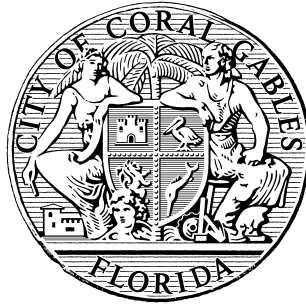


City of Coral Gables

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



Meeting Minutes

Wednesday, July 29, 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*

*Patrick G. Salerno, City Manager
Elizabeth M. Hernandez, City Attorney
Walter J. Foeman, City Clerk*

ROLL CALL

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

INVOCATION

The Invocation was given by Reverend Kathryn H. Carroll from St. James Lutheran Church.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Commissioner Withers.

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) Ordinance(s) adopted (Ordinance No. 2009-31 through Ordinance No. 2009-36); (b) Resolution(s) adopted (Resolution No. 2009-204 through Resolution No. 2009-224); (c) Video; (d) Audio Recording; (e) Minutes Folder with Agenda and background information, including items which were submitted at the meeting.

A. PRESENTATIONS AND PROCLAMATIONS

A.-1. 09-0512 Presentation of 25 year service pin to Daniel V. Acosta, Automotive Department

Attachments: [CoverMemo DanielAcosta](#)

[Note for the Record: Following the introduction of Agenda Item A-1 into the public record, City Manager Pat Salerno requested of the Automotive Consultant Clive Cork to address the dais, wherein Mr. Cork informed the public that regarding Agenda Items A-1 and A-2), respectively, the City was recognizing two employees (namely Daniel Acosta and Hector Soto of the Automotive Department), whom have provided twenty-five years of service to the City; further stating that said individuals represent the prototype employees who contribute daily toward making the City run well; further stating that Mr. Acosta began his tenure with the City in July of 1984, as an Auto Mechanic, combining his knowledge and experience, he is characterized as a very good employee; further describing Mr. Acosta as a dependable employee, possessing a good attitude, attendance and performance; further accomplishing himself as being consistent in his work, performing difficult jobs in the mechanical field (including but not limited to repairs and maintenance to police vehicles, etc.); further noting that Mr. Acosta is a very quiet and humble man; further acknowledging his 25 years of service to the City].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 1

- A.-2. 09-0513** Presentation of 25 year service pin to Hector Soto, Automotive Department

Attachments: [CM_Hector Soto](#)

[Note for the Record: Following the introduction of Agenda Item A-2 into the public record, City Manager Pat Salerno requested of Automotive Consultant Clive Cork to address the dais, wherein Mr. Cork noted that Hector Soto, who joined the City as an Automotive Serviceman I in July 1984 and became an Auto Service Worker in January 1994, only later to be promoted to Auto Body Worker in May of 1998, is distinguishable from Mr. Acosta, in that he is not quiet and unassuming and one always knows when he is around; further stating that Hector is always ready to assist everyone to get the job done; further describing him as being cooperative and enthusiastic in his work; further pointing out that he was the Employee of the Month for September of 1996.

Mayor Slesnick further acknowledged that the Automotive employees are constantly at work; further stating that it is necessary to see said staff and are glad that they came to see their City representatives on this same day, in further recognition for all that they do; further recognizing Hector for his 25 years of dedicated service, wishing him much continued service].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 2

- A.-3. 09-0514** Presentation of 20 year service pin to Elsa B. De Bruzos Fuentes, Finance Department

Attachments: [CoverMemo_Elsa B. De Bruzos Fuentes](#)

[Note for the Record: Following the introduction of Agenda Item A-3 into the public record, City Manager Pat Salerno requested of Finance Director Don Nelson to address the dais, wherein Mr. Nelson noted that Elsa De Bruzos Fuentes began her career as an Accountant II in the City's Finance Department and still maintains said position to this date; further distinguishing Ms. Fuentes for her outstanding work, consistent dedication and achievement, as more particularly acknowledged by the City's consistent receipt of the Comprehensive Annual Financial Report Award from Governmental Finance Association; further noting her willingness to learn new operational and procedural requirements of municipal accounting, her tireless contribution toward implementation of our Eden System; her congenial manner in assisting other employees; finally, thanking her for 20 years of dedication, loyalty and excellent performance].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 3

B. APPROVAL OF MINUTES

B.-1. 09-0546 Regular City Commission Meeting of July 7, 2009

Attachments: [Meeting Minutes.pdf](#)
[CCMtg July 7 2009 - Agenda Item D-3.pdf](#)
[CCMtg July 7 2009 - Agenda Item E-2 thru E-4 are related - Proposed use for athl](#)
[CCMtg July 7 2009 - Agenda Item H-1.pdf](#)

