

**City of Coral Gables City Commission Meeting**  
**Agenda Item I-1**  
**October 30, 2012**  
**City Commission Chambers**  
**405 Biltmore Way, Coral Gables, FL**

**City Commission**

**Mayor Jim Cason**

**Vice Mayor William H. Kerdyk, Jr.**

**Commissioner Maria Anderson**

**Commissioner Rafael “Ralph” Cabrera, Jr.**

**Commissioner Frank Quesada**

**City Staff**

**City Manager, Patrick Salerno**

**City Attorney, Craig E. Leen**

**City Clerk, Walter J. Foeman**

**Deputy City Clerk, Billy Urquia**

**Public Speaker(s)**

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I-1 [Start: 11:54:40 a.m.]

Status of Review of Retirement Board Action

Mayor Cason: Alright, let's move on to City Attorney Items.

City Attorney Leen: Thank you Mr. Mayor. The item that I have today is the review again of the Retirement Board action related to its Actuary. I have – I'm here first to ask for an additional two weeks so I can come to you and give you an additional status report at that time, we are near conclusion. I have reviewed a draft of the report, I had a number of questions for additional information to our attorney Jim Linn, Pension attorney who is working on the matter and through him Mike Tierney, the Actuary, and I want that additional information. There are some important findings in the report, so before the report is issued though I wanted to make sure every “T” was crossed, every “I” was dotted, and I will also be briefing you individually on it before it is released, and it will be released probably in two weeks maybe a little later. One part of the report – one part of the resolution to me stated that if there was some consideration of litigation, as you know anything related to litigation there is an exemption from the public records law, so anything related to litigation itself, at least while it is pending or while proceeding, I'm not

saying it will proceed ultimately that's for the Commission to decide whether we take any action on this, that portion may be put into a separate report that would be exempt from the public records law until any litigation is finished, I've not made a final conclusion on that yet, but that is another reason why I want a little additional time to consider it, speak to staff, give you individual briefings and then issue the report. There will be a public report that will discuss the general findings and that will have attachments.

Mayor Cason: Have you been getting cooperation from all parties in terms of the documents you've asked for?

City Attorney Leen: Yes. We've received full cooperation from the Retirement Board, they've instructed their staff to cooperate, we've received cooperation from the Actuary, and I appreciate that, we've also received cooperation from the Board attorney and from their other staff. You are going to get a very comprehensive view of what occurred and what possible remedies there might be.

Mayor Cason: Do you want this in the form of a motion or just consensus.

City Attorney Leen: Consensus will be fine. I will continue to report to you until it's...

Mayor Cason: OK. That's great.

[End: 11:57:11 a.m.]