

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2008-25

A RESOLUTION OF THE CITY OF CORAL GABLES COMMISSION WITH ATTACHMENTS, OFFICIALLY ACCEPTING THE ATTACHED CITY CLERK'S CERTIFICATION AND DECLARATION OF RESULTS OF THE SPECIAL MUNICIPAL REFERENDUM ELECTION FOR CHARTER AMENDMENT NO. 1, HELD ON JANUARY 29, 2008, IN WHICH SAID CHARTER AMENDMENT PROVIDING FOR DELETION OF SECTION 22 OF THE CORAL GABLES CHARTER, (WHICH CALLS FOR A SPECIAL TRIAL BOARD TO BE CONVENED TO CONDUCT HEARINGS, INVESTIGATE AND RENDER A DECISION AS TO CITY MANAGER'S REMOVAL, SUSPENSION, LAYOFF OR REDUCTION IN GRADE OF ANY OFFICER OR EMPLOYEE) WAS REJECTED BY THE CORAL GABLES ELECTORATE.

WHEREAS, The City Commission at its meeting of October 23, 2007 passed Ordinance No. 2007-34, thus calling for the qualified electors of Coral Gables to vote on a proposed Charter Amendment to delete Section 22 of the City Code, which calls for a special trial board to be convened to conduct hearings, investigate, and render a decision as to City Manager's removal, suspension, lay-off or reduction in grade of any officer or employee, and

WHEREAS, On January 29, 2008 the voters of the City of Coral Gables, in a Special Municipal Referendum Election, voted by a 53.43 percent (6,532 votes) to 46.57 percent (5,694 votes) margin against said measure, and

WHEREAS, on February 1, 2008, the Miami-Dade County Canvassing Board met and proceeded to publicly canvass the votes given for said Charter Amendment question, and as a consequence thereof, certified the official results from the Coral Gables Special Municipal Referendum Election; said returns which are on file in the Office of the City Clerk, as well as in the Office of the Miami-Dade County Supervisor of Elections; and

WHEREAS, the City Clerk has prepared his Clerk's Certification and Declaration of Results, along with pertinent support documentation of the Special Municipal Referendum election, for consideration, review and approval by the Coral Gables Commission;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF CORAL GABLES, FLORIDA:

SECTION 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

SECTION 2. That the City Commission of Coral Gables does hereby accept the City Clerk's Certification and Declaration of the Results of the Special Municipal Referendum Election for Charter Amendment No. 1, attached hereto and made a part hereof, held on January 29, 2008, in which said Charter Amendment providing for deletion of Section 22 of our City's Charter, is hereby rejected by our Coral Gables electorate.

SECTION 3. That this Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS TWELFTH DAY OF FEBRUARY, A.D., 2008.

(Moved: Anderson/ Seconded: Cabrera)


(Yeas: Kerdyk, Withers, Anderson, Cabrera, Slesnick)


(Unanimous: 5-0 Vote)

(Agenda Item: J-1)


APPROVED:

ATTEST:


WALTER J. FOEMAN
CITY CLERK


DONALD D. SLESNICK II
MAYOR

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:


ELIZABETH M. HERNANDEZ
CITY ATTORNEY