting of March 2, 2009

Attachments: [BOADJ Meeting Minutes 3-2-09](#)
[BOADJ Cover Notice Summary 3-2-09](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 24

- C.-16. [09-0214](#) Code Enforcement Board Meeting of March 18, 2009

Attachments: [memo cover mar 09](#)
[ROLLCALL mar 09](#)
[MAR 09](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 25

- C.-17. [09-0218](#) Traffic Advisory Board Meeting of February 17, 2009

Attachments: [cover for TAB 2-17-09](#)
[Corrected Traffic Board Minutes 2-17-09](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 26

- C.-18. [09-0190](#) Retirement Board Meeting of February 12, 2009

Attachments: [CC.03-24-09.February 12, 2009](#)
[Minutes.02-12-09](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 27

- C.-19. [09-0194](#) Insurance Advisory Committee Meeting of March 16, 2009

Attachments: [CoverMemo_IACMtg_031309](#)
[IAC_Minutes_031609](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 28

Pulled from Consent Agenda**RESOLUTION NO. 2009-71****C.-1. 09-0170**

A Resolution of the City of Coral Gables authorizing the City Manager and the Chief of Police to execute a Combined Voluntary Cooperation and Operational Assistance Mutual Aid Agreement with the Village of Pinecrest Police Department, for multi-jurisdictional and cross-jurisdictional delivery of police services.

Attachments: [COMMISSION COVER MEMO- PINECREST MUTUAL AID RESOLUTION - PINECREST PD - MOU](#)
[MOU WITH PINECREST](#)

A RESOLUTION AUTHORIZING THE IMPLEMENTATION OF A COMBINED VOLUNTARY COOPERATION AND OPERATIONAL ASSISTANCE MUTUAL AID AGREEMENT BETWEEN THE CITY OF CORAL GABLES POLICE DEPARTMENT AND THE VILLAGE OF PINECREST POLICE DEPARTMENT.

[Note for the Record: Mr. Volsky requested through the City Commissioner have Police Chief Naue explain what Agenda Item A-1 means; further stating that he has no formal objections to said matter, but notwithstanding that he would welcome the explanation from the Police Chief; whereby Chief Naue explained that in order to allow for routine patrol along common boundary roads and due to the possibility of occurrence of events requiring law enforcement response and other natural and man made conditions that are beyond the control of a given law enforcement agency, necessitate that our City enter into Mutual Aid Agreements for voluntary cooperation and support and operational assistance under Section 23.1225, Florida Statutes, as well as the rendering of assistance in a law enforcement emergency as defined in Section 252.34, Florida Statutes].

A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Anderson, that this motion be adopted by Resolution Number 2009-71. The motion passed by the following vote:

Yeas : 5 - Vice Mayor Kerdyk, Jr., Commissioner Withers, Commissioner Anderson, Commissioner Cabrera, Jr. and Mayor Slesnick II

City Clerk Item No. 29

RESOLUTION NO. 2009-72**C.-4. 09-0178**

A Resolution of the City of Coral Gables authorizing the City Manager to execute an Amendment to the Lease Agreement entered into on November 17, 2008 between the City of Coral Gables and Dulce, LLC for the Lease of City-owned retail space located at 286 Miracle Mile by extending the Rent Abatement period by five (5) additional months and the Lease Term to three (3) years eight (8) months.

Attachments: [ActionPermit 280 Miracle Mile.pdf](#)
[Dulce Lease Amendment Resolution.pdf](#)
[Commission Cover Sheet.pdf](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE LEASE AGREEMENT ENTERED INTO ON NOVEMBER 17, 2008 BETWEEN THE CITY OF CORAL GABLES AND DULCE, LLC FOR THE LEASE OF CITY-OWNED RETAIL SPACE LOCATED AT 286 MIRACLE MILE, RESULTING IN AN ADDITIONAL FIVE (5) MONTH RENT ABATEMENT PERIOD, AND A REVISED INITIAL LEASE TERM OF THREE (3) YEARS EIGHT (8) MONTHS.

[Note for the Record: Following the pulling of Agenda Item C-4, Commissioner Withers inquired of Interim City Manager Maria Jimenez as to why was the Rent Abatement period increased from three months to eight months?-further inquiring as to why the City did not discover these issues before the property was placed on the market?- whereby Ms. Jimenez called upon Ms. Swanson, who in return called upon Business Development Specialist Jessica Wotherspoon who explained that at the time of the lease execution (May 19, 2008), there was a lack of knowledge of the problems that existed ; however, when City inspectors visited the property to inspect the space, it was detected, although not initially identified that there existed considerable problems and Code violations; further stating that had the City known beforehand, the lease agreement would not have been structured in the manner that it was done.

Department of Development Director Cathy Swanson-Rivenbark stated that she was unaware that the considerable problems and Code Enforcement violations existed; further stating that it is the City's obligation; further noting that the prior tenant had done a lot of work without a permit; further stating that as Zoning Inspectors went through their process, thereby Code Enforcement issues surfaced].