[Note for the Record: Following Mayor Slesnick's introduction of the title to Agenda Item B-1 into the public record, Commissioner Anderson requested of the City Clerk to make the following corrections to the minutes into the public record:

- (a) Page 3, Minutes of July 7, 2009, reference to Leslie Cooper, mother of Nakkia Williams, should be changed to mother of Lee A. Peabody; further requesting the City Clerk to check for the spelling of Lee (wrong spelling), to ascertain if said reference should be changed to Leigh (correct spelling).
- (b) Page 31, in the middle of the paragraph, title reference to the Agenda Item E-4, there is an incorrect title reference to the Coral Gables Museum, that forms part of Agenda Item E-1, which appears on page 25, said title reference which should be deleted, since the issue before the City Commission was approval of site plan for St. Thomas Church School (Agenda Items E-4].

This Minutes was approved as amended

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

Absent : 1 - Vice Mayor Kerdyk, Jr.

City Clerk Item No. 4

B.-2. 09-0547 Budget Workshop of July 8, 2009

Attachments: [Transcript - Budget Workshop 07-08-09.pdf](#)

This Minutes was approved

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

Absent : 1 - Vice Mayor Kerdyk, Jr.

City Clerk Item No. 5

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. 2009-204**C.-1. 09-0506**

Resolution appointing Andrea Lynch Cole (nominated by the Board-As-A-Whole) to serve as a member of the Cultural Development Board, for a two (2) year term beginning June 1, 2009 through May 31, 2011.

Attachments: [06b Res Board As A Whole appointment](#)
[06b CDB Minutes EXCERPT JUNE 23 2009](#)
[06b Comm Cover Bd as a whole appointee 07-29-09](#)
[C-1 Signed Cover](#)

A RESOLUTION CONFIRMING THE APPOINTMENT OF ANDREA LYNCH COLE (BOARD AS-A-WHOLE APPOINTMENT), TO SERVE AS A MEMBER OF THE CULTURAL DEVELOPMENT BOARD FOR A TWO (2) YEAR TERM, BEGINNING JUNE 1, 2009 THROUGH MAY 31, 2011.

This Matter was adopted by Resolution Number 2009-204 on the Consent Agenda.

City Clerk Item No. 6

RESOLUTION NO. 2009-205**C.-2. 09-0515**

Resolution appointing Hernando Chong (nominated by Mayor Slesnick), to serve as a member of the Emergency Management Division, for a two (2) year term beginning June 1, 2009 through May 31, 2011.

Attachments: [R-2009- Resolution -Hernando Chong - Emergency Management Division](#)
[Hernando Chong - Emergency Management Division](#)
[C-2 Signed Cover Memo](#)

A RESOLUTION APPOINTING HERNANDO CHONG (NOMINATED BY MAYOR SLESNICK), TO SERVE AS A MEMBER OF THE EMERGENCY MANAGEMENT DIVISION, FOR A TWO (2) YEAR TERM, BEGINNING JUNE 1, 2009 THROUGH MAY 31, 2011.

This Matter was adopted by Resolution Number 2009-205 on the Consent Agenda.

City Clerk Item No. 7

RESOLUTION NO. 2009-206**C.-3. 09-0528**

Resolution appointing Joanne Meagher (nominated by the Board-As-A-Whole) to serve as a member of the Coral Gables Merrick House Governing Board, for a two (2) year term, beginning June 1, 2009 through May 31, 2011.

Attachments: [BoardAppointeeMerrick House June 15, 2009](#)
[R-Draft JoanneMeagher appointment](#)
[CGAction06.15.09BoardApptmtCC07.29.09](#)
[C-3 Signed Cover Memo](#)

A RESOLUTION CONFIRMING THE APPOINTMENT OF JOANNE MEAGHER (BOARD-AS-A-WHOLE APPOINTMENT) TO SERVE AS A MEMBER OF THE CORAL GABLES MERRICK HOUSE GOVERNING BOARD FOR A TWO (2) YEAR TERM, BEGINNING JUNE 1, 2009 THROUGH MAY 31, 2011.

This Matter was adopted by Resolution Number 2009-206 on the Consent Agenda.

City Clerk Item No. 8

RESOLUTION NO. 2009-207**C.-4. 09-0532**

Resolution appointing Manuel Garcia Linares (nominated by Vice Mayor Kerdyk), to serve as a member of the Coral Gables Retirement Board (General Employees), for a two (2) year term beginning June 1, 2009 through May 31, 2011.