A motion was made by Commissioner Withers, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2009-72. The motion passed by the following vote:

Yeas : 5 - Commissioner Withers, Commissioner Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr. and Mayor Slesnick II

City Clerk Item No. 30

RESOLUTION NO. 2009-73**C.-7. [09-0224](#)**

A Resolution of the City of Coral Gables urging Governor Charlie Crist to convene a taskforce to explore effective means to protect our communities from sexual violence; directing the City Clerk to transmit a copy of this Resolution to the officials designated herein.

Attachments: [Special Task Force Cover Memo](#)
[Special Task Force Resolution](#)

A RESOLUTION OF THE CITY OF CORAL GABLES URGING GOVERNOR CHARLIE CRIST TO CONVENE A TASKFORCE TO EXPLORE EFFECTIVE MEANS TO PROTECT OUR COMMUNITIES FROM SEXUAL VIOLENCE; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE OFFICIALS DESIGNATED HEREIN.

[Note for the Record: Interim City Manager Maria Jimenez stated that the matter before the City Commission was a resolution urging Governor Crist to convene a Statewide Taskforce to explore effective means to protect our communities from sexual violence; further informing the Commission that said issue was forwarded to the Commission from City of Miami Commissioner Marc Sarnoff, said legislation which was passed and adopted by the Miami Commission at its meeting of February 12, 2009; further noting that the number of individuals living under bridges that have been convicted of sexual offenses has risen, and the inability of said group of individuals to find adequate housing is constrained under residence ordinances that have been promulgated by varying governmental entities; further noting that our City's Public Safety Committee felt that our City should work together with the state and address this key topic].

A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Anderson, that this motion be adopted by Resolution Number 2009-73. The motion passed by the following vote:

Yeas : 5 - Commissioner Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Withers and Mayor Slesnick II

City Clerk Item No. 31

[Note for the Record: Following the completion of deliberation regarding the Consent Agenda Items, Commissioner Anderson suggested that the City Administration review patterns of noise levels as it pertains to public events, thus contributing to the inconveniencing of residents in those designated areas; further suggesting that this be made part of our evaluation process; further urging that the City Administration needs to be cognizant of the impact that noise has made to our community].

D. PERSONAL APPEARANCES

- D.-1. [09-0211](#) Presentation by Kathy Thomas-Beck, Managing Director, RSM McGladrey, on proposal for Professional External Auditing Services on Risk Assessment and Business Reviews on Operations of the City. (RSM McGladrey is the City's External Auditor)

Attachments: [STATEMENTS OF WORK - Risk Assessment](#)
[RSM McGladrey Engagement Letter](#)
[Agenda Item - Presentation of RSM](#)

This Agenda Item was Deferred

City Clerk Item No. 11

E. PUBLIC HEARINGS**RESOLUTION NO. 2009-78**

- E.-1. [09-0185](#) Historic Preservation Board Appeal

CASE FILE COA (ST) 2009-14:

Kelly and June Marcum, applicants, have filed an Appeal to the Coral Gables City Commission, from a decision of the Historic Preservation Board at its regular meeting held on Thursday, February 19, 2009.

Summary of Appeal:

The Historic Preservation Board, at its regular hearing on February 19, 2009 denied an application for the installation of a new roof using clay "S" tiles on the property at 2703 Alhambra Circle, a contributing property within the "Alhambra Circle Historic District," legally described as Lots 17 and 18, Block 10, of Coral Gables, Section "D", according to the Plat thereof, recorded in Plat Book 25, at Page 74, of the public records of Dade County, Florida. Two motions were made by the Board, neither of which resulted in a majority vote.

Attachments: [2703 Alhambra Circle.COA\(ST\)2009-14](#)
[COAReport2009-14](#)
[HPB Feb 19, 2009](#)

A RESOLUTION OF THE CITY COMMISSION OF CORAL GABLES REMANDING BACK TO THE HISTORIC PRESERVATION BOARD, AGENDA ITEM E-1 [SUBJECT MATTER: APPEAL OF DECISION BY KELLY AND JUNE MARCUM (APPLICANTS), TO DENY REQUEST FOR DESIGN APPROVAL FOR THE INSTALLATION OF A NEW ROOF WITH CLAY "S" TILES FOR PROPERTY LOCATED AT 2703 ALHAMBRA CIRCLE, A CONTRIBUTING PROPERTY WITHIN THE "ALHAMBRA CIRCLE HISTORIC DISTRICT," LEGALLY DESCRIBED AS LOTS 17 AND 18, BLOCK 10, OF CORAL GABLES SECTION "D", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 25, AT PAGE 74, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA] FOR THE BOARD'S RECONSIDERATION, INPUT AND RECOMMENDATION REGARDING SAME].

[Note for the Record (Agenda Item E-1): Following Interim City Manager Maria Jimenez' reading of the title to Agenda Item E-1 into the public record, and after said matter was brought back, after having been tabled earlier during the morning session, after failure to reach a consensus earlier as to whether said matter could be brought back from the Historic Preservation Board expeditiously, without imposing an additional burden of another fee on the applicant, for said appeal, it was agreed upon by both parties to the action (both the City's HPB and Kelly and June Marcum), to have the appeal remanded back to the Historic Preservation Board, on the assurance that the City would refund the applicants appeal, if there is a determination that they do not have to go forward again with another appeal action for further clarification; further stipulating that said applicants' permit would be extended to allow for the time period, in order that they would not have to reapply for the permit.

Questions, Issues, Inquiries and Concerns by the City Commission: Commissioner Cabrera inquired as to whether said appeal would be remanded back to the City's Historic Preservation Board without any additional costs being incurred by the applicant?-further inquiring as to whether said matter can be brought back on an expedited basis, if needed].

A motion was made by Commissioner Anderson, seconded by Commissioner Withers, that this motion be deferred by Resolution Number 2009-78. The motion passed by the following vote:

Yeas : 5 - Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Withers, Commissioner Anderson and Mayor Slesnick II

City Clerk Item No. 35

City Clerk Item No. 39

ORDINANCES ON FIRST READING**E.-2. [09-0203](#)**

Ordinance of the City Commission of the City of Coral Gables amending the "Code of the City of Coral Gables" by amending Chapter 2, "Administration", Article V, "Conflict of Interest and Code of Ethics", Sec. 2-232 "Certain appearances and payment prohibited.", to provide that the chairperson of a city board may, at the request of the board, appear before the City Commission to provide the board's recommendation; providing for severability, codification, and repealing all ordinances inconsistent herewith. (Passed on First Reading on March 24, 2009).

Attachments: [agendacover_ethics_chairpersonappearance](#)
[ethicsordamend 3 24 09chairpersonsappearance](#)
[comm memo ethics chairpersonappearance](#)
[ethicsordamend 4 28 09chairpersonsappearance](#)
[Conflic of Interest and Code of Ethics](#)

[Note for the Record (Agenda Item E-2): Following the reading of the title to Agenda Item E-2 into the public record, Commissioner Anderson inquired as to whether certain additional language could be inserted into said legislation, targeted at providing assurances that an affected Board has knowledge of the fact that its chairperson is scheduled to appear and speak before the City Commission, further adding that the title of Chairperson should not empower said individual to appear before the City Commission, their Board must grant permission to do same. City Attorney proffered suggestive language, that was agreed upon by Commissioner Anderson as maker of the motion to approve said item, with the aforementioned modification].

A motion was made by Commissioner Anderson, seconded by Commissioner Cabrera, Jr., that this motion be approved as an Ordinance on First Reading. The motion passed by the following vote:

Yeas : 5 - Vice Mayor Kerdyk, Jr., Commissioner Withers, Commissioner Anderson, Commissioner Cabrera, Jr. and Mayor Slesnick II

City Clerk Item No. 40

F. CITY COMMISSION ITEMS**RESOLUTION NO. 2009-79****F.-1. [09-0220](#)**

A Resolution of the City of Coral Gables appointing Patrick G. Salerno as City Manager and further approving a salary and benefit package.

Mayor Donald D. Slesnick, II

Attachments: [Signed Resolution 2009-79](#)

A RESOLUTION APPOINTING PATRICK G. SALERNO AS CITY MANAGER OF THE CITY OF CORAL GABLES; FURTHER APPROVING SALARY AND BENEFITS PACKAGE, AS SET FORTH HEREIN.

A motion was made by Commissioner Withers, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2009-79. The motion passed by the following vote:

Yeas : 4 - Commissioner Withers, Commissioner Anderson, Vice Mayor Kerdyk, Jr. and Mayor Slesnick II

Nays : 1 - Commissioner Cabrera, Jr.

City Clerk Item No. 41

F.-2. [09-0222](#)

Discussion concerning pilot program to aesthetically enhance Coral Gables bridges.

Vice Mayor William H. Kerdyk, Jr.

This Agenda Item was Discussed and Filed

City Clerk Item No. 38

G. BOARDS/COMMITTEES ITEMS**RESOLUTION NO. 2009-77**

- G.-1.** [09-0181](#) Presentation of excerpts from the Landscape Beautification Advisory Board Meeting of March 5, 2009 requesting the following action:

That the City Commission accept the butterfly sculpture for placement inside the Coral Gables Branch Library and that the details of installation be worked out by the Library Advisory Board.

Attachments: [Minutes BC 3-5-09](#)
 [BC Cover Sheet 3-5-09a](#)
 [butterfly 001](#)
 [butterfly 002](#)

A RESOLUTION OF THE CITY OF CORAL GABLES, FLORIDA ACCEPTING THE BUTTERFLY SCULPTURE FOR PLACEMENT INSIDE OF THE CORAL GABLES BRANCH LIBRARY; FURTHER STATING THAT THE DETAILS OF SAID INSTALLATION BE WORKED OUT BY THE LIBRARY ADVISORY BOARD.