Attachments: [Manuel Garcia Linares - Retirement Board - General Employees R-2009- Resolution - Manuel Garcia-Linares - Retirement Board C-4 Signed Cover Memo](#)

A RESOLUTION APPOINTING MANUEL GARCIA-LINARES (NOMINATED BY VICE MAYOR KERDYK), TO SERVE AS A MEMBER OF THE CORAL GABLES RETIREMENT BOARD (GENERAL EMPLOYEES), FOR A TWO (2) YEAR TERM, BEGINNING JUNE 1, 2009 THROUGH MAY 31, 2011.

This Matter was adopted by Resolution Number 2009-207 on the Consent Agenda.

City Clerk Item No. 9

RESOLUTION NO. 2009-208**C.-5. 09-0533**

Resolution appointing Michael Kashtan (nominated by Vice Mayor Kerdyk), to serve as a member of the Emergency Management Division, for a two (2) year term beginning June 1, 2009 through May 31, 2011.

Attachments: [R-2009- Resolution - Michael Kashtan - Emergency Michael Kashtan - Emergency Management Division C-5 Signed Cover Memo](#)

A RESOLUTION APPOINTING MICHAEL KASHTAN (NOMINATED BY VICE MAYOR KERDYK), TO SERVE AS A MEMBER OF THE EMERGENCY MANAGEMENT DIVISION, FOR A TWO (2) YEAR TERM, BEGINNING JUNE 1, 2009 THROUGH MAY 31, 2011.

This Matter was adopted by Resolution Number 2009-208 on the Consent Agenda.

City Clerk Item No. 10

RESOLUTION NO. 2009-209**C.-6. 09-0536**

Resolution appointing Pat Keon (nominated by the Board-As-A-Whole) to serve as member of the Planning and Zoning Board, for a two (2) year term beginning June 1, 2009 through May 31, 2011.

Attachments: [07 29 09 Exhibit A: Resolution - Board As A Whole appointment](#)
[07 29 09 Exhibit B: 07 08 09 Excerpts of PZB Meeting Minutes re appointing Keo](#)
[07 29 09 CC Cover Memo re: PZB member as a whole pat Keon](#)
[C-6 Signed Cover Memo](#)

A RESOLUTION APPOINTING PAT KEON (NOMINATED BY THE BOARD-AS-A-WHOLE) TO SERVE AS MEMBER OF THE PLANNING AND ZONING BOARD, FOR A TWO (2) YEAR TERM BEGINNING JUNE 1, 2009 THROUGH MAY 31, 2011.

This Matter was adopted by Resolution Number 2009-209 on the Consent Agenda.

City Clerk Item No. 11

RESOLUTION NO. 2009-210**C.-7. 09-0508**

Resolution renewing the parking lease agreement entered July 28, 2003 with the University of Miami for an additional year beginning September 1, 2009 and ending August 31, 2010 at the annual rate of \$64,971.88, (Sixty-four thousand, nine hundred seventy-one dollars, eighty-eight cents) payable in monthly installments.

Attachments: [UM Letter](#)
[UMResolution2009](#)
[UM Contract Lots 42 and 43](#)
[pab minutes 06-25-09](#)
[UM Amendment](#)
[C-7 Signed Cover Memo](#)

A RESOLUTION RENEWING THE LEASE AGREEMENT WITH THE UNIVERSITY OF MIAMI FOR MUNICIPAL PARKING LOTS 42 AND 43 FOR AN ADDITIONAL TWELVE (12) MONTHS BEGINNING SEPTEMBER 1, 2009 AND ENDING AUGUST 31, 2010 AT THE RATE OF \$64,971.88 ANNUALLY, PAYABLE IN MONTHLY INSTALLMENTS.

This Matter was adopted by Resolution Number 2009-210 on the Consent Agenda.

City Clerk Item No. 12

RESOLUTION NO. 2009-211**C.-8. 09-0542**

Resolution authorizing the City Manager, or designee, to locate office space and negotiate a lease to replace current leased office space located at 95 Merrick Way, Suite 450, subject to lease payments not to exceed \$33.00 per square foot, and further requesting authorization to execute a month-to-month lease arrangement at the current location, if unable to locate a space within the remaining lease period.

Attachments: [072909- Cover Memo Economic Sustainability Lease space.pdf](#)
[072909-RESOLUTION Economic Sustainability Lease space.pdf](#)
[C-8 Signed Cover Memo](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO LOCATE OFFICE SPACE AND NEGOTIATE A LEASE TO REPLACE CURRENT LEASED OFFICE SPACE LOCATED AT 95 MERRICK WAY, SUITE 450, SUBJECT TO LEASE PAYMENTS NOT TO EXCEED \$33.00 PER SQUARE FOOT, AND FURTHER REQUESTING AUTHORIZATION TO EXECUTE A MONTH-TO-MONTH LEASE ARRANGEMENT AT THE CURRENT LOCATION, IF UNABLE TO LOCATE A SPACE WITHIN THE REMAINING LEASE PERIOD.