[Note for the Record: Following Mayor Slesnick's reading of the title to Agenda Item G-1 into the public record, Interim City Manager Maria Jimenez recognized Public Services Director Dan Keys, who informed the Commission that members of the Coral Gables Garden Club were present for acceptance of the Butterfly Sculpture, which placement will go inside the interior of the Coral Gables Branch Library, along with pamphlets which will provide the public with directional information as to the whereabouts of the Butterfly Sculpture, at the exterior of said Garden.

Mayor Slesnick in describing the aforementioned setting, said that it is a beautiful place; further introducing Donna Bach, president of the Coral Gables Garden Club, along with Susie Annerkan, First Vice President. Ms. Bach stated that the butterfly sculpture was a gift from the Garden Club to the City, to be displayed in the City; further adding that hopefully, it will be an entrance way to the Butterfly Garden that the Garden Club had installed several years ago.

Mayor Slesnick stated that said sculpture is a true representation of a butterfly anatomically, which makes for a good study item for students, as they go to the library; further noting that the City is proud of its Butterfly Garden; further mentioning to those members of the Garden Club whom were present that Commissioner Withers would like to suggest that they would enter into a partnership with the University of Florida in connection with its butterfly exhibit, which has been recognized as one of the best in the world].

A motion was made by Commissioner Anderson, seconded by Commissioner Withers, that this motion be adopted by Resolution Number 2009-77. The motion passed by the following vote:

Yeas : 5 - Commissioner Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Withers and Mayor Slesnick II

City Clerk Item No. 36

H. CITY MANAGER ITEMS

- H.-1. [09-0168](#) Update on Police Department Area Patrol Deployment. (Deferred from the March 10, 2009 Meeting)

Attachments: [Police Department Report on Area Patrol](#)
[Update on Police Patrol](#)
[Naue report to CM](#)
[Response Time Report](#)
[Automotive comparison 180 days](#)
[Update on Area Patrol \(Revised\)](#)
[081807-013108 and 081808-013109 Comparison Report](#)
[Update on Police Department Cover Memo](#)

[Note for the Record: A copy of the verbatim transcript of Agenda Item H-1 is available for public inspection in the City Clerk's Office and in Legistar].

This Agenda Item was Discussed and Filed

City Clerk Item No. 37

RESOLUTION NO. 2009-80

- H.-2. [09-0187](#) A Resolution of the City of Coral Gables authorizing the award of the Old Cutler Force Main Replacement - Phase III Project to GMI Contracting, Inc. pursuant to Section 2-828 of the Procurement Code, in the amount of \$609,319.00 (Six Hundred Nine Thousand Three Hundred Nineteen Dollars). (Project to be funded by the Sanitary Sewer Fund)

Attachments: [GMI Response](#)
[Bid Tabulations](#)
[Hazen and Sawyer Recommendation](#)
[Agenda Cover](#)
Draft Resolution

A RESOLUTION OF THE CITY OF CORAL GABLES AUTHORIZING THE AWARD OF THE OLD CUTLER FORCE MAIN REPLACEMENT - PHASE III PROJECT TO GMI CONTRACTING, INC. PURSUANT TO SECTION 2-828 OF THE PROCUREMENT CODE, IN THE AMOUNT OF \$609,319.00 (SIX HUNDRED NINE THOUSAND THREE HUNDRED NINETEEN DOLLARS). (PROJECT TO BE FUNDED BY THE SANITARY SEWER FUND).

[Note for the Record: Following the Interim City Manager's reading of the title to Agenda Item H-2 into the public record, Finance Director Don Nelson was called to the dais to address said matter, whereby Mr. Nelson stated that the proposed

legislation was to authorize the award of the Old Cutler Force Main Replacement-Phase III Project to GMI Contracting Inc.; further adding that said project, which is a forced replacement throughout old Cutler Road, is to be completed in four phases; further noting that Phase III includes the installation of 2,640 linear feet of 16 inch PVC force main, along Old Cutler Road, south along Campana Avenue to 57th Avenue; further stating that on January 22, 2009, the Procurement Division of the Finance Department formally advertised the Old Cutler Force Main Replacement Project-Phase III Project Invitation to Bid; further adding that on March 12, 2009, there were twenty-four responses received; further pointing out that GMI Contracting was the lowest bid received; and that \$1,285,418 was the highest bid price received by UniTech Builders.

Questions, Inquiries, Comments, and Concerns from the City Commission:

Commissioner Withers inquired through Interim City Manager Maria Jimenez regarding the geographical location of said project?-whereby Mr. Nelson stated south along Campana Street, before you approach the bridge on Snapper Creek Road; further stating that the Fourth Phase (Calendar Year) of said project will occur on 57th Avenue, south along Old Cutler Road].

A motion was made by Commissioner Withers, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2009-80. The motion passed by the following vote:

Yeas : 3 - Vice Mayor Kerdyk, Jr., Commissioner Withers and Mayor Slesnick II

Absent : 2 - Commissioner Anderson and Commissioner Cabrera, Jr.

City Clerk Item No. 42

RESOLUTION NO. 2009-81**H.-3. 09-0188**

A Resolution of the City of Coral Gables authorizing the City Manager to purchase a Water Witch Mark 2 Low Profile Surface Dredger from Liverpool Water Witch Marine & Engineering Co. Ltd., from Liverpool, UK the Sole Source Vendor, in the amount of £ 129,600.00 with a current converting value of \$ 178,273.26 pursuant to Procurement Code, Section 2-770 Sole Source Procurement. This equipment is a replacement for a unit that is 28 years old. (Project funded by the Stormwater Utility Fund)

Attachments: [2009.03.13 Water Witch Draft Reso.pdf](#)
[memo to maj.pdf](#)
[memo to MPP.pdf](#)
[memo SOLE Source.pdf](#)
[liverpool proposal.pdf](#)
[2009.03.13 Water Witch Draft Agenda Cover \(r4\).pdf](#)

A RESOLUTION OF THE CITY OF CORAL GABLES AUTHORIZING THE CITY MANAGER TO PURCHASE A MACK 2 LOW PROFILE SURFACE DREDGER FROM LIVERPOOL WATER WITH MARINE & ENGINEERING CO. LTD., FROM LIVERPOOL, UK THE SOLE SOURCE VENDOR, IN THE AMOUNT OF £129,600.00 WITH A CURRENT CONVERTING VALUE OF \$178,273.26 PURSUANT TO PROCUREMENT CODE, SECTION 2-770 SOLE SOURCE PROCUREMENT; FURTHER STATING THAT THIS EQUIPMENT IS A REPLACEMENT FOR A UNIT THAT IS 28 YEARS OLD.

[Note for the Record: Following Interim City Manager Maria Jimenez' reading of the title to Agenda Item H-3 into the public record, Don Nelson approached the dais and explained that this item authorizes the purchase of a Mack 2 Low Profile Surface Dredger from Liverpool Water Witch Marine and Engineering Co. Ltd. From Liverpool, England; further stating that said motorized vehicle is a sole source purchase, that it is designed to remove and cleanup seaweed and other debris from City canals, thereby providing access to the bay; said cost is \$178,273.26; further stating that the City intends to keep said motorized vehicles for its parts. Former Automotive Director Clive Cork stated that said vehicle will also be kept as a backup.

Mayor Slesnick stated that there is something that continues to haunt him, in his talks with residents residing along the south end of our City; further adding that he does not appreciate the fact that many of the canals are public waterways; further pointing out that taking care of our canals has become of critical importance].

A motion was made by Commissioner Withers, seconded by Commissioner Anderson, that this motion be adopted by Resolution Number 2009-81. The motion passed by the following vote:

Yeas : 5 - Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Withers, Commissioner Anderson and Mayor Slesnick II

City Clerk Item No. 43

RESOLUTION NO. 2009-74**H.-4. 09-0195**

A Resolution of the City of Coral Gables authorizing the City Manager, or Designee, to negotiate and execute a contract with AON Risk Services, Inc. of Florida for property coverage for three (3) years with two (2) additional two (2) year renewal options, with the first year premium and service fee not to exceed \$1,128,187 for the period of May 1, 2009 to May 1, 2010. (Recommended through Competitive Selection) (Funding Source: Insurance Fund)

Attachments: [Prop_CoverMemo](#)
[Related documents from AON - Property](#)
[PropInsRes 2009](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER OR DESIGNEE TO NEGOTIATE AND EXECUTE A CONTRACT WITH AON RISK SERVICES, INC., OF FLORIDA FOR PROPERTY INSURANCE COVERAGE FOR THREE (3) YEARS WITH TWO (2) ADDITIONAL TWO (2) YEAR RENEWAL OPTIONS, WITH THE FIRST YEAR PREMIUM AND SERVICE FEE NOT TO EXCEED \$1,128,187 FOR THE PERIOD MAY 1, 2009 TO MAY 1, 2010. (FUNDING SOURCE: INSURANCE FUND)

[Note for the Record: Following the reading of the title to Agenda Item H-4 into the public record, Interim City Manager Maria Jimenez requested of Mr. Don Nelson to address the Commission, whereupon Mr. Nelson stated that the following three resolutions addressed property, general liability, workers compensation and other types of insurance; further stating that none of said coverage issues addressed employee group insurance; further stating that the City issued an RFP in connection with property insurance coverage for three years, with two additional two year renewal options (Note: there were three responsive bidders, and one bid which was found to be non-competitive, namely Brown and Brown, said bidder which submitted a bid for only property; further stating that now, the City Manager seeks authorization to negotiate and execute a contract with AON Risk Services, Inc. of Florida for Property Insurance Coverage.

Mrs. Adler, Human Resources Director further noted that our city's primary property coverage was up to \$25 million, and our total insurance values are now up to \$210,138,597.

Questions, Concerns Inquiries from the City Commission: Commissioner Withers inquired of Mrs. Adler as to why did the City receive notice of a rate increase?-whereby Ms. Martha Roy, our property broker stated that the 9.1% rate increase is twofold: three percent is attributable to our overall increase in property values, and that the additional seven and three quarters percent is attributable to the market situation in Florida, along with the lack of property capacity at this time.

Roy further stated that 7 ¾% premium /fee rate increase is the minimum, what we are

experiencing right now is an increase anywhere from 10% to 20% ; further stating that she has been able to obtain approval from our carrier to hold the line, and that is the actual increase in itself; further adding that part of our premium/fee increase is attributable to the premium increase in the primary property premium.

Vice Mayor Kerdyk stated that there has been a thirty percent increase in the assessed values of our properties; further noting that he has not seen a list of what the City has increased its rates to, and that should have formed part of our supportive documentation.

Commissioner Withers inquired as to whether or not some of those properties will include those that are located within Enterprise Zones, where they are requested to carry their own insurance?-further noting that if said properties are removed from the list, then why is the City requested to insure same?-further inquiring as to whether tenants are required to maintain insurance?-whereupon Ms. Roy added that our rental properties are part of this list, tenants are required to carry insurance only for the contents.

Vice Mayor Kerdyk stated that last year we witnessed a stabilization of rates, but rates have decreased. Finance Director Don Nelson stated that not having a hurricane has helped to stabilize the market. Mayor Slesnick stated that his rates had in fact gone up].

A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Withers, that this motion be adopted by Resolution Number 2009-74. The motion passed by the following vote:

Yeas : 5 - Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Withers, Commissioner Anderson and Mayor Slesnick II

City Clerk Item No. 32

RESOLUTION NO. 2009-75**H.-5. 09-0197**

A Resolution of the City of Coral Gables authorizing the City Manager, or Designee, to negotiate and execute a contract with Arthur J. Gallagher Risk Management Services, Inc. for the casualty lines of insurance coverage for three (3) years with two (2) additional two (2) year renewal options, with the first year premium and service fee not to exceed \$1,097,294 for the period of May 1, 2009 to May 1, 2010. (Recommended through Competitive Selection) (Funding Source: Insurance Fund)

Attachments: [Casualty CoverMemo](#)
[Related Documents from AJG Casualty](#)
[CasualtyInsRes_2009](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER OR DESIGNEE TO NEGOTIATE AND EXECUTE A CONTRACT WITH ARTHUR J. GALLAGHER RISK MANAGER SERVICES, INC. FOR THE CASUALTY LINES OF INSURANCE COVERAGE FOR THREE (3) YEARS WITH TWO (2) ADDITIONAL TWO (2) YEAR RENEWAL OPTIONS, WITH THE FIRST YEAR PREMIUM AND SERVICE FEE NOT TO EXCEED \$1,097,294 FOR THE PERIOD MAY 1, 2009 TO MAY 1, 2010. (FUNDING SOURCE: INSURANCE FUND)

[Note for the Record: Following the reading of the title to Agenda Item H-5 into the public record, Interim City Manager Maria Jimenez requested of Mrs. Marj Adler to address the Commission, whereby Mrs. Adler stated that the policy for the casualty line of insurance coverage is also similar to the coverage that the City previously had; further outlining the policy premiums as follows: Public Entity Package (\$737,320); Excess Liability (\$105,890); Excess Workers Compensation (\$386,775) Insurance Brokerage Fees (\$135,000), and Total Premiums and Fees (\$1,364,985); further noting that there has been a dramatic decrease in Excess Workers Compensation Premiums/Fees (a 59.8% reduction (\$231,507); further stating that every four to five years, the City has a major workers compensation event, which reflects a reduction in the rate].

A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2009-75. The motion passed by the following vote:

Yeas : 5 - Vice Mayor Kerdyk, Jr., Commissioner Withers, Commissioner Anderson, Commissioner Cabrera, Jr. and Mayor Slesnick II

City Clerk Item No. 33

RESOLUTION NO. 2009-76**H.-6. 09-0198**

A Resolution of the City of Coral Gables authorizing the City Manager, or Designee, to negotiate and execute a contract with AON Risk Services, Inc. of Florida and Arthur J. Gallagher Risk Management Services, Inc. for the ancillary lines of insurance coverage for three (3) years with two (2) additional two (2) year renewal options, with the first year premium fees not to exceed \$71,556.00 for the period of May 1, 2009 to May 1, 2010. (Recommended through Competitive Selection) (Funding Source: Insurance Fund)