This Matter was adopted by Resolution Number 2009-211 on the Consent Agenda.

City Clerk Item No. 13

RESOLUTION NO. 2009-212**C.-9. 09-0519**

Resolution accepting the recommendation of the Chief Procurement Officer to award the Cocoplum Entry Guardhouse Project to Bejar Construction, Inc. pursuant to Section 2-828 of the Procurement Code and Invitation for Bid (IFB) 2009.06.20 in the amount of \$375,000.00 (Three hundred seventy five thousand dollars). Project funded by Cocoplum Guard House / Local Improvement District "CGH-01."

Attachments: [9.9 IFB 2009.06.20 Cocoplum Entry Guardhouse - Tabulation Sheet.pdf](#)
[bejar construction.pdf](#)
[2009.06.20 Cocoplum Entry Guardhouse Draft Agenda Cover \(f\).pdf](#)
[2009.06.20 Cocoplum Entry Guardhouse Draft Reso \(f\).pdf](#)
[C-9 Signed Cover Memo](#)

A RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO AWARD THE COCOPLUM ENTRY GUARDHOUSE PROJECT TO BEJAR CONSTRUCTION, INC., PURSUANT TO SECTION 2-828 OF THE PROCUREMENT CODE AND INVITATION FOR BID (IFB) 2009.06.20, IN THE AMOUNT OF \$375,000.00 (THREE HUNDRED SEVENTY FIVE THOUSAND DOLLARS), SAID PROJECT FUNDED BY COCOPLUM GUARD/HOUSE/ LOCAL IMPROVEMENT DISTRICT "CGH-01."

This Matter was adopted by Resolution Number 2009-212 on the Consent Agenda.

City Clerk Item No. 14

RESOLUTION NO. 2009-213**C.-10. 09-0523**

Resolution accepting the recommendation of the Chief Procurement Officer to award a contract for Security Guard Services to World International Security, Inc. pursuant to Section 2-828 of the Procurement Code and Invitation to Bid (IFB) 2009.05.04 in the amount of \$10.85 per hour annualized to \$103,075.00 (One Hundred Three Thousand and Seventy Five Dollars); further authorizing an initial two (2) year contract with an option to renew for three (3) additional one (1) year periods.

Attachments:

[IFB Response](#)
[Tabulation Sheets](#)
[C-10 Signed Cover Memo](#)

A RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO AWARD A CONTRACT FOR SECURITY GUARD SERVICES TO WORLD INTERNATIONAL SECURITY, INC. PURSUANT TO SECTION 2-828 OF THE PROCUREMENT CODE AND INVITATION TO BID (IFB) 2009.05.04, IN THE AMOUNT OF \$10.85 PER HOUR ANNUALIZED TO \$103,075.00 (ONE HUNDRED THREE THOUSAND AND SEVENTY FIVE DOLLARS); FURTHER AUTHORIZING AN INITIAL TWO (2) YEAR CONTRACT WITH AN OPTION TO RENEW FOR THREE (3) ADDITIONAL ONE (1) YEAR PERIODS.

This Matter was adopted by Resolution Number 2009-213 on the Consent Agenda.

City Clerk Item No. 15

RESOLUTION NO. 2009-214**C.-11. 09-0525**

Resolution accepting the recommendation of the Chief Procurement Officer to award the Sunrise Harbor Park Renovation Project to Leadex Corporation pursuant to Section 2-828 of the Procurement Code and Invitation for Bid (IFB) 2009.05.28 in the amount of \$156,960 (One Hundred Fifty Six Thousand Nine Hundred Sixty Dollars). Project to be funded by Miami Dade General Obligation Bond Fund.

Attachments:

[2009.05.28 Sunrise Harbor Park Draft Agenda Cover.pdf](#)
[2009.05.28 Sunrise Harbor Park Draft Reso.pdf](#)
[Leadex Corporation Bid Response.pdf](#)
[Sunrise Harbor Park Renovation Tabulation Sheet.pdf](#)
[C-11 Signed Cover Memo](#)

A RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO AWARD THE SUNRISE HARBOR PARK RENOVATION PROJECT TO LEADEX CORPORATION PURSUANT TO SECTION 2-828 OF THE PROCUREMENT CODE AND INVITATION FOR BID (IFB) 2009.05.28, IN THE AMOUNT OF \$156,960.00 (ONE HUNDRED FIFTY SIX THOUSAND NINE HUNDRED SIXTY DOLLARS). PROJECT TO BE FUNDED BY MIAMI DADE GENERAL OBLIGATION BOND FUND.