Attachments: [Ancillary Cover Memo](#)
[Related doc AON_AJG_Ancillary](#)
[AncillarysRes_2009](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER OR DESIGNEE TO NEGOTIATE AND EXECUTE A CONTRACT WITH AON RISK SERVICES, INC. OF FLORIDA AND ARTHUR J. GALLAGHER RISK MANAGEMENT SERVICES, INC. FOR THREE (3) YEARS WITH TWO (2) ADDITIONAL TWO (2) YEAR RENEWAL OPTIONS, WITH THE FIRST YEAR PREMIUM FEES NOT TO EXCEED \$71,556.00 FOR THE PERIOD MAY 1, 2009 TO MAY 1, 2010. (FUNDING SOURCE: INSURANCE FUND)

[Note for the Record: Following the reading of the title to Agenda Item H-6 into the public record by Interim City Manager Maria Jimenez, Human Resources Department Director Marj Adler informed the Commission that for some time now, the City has had seven insurance policies for the ancillary lines of insurance coverage that use to renew at various odd times throughout the calendar year; further stating that for the last several years, the City has been trying to send out the appropriate broker of record letters in order to assign and/or reassign the most competitive policies and/or ancillary coverage between AON Risk Services Inc. of Florida and Arthur Gallagher Risk Management Services, Inc., to evenly distribute the number of policies that each broker can handle, to better inform the City what our insurance premiums are.

Questions, Concerns, Inquiries, Comments from the City Commission: Commissioner Withers inquired of Mrs. Adler, through Interim City Manager Maria Jimenez, as to whether the City has done its due diligence of said companies, to ascertain if they are financially solvent; further inquiring as to what ratings does the City require?- further inquiring as to whether the brokerage firm monitors the insurance company throughout the term of their policy?--whereby Mrs. Adler stated she believes that the City requires an "A" rating; whereby Mr. Tony Abello (2100 Country Club Prado, whom has served as an insurance brokerage consultant since 1981 stated that his brokerage firm does not use a market that is not rated by Best as "A" or better; further adding that they do monitor the insurance companies throughout the term of their policy, pointing out that if they change their rating, then Mr. Abello's brokerage firm will so notify the City of same, and concomitantly look for an another alternative; further stating that if the rating shall fall below a certain level, then we shall inform the City of same; further stating that the duration for said contract with AON Risk Services, Inc. and Gallagher Risk Management Services, Inc., for the ancillary

line of insurance coverage is for three years, with two additional two-year renewal options, with the first year premium fees not to exceed \$71,556.00 for the period of May 1, 2009 to May 1, 2010].

A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Anderson, that this motion be adopted by Resolution Number 2009-76. The motion passed by the following vote:

Yeas : 5 - Commissioner Withers, Commissioner Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr. and Mayor Slesnick II

City Clerk Item No. 34

H.-7. [09-0206](#)

Status Report on Parks & Open Space Land Acquisition.

Attachments: [parks land acquisition analysis.ppt](#)
[Status Report on Parks & Open Space Land Acquisition.pdf](#)
[Cover Memo Parks Land Analysis.pdf](#)

[Note for the Record: A copy of the verbatim transcript of Agenda Item H-7 is available for public inspection in the Office of the City Clerk and in Legistar].

This Agenda Item was Discussed and Filed

City Clerk Item No. 44

I. CITY ATTORNEY ITEMS

I.-1. [09-0201](#)

Pending Litigation Report.

Attachments: [PENLIT 3_24_09](#)

[Note for the Record: City Attorney Elizabeth Hernandez reminded the members of the City Commission of the workshop with the Coral Gables Retirement Board members in connection with the Coral Gables Retirement System, beginning 2 p.m., in the Police Community Meeting Room (Police Station Basement, 2801 Salzedo Street) Special Meeting scheduled for March 24, 2009, beginning 4:30 p.m. in the Commission Chambers; further stating that under the parameters of section 286.011(8), Florida Statutes, that the person chairing said meeting will announce immediately after the meeting is convened the commencement of an Attorney-Client Session, closed to the public, for purposes of discussing settlement negotiations and strategy in the case of the City of Coral Gables v Coral Gables Post No. 98, American Legion, Inc].

This Agenda Item was Discussed and Filed

City Clerk Item No. 45

J. CITY CLERK ITEMS

None

City Clerk Item No. 46

K. DISCUSSION ITEMS

Mayor Slesnick: Ms. Anderson.

Commissioner Anderson: Two things; it's about time that we take a look at and analyze the results from our over sized home ordinance to see that actually worked as we intended it, so I'd like an analysis performed; and the last thing would be to put in the issues of tracking of requested actions, I saw what was missing and I spoke with out City Manager, is to make sure that we put in the dedication for William Cooper for the park that's in his neighborhood there. That's it for me. Thank you.

Mayor Slesnick: Mr. Cabrera.

Commissioner Cabrera: Wanted to thank the City Manager as well as the City Attorney and the City Manager's staff for keeping us up to date on the situation as it relates to general growth, and the possible impact to the Village of Merrick Park, and so I want us to remain attuned to what goes on there and what effects if any, will have on the vitality on the Village of Merrick Park and the ability for it to continue to run it. So I just wanted to thank you and recognize your efforts and I also wanted to ask you to continue to keep us up all posted as to what occurs.

Interim City Manager Jimenez: OK sir.

Commissioner Cabrera: Thank you.

Mayor Slesnick: Mr. Kerdyk.

Commissioner Withers: Can I just follow up with that real quick?- was there a...and I might Liz' help, but did we require some kind of maintenance fund or sinking fund from them, Rouse, early on; if I remember there was a five hundred or eight hundred thousand dollar commitment in order if we did have to improve it or maintain it; does anybody remember; Bill do you remember anything like that?

Vice Mayor Kerdyk: No, I don't.

City Attorney Hernandez: No, I don't remember anything like that, but we are in the process of reviewing the lease and the leases with Nordstrom and Niemen, which are

separate and making sure that the City is fully protected.

Commissioner Withers: I thought we had done that.

Mayor Slesnick: Mr. Kerdyk.

Vice Mayor Kerdyk: I don't have anything.

Commissioner Withers: I just have one quick item. I reached out to Justin Prisendorf over the weekend, you know, you hear all the rumors about the demise of the Gazette and how they are going bankrupt, and they are going to be out of business, and it concerned me that if that was a fact that they do have years and years of fantastic photos, and archives, and history, so I don't know if its appropriate for the City to reach out to them to say, hey look, if there is an issue with your sustainability in the future, before you start dumping stuff in the trash cans, and shredding files, we would love the opportunity to grab those, because there is a lot of historic photos; they have documented a lot of events in the City, and maybe we can reach out to them and let them know that we are interested in maintaining those for our archives, just a suggestion.

Interim City Manager Jimenez: I'll do that sir. Mr. Mayor I had a quick item, if I may.

Mayor Slesnick: OK.

Interim City Manager Jimenez: If I can ask you all to pass this down, I'll appreciate it. This is something that we wanted to get your approval for, its temporary placement of three flags at each of our, actually one flag at each of our Fire Stations for the month of April, and in part campaign on donations - donate life, so I'd like to get your approval for that. It reads, a resolution authorizing temporary placement of three flags at City's Fire Station from April 1st through April 30th in recognition of Donate Life Campaign in the City of Coral Gables.

Commissioner Anderson: I'd be happy to make a motion.

Mayor Slesnick: Moved by Ms. Anderson.

Commissioner Withers: I'll second.

Mayor Slesnick: Second by Mr. Withers; any further discussion or questions? Can we see it?

[Ms. Marj Adler displayed flag for Commissioners to see].

Ms. Adler: [Inaudible - off mike].

Commissioner Withers: So this is being administered through the University of Miami?

Ms. Adler: Yes.

Commissioner Withers: Can you give me the name and number of that person sometime?

Ms. Adler: Yes.

Commissioner Withers: Because there is the organ donor group in the State of Florida, are they involved in this at all, do you know?- in the local group?

Ms. Adler: And help get people to sign.....the license.

Commissioner Withers: It's the same people with the license plate.

Ms. Adler: [Inaudible - off mike].

Mayor Slesnick: OK. Mr. Clerk

Vice Mayor Kerdyk: Yes

Commissioner Withers: Yes

Commissioner Anderson: Yes

Commissioner Cabrera: Yes

Mayor Slesnick: Yes

(Vote: 5-0)

Interim City Manager Jimenez: Thank you.

Mayor Slesnick: Thank you. I have no items, so we will adjourn this meeting and we will reconvene at the Police Department in the basement at 2:00 p.m. to meet with our Pension Board, and then we will also meet again at 4:30 p.m. here at City Hall to talk about an Executive Session settlement of a case. With that we adjourn. Thank you all.

City Clerk Item No. 47

Non Agenda Item**RESOLUTION NO. 2009-82**

NA.K. [09-0299](#)
-1.

A Resolution authorizing temporary placement of "Donate Life" campaign flags at the City's Fire Stations.

A RESOLUTION AUTHORIZING TEMPORARY PLACEMENT OF THREE (3) FLAGS AT THE CITY'S FIRE STATIONS FROM APRIL 1 THROUGH APRIL 30, 2009 IN RECOGNITION OF "DONATE LIFE" CAMPAIGN IN THE CITY OF CORAL GABLES.

A motion was made by Commissioner Anderson, seconded by Commissioner Withers, that this motion be adopted by Resolution Number 2009-82. The motion passed by the following vote:

Yeas : 5 - Vice Mayor Kerdyk, Jr., Commissioner Withers, Commissioner Anderson, Commissioner Cabrera, Jr. and Mayor Slesnick II

City Clerk Item No. 48

ADJOURNMENT

[Note for the Record: There being no further business on the Regular City Commission Meeting Agenda. The Commission of the City of Coral Gables adjourned its meeting at 1:07 pm on March 24, 2009. The next regular meeting of the City Commission has been scheduled for April 28, 2009, beginning 9 a.m.]

DONALD D. SLESNICK
MAYOR

ATTEST:

WALTER J. FOEMAN
CITY CLERK