This Matter was adopted by Resolution Number 2009-214 on the Consent Agenda.

City Clerk Item No. 16

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

- C.-12. 09-0461** Parks & Recreation Advisory Board Meeting of May 14, 2009

Attachments: [Cover Sheet.Minutes 05-14-09.pdf](#)
[Min 05-14-09.draft.pdf](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 17

- C.-13. 09-0498** Communications Committee Meeting of June 18, 2009

Attachments: [Microsoft Word - communicationsminutesagendajuly09.pdf](#)
[Microsoft Word - minutes june 2009.pdf](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 18

- C.-14. 09-0507** Emergency Management Division Meeting of July 6, 2009

Attachments: [JULY 6, 2009 MTG MINUTES.pdf](#)
[EMD MTG PKT JULY 6, 2009.pdf](#)
[CoverMemo_MtgMinutes July 6, 2009 Mtg.pdf](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 19

- C.-15. 09-0509** Parks & Recreation Advisory Board Meeting of June 26, 2009

Attachments: [Cover Sheet.Minutes 06-26-09.pdf](#)
[Min 06-26-09.draft.pdf](#)

[Note for the Record: Commissioner Anderson stated that after reviewing the documents in connection with the minutes which were submitted by the Parks and Recreation from their June 26th, 2009 regarding her appointment to the Parks and Recreation Advisory Board, wherein she had appointed Emilio Monte, that inadvertently references the history of her prior appointee namely incumbent, Robin Symons; further instructing the appropriate City staff to revise said documentation].

This Matter was approved on the Consent Agenda.

City Clerk Item No. 20

C.-16. 09-0511 Coral Gables Merrick House Governing Board Meeting of June 15, 2009

Attachments: [CGMNoAction-06.15.09MinutesforCC07.29.09
Merrick House June 15, 2009](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 21

C.-17. 09-0520 Historic Preservation Board Meeting of June 18, 2009

Attachments: [NoAction06.18.09.MinustesforCC07.29.09
HPB June 18, 2009](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 22

C.-18. 09-0522 Landscape Beautification Advisory Board Meeting of July 9, 2009

Attachments: [BC Cover Sheet 7-9-09 na
Minutes BC 7-9-09](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 23

C.-19. 09-0527 Economic Development Board Meeting of July 1, 2009

Attachments: [EDB Minutes July 1 2009 - I.pdf
EDB. 7.29.09 Commission cover.pdf](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 24

C.-20. 09-0529 Cultural Development Board Meeting of June 23, 2009

Attachments: [06a Commission cover no action 07-29-09
06 CDB Minutes JUNE 23 2009](#)

City Clerk Item No. 25

C.-21. 09-0541 Code Enforcement Board Meeting of July 22, 2009

Attachments: [memo cover july 09](#)
[ROLLCALL JULY 09](#)
[july 09](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 26

RESOLUTION NO. 2009-215

**Non 09-0559
Agenda**

A Resolution appointing Steve Edelstein (nominated by Vice Mayor Kerdyk), to serve as a member of the International Affairs Coordinating Council, for a two (2) year term, beginning June 1, 2009 through May 31, 2011.

A RESOLUTION APPOINTING STEVE EDELSTEIN (NOMINATED BY VICE MAYOR KERDYK), TO SERVE AS A MEMBER OF THE INTERNATIONAL AFFAIRS COORDINATING COUNCIL, FOR A TWO (2) YEAR TERM, BEGINNING JUNE 1, 2009 THROUGH MAY 31, 2011.

A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Anderson, that this motion be adopted by Resolution Number 2009-215. 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. 27

D. PERSONAL APPEARANCES

None

City Clerk Item No. 28

E. PUBLIC HEARINGS**ORDINANCES ON SECOND READING****ORDINANCE NO. 2009-31****E.-1. 09-0446**

An Ordinance of the City Commission of Coral Gables amending Chapter 2, Article III, Division I, Section 2-60 of the City Code entitled "Terms of members", by providing that a Board Member's term shall continue until the end of the appointing Commissioner's term in office; providing for a repealer provision, a severability clause, and providing for an effective date. (Passed on First Reading July 7, 2009)

Attachments: [amendment to section 2-60 city code extendingterm](#)
[Terms of Members Ordinance Cover Memo](#)
[comm boardscommittees memberterm appointingcommissioner mem](#)
[agendacoversheet_boardmembersterms_appointing commissioner](#)
[E-1 Signed Cover Memo](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES, FLORIDA, AMENDING CHAPTER 2, ARTICLE III, DIVISION 1, SECTION 2-60 OF THE CITY CODE ENTITLED "TERMS OF MEMBERS", BY PROVIDING THAT A BOARD MEMBER'S TERM SHALL CONTINUE UNTIL THE END OF THE APPOINTING COMMISSIONER'S TERM IN OFFICE; PROVIDING FOR A REPEALER PROVISION, A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

[Note for the Record: Following City Attorney Hernandez' reading of the title to Agenda Item E-1 into the public record, there being no testimony proffered by any member of the public, nor there being any deliberation by any member of the City Commission, on a motion by Commissioner Anderson and seconded by Commissioner Withers, Mayor Slesnick instructed the City Clerk to call the roll on Agenda Item E-1].

A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Ordinance Number 2009-31. 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. 29

ORDINANCE NO. 2009-32**E.-2. 09-0473**

An Ordinance of the City Commission of Coral Gables granting site plan approval for a proposed one story, less than 1,000 square feet "Plant Conservation Building", located centrally within the Montgomery Foundation Property, and legally described as a portion of the Robert H. Montgomery Section (11901 Old Cutler Road), Coral Gables, Florida; providing for a repealer provision, a savings clause, a severability clause, and providing for an effective date. (Passed on First Reading July 7, 2009)

Attachments: [07 07 09 CC Cover Memo re: Montgomery Botanical Center 1st reading](#)
[07 07 09 Exhibit A: Montgomery property site plan 1st reading](#)
[07 07 09 Exhibit B: 06 03 09 Staff report](#)
[Montgomery Applicant Submittal Package](#)
[07 07 09 Exhibit C: 06 03 09 Excerpts of PZB Meeting Minutes](#)
[E-9 Cover Memo](#)
[07 29 09 CC Cover Memo re: Montgomery Botanical Center 2nd reading](#)
[07 29 09 Exhibit A: Ordinance - Montgomery property site plan 2nd reading](#)
[E-2 Signed Cover Memo](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES GRANTING SITE PLAN APPROVAL FOR A PROPOSED ONE STORY, LESS THAN 1,000 SQUARE FEET "PLANT CONSERVATION BUILDING", LOCATED CENTRALLY WITHIN THE MONTGOMERY FOUNDATION PROPERTY, AND LEGALLY DESCRIBED AS A PORTION OF THE ROBERT H. MONTGOMERY SECTION (11901 OLD CUTLER ROAD), CORAL GABLES, FLORIDA; PROVIDING FOR A REPEALER PROVISION, A SAVINGS CLAUSE, AND A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

[Note for the Record: Following City Attorney Hernandez' reading of the title to Agenda Item E-2 into the public record, Charlie Girtman inquired of the City Commission as to whether Agenda Item E-2, in connection with granting site plan approval, is for the Fairchild Garden's Building-whereby Mayor Slesnick responded that it was for the building located within the Montgomery Foundation Property.

Mr. Patrick Griffith introduced himself, following said individual being granted permission to speak by the Mayor, wherein he thanked the City Commission for its consideration in allowing them to have the opportunity to work with the City, to develop the plans and put forth the "Plant Conservation Building."

Mayor Slesnick further stated that the City is proud to have the Montgomery Foundation Operation here in our City, which is one of the most outstanding centers for botanical research in the United States, probably the center of palm research in the United States].

A motion was made by Commissioner Withers, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Ordinance Number 2009-32. 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. 30

Items E-3 through E-5 are related**ORDINANCE NO. 2009-33****E.-3. 09-0469**

An Ordinance of the City Commission of Coral Gables approving a change of land use from "Residential Use (Single Family) Low Density" to "Religious/Institutional Use" for a 1.0 acre parcel proposed for use as an athletic field for the St. Thomas Church/School, located on portions of Lot 2, Avocado Land Company's Subdivision (5450 North Kendall Drive), Coral Gables, Florida (legal description on file); providing for a repealer provision, a savings clause, a severability clause, and providing for an effective date. (Passed on First Reading July 7, 2009)

Attachments: [07 07 09 CC Cover Memo re: St. Thomas church and school 1st reading](#)
[07 07 09 Exhibit A: Ordinance - St. Thomas change of land use 1st reading](#)
[07 07 09 Exhibit B: Ordinance - St. Thomas rezoning 1st reading](#)
[07 07 09 Exhibit C: Ordinance - St. Thomas site plan 1st reading](#)
[07 07 09 Exhibit D: 06 03 09 PZB St Thomas staff report w attachments](#)
[07 07 09 Exhibit E: 06 03 09 Excerpts of PZB Meeting Minutes w attachments](#)
[07 07 09 Exhibit F: Summary of submitted public comments - St. Thomas land us](#)
[07 07 09 Exhibit G: Staff's CC PPT - St. Thomas Church and School](#)
[E-2 through E-4 Cover Memo](#)
[07 29 09 CC Cover Memo re: St. Thomas church and school 2nd reading](#)
[07 29 09 Exhibit A: Ordinance - St. Thomas change of land use 2nd reading](#)
[07 29 09 Exhibit B: Ordinance - St. Thomas rezoning 2nd reading](#)
[07 29 09 Exhibit C: Ordinance - St. Thomas site plan 2nd reading](#)
[07 29 09 Exhibit D: 06 03 09 PZB St Thomas staff report w attachments](#)
[07 29 09 Exhibit E: Staff's 07 07 09 CC PPT - St. Thomas Church and School](#)
[E-3, E-4 & E-5 Signed Cover Memo](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES APPROVING A CHANGE OF LAND USE FROM "RESIDENTIAL USE (SINGLE FAMILY) LOW DENSITY" TO "RELIGIOUS/INSTITUTIONAL USE" FOR A 1.0 ACRE PARCEL PROPOSED FOR USE AS AN ATHLETIC FIELD FOR THE ST. THOMAS CHURCH/SCHOOL, LOCATED ON PORTIONS OF LOT 2, AVOCADO LAND COMPANY'S SUBDIVISION (5450 NORTH KENDALL DRIVE), CORAL GABLES, FLORIDA (LEGAL DESCRIPTION ON FILE); PROVIDING FOR A REPEALER PROVISION, A SAVINGS CLAUSE, AND A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

[Note for the Record: The verbatim transcript for Agenda Item E-3 is available for public inspection in the Office of the City Clerk and in Legistar].

A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Withers, that this motion be adopted by Ordinance Number 2009-33. The motion passed by the following vote:

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

Nays : 1 - Commissioner Anderson

City Clerk Item No. 31

ORDINANCE NO. 2009-34**E.-4. 09-0470**

An Ordinance of the City Commission of Coral Gables approving a change of zoning from Single-Family Residential (SFR) to Special Use District (S) for a 1.0 acre parcel proposed for use as an athletic field for the St. Thomas Church/School, located on portions of Lot 2, Avocado Land Company's Subdivision (5450 North Kendall Drive), Coral Gables, Florida (legal description on file); providing for a repealer provision, a savings clause, a severability clause, and providing for an effective date. (Passed on First Reading July 7, 2009)

Attachments: [07 07 09 CC Cover Memo re: St. Thomas church and school 1st reading](#)
[07 07 09 Exhibit A: Ordinance - St. Thomas change of land use 1st reading](#)
[07 07 09 Exhibit B: Ordinance - St. Thomas rezoning 1st reading](#)
[07 07 09 Exhibit C: Ordinance - St. Thomas site plan 1st reading](#)
[07 07 09 Exhibit D: 06 03 09 PZB St Thomas staff report w attachements](#)
[07 07 09 Exhibit E: 06 03 09 Excerpts of PZB Meeting Minutes w attachments](#)
[07 07 09 Exhibit F: Summary of submitted public comments - St. Thomas land us](#)
[07 07 09 Exhibit G: Staff's CC PPT - St Thomas Church and School E-2 through E-4 Cover Memo](#)
[07 29 09 CC Cover Memo re: St Thomas church and school 2nd reading](#)
[07 29 09 Exhibit A: Ordinance - St. Thomas change of land use 2nd reading](#)
[07 29 09 Exhibit B: Ordinance - St. Thomas rezoning 2nd reading](#)
[07 29 09 Exhibit C: Ordinance - St. Thomas site plan 2nd reading](#)
[07 29 09 Exhibit D: 06 03 09 PZB St Thomas staff report w attachements](#)
[07 29 09 Exhibit E: Staff's 07 07 09 CC PPT - St Thomas Church and School E-3, E-4 & E-5 Signed Cover Memo](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES APPROVING A CHANGE OF ZONING FROM SINGLE FAMILY RESIDENTIAL (SFR) TO SPECIAL USE DISTRICT (S) FOR A 1.0 ACRE PARCEL PROPOSED FOR USE AS AN ATHLETIC FIELD FOR THE ST. THOMAS CHURCH/SCHOOL, LOCATED ON PORTIONS OF LOT 2, AVOCADO LAND COMPANY'S SUBDIVISION (5450 NORTH KENDALL DRIVE), CORAL GABLES, FLORIDA (LEGAL DESCRIPTION ON FILE); PROVIDING FOR A REPEALER PROVISION, A SAVINGS CLAUSE, AND A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

[Note for the Record: The verbatim transcript for Agenda Item E-4 is available for public inspection in the Office of the City Clerk and in Legistar].

A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Withers, that this motion be adopted by Ordinance Number 2009-34. The motion passed by the following vote:

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

Absent : 1 - Commissioner Anderson

City Clerk Item No. 32

ORDINANCE NO. 2009-35 (As Amended)**E.-5. 09-0471**

An Ordinance of the City Commission of Coral Gables granting site plan approval for the new St. Thomas Church/School athletic field and modifications to the existing parking lots, located on portions of Lot 2, Avocado Land Company's Subdivision (5450, 5690 and 5692 North Kendall Drive), Coral Gables, Florida (legal description on file); providing for a repealer provision, a savings clause, a severability clause, and providing for an effective date. (Passed on First Reading July 7, 2009)

Attachments: [07 07 09 CC Cover Memo re: St. Thomas church and school 1st reading](#)
[07 07 09 Exhibit A: Ordinance - St. Thomas change of land use 1st reading](#)
[07 07 09 Exhibit B: Ordinance - St. Thomas rezoning 1st reading](#)
[07 07 09 Exhibit C: Ordinance - St. Thomas site plan 1st reading](#)
[07 07 09 Exhibit D: 06 03 09 PZB St Thomas staff report w attachements](#)
[07 07 09 Exhibit E: 06 03 09 Excerpts of PZB Meeting Minutes w attachments](#)
[07 07 09 Exhibit F: Summary of submitted public comments - St. Thomas land us](#)
[07 07 09 Exhibit G: Staff's CC PPT - St Thomas Church and School](#)
[E-2 through E-4 Cover Memo](#)
[07 29 09 CC Cover Memo re: St Thomas church and school 2nd reading](#)
[07 29 09 Exhibit A: Ordinance - St. Thomas change of land use 2nd reading](#)
[07 29 09 Exhibit B: Ordinance - St. Thomas rezoning 2nd reading](#)
[07 29 09 Exhibit C: Ordinance - St. Thomas site plan 2nd reading](#)
[07 29 09 Exhibit D: 06 03 09 PZB St Thomas staff report w attachements](#)
[07 29 09 Exhibit E: Staff's 07 07 09 CC PPT - St Thomas Church and School](#)
[E-3, E-4 & E-5 Signed Cover Memo](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES GRANTING SITE PLAN APPROVAL FOR THE NEW ST. THOMAS CHURCH/SCHOOL ATHLETIC FIELD AND MODIFICATIONS TO THE EXISTING PARKING LOTS, LOCATED ON PORTIONS OF LOT 2, AVOCADO LAND COMPANY'S SUBDIVISION (5450, 5690 AND 5692 NORTH KENDALL DRIVE), CORAL GABLES, FLORIDA (LEGAL DESCRIPTION ON FILE); PROVIDING FOR A REPEALER PROVISION, A SAVINGS CLAUSE, AND A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

[Note for the Record: The verbatim transcript for Agenda Item E-5 is available for public inspection in the Office of the City Clerk and in Legistar].

A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Withers, that this motion be adopted as amended by Ordinance Number 2009-35. The motion passed by the following vote:

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

Absent : 1 - Commissioner Anderson

City Clerk Item No. 33

ORDINANCE NO. 2009-36**E.-6. 09-0474**

An Ordinance of the City Commission of Coral Gables granting approval to an amendment to the Zoning Code Article 2, Division 5, entitled "Historic Preservation Board", Section 2-503, "Meetings; Quorum; Required Vote", providing for an automatic continuance in the event of a lack of majority vote, providing severability, providing for codification thereof, and providing for an effective date. (Passed on First Reading on July 7, 2009)

Attachments: [07 07 09 CC Cover Memo re: HPB Quorum - 1st reading](#)
[07 07 09 Exhibit B: 06 03 09 PZB staff report](#)
[07 07 09 Exhibit C: 07 03 09 Excerpts of PZB Meeting Minutes](#)
[07 07 09 Exhibit A: Ordinance re HPB Quorum - 1st Reading](#)
[07 29 09 CC Cover Memo re: HPB Quorum - 2nd reading](#)
[07 29 09 Exhibit A: HPB Quorum Ordinance - 2nd Reading](#)
[E-6 Signed Cover Memo](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES GRANTING SITE PLAN APPROVAL FOR THE NEW ST. THOMAS CHURCH/SCHOOL ATHLETIC FIELD AND MODIFICATIONS TO THE EXISTING PARKING LOTS, LOCATED ON PORTIONS OF LOT 2, AVOCADO LAND COMPANY'S SUBDIVISION (5450, 5690 AND 5692 NORTH KENDALL DRIVE), CORAL GABLES, FLORIDA (LEGAL DESCRIPTION ON FILE); PROVIDING FOR A REPEALER PROVISION, A SAVINGS CLAUSE, AND A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

[Note for the Record: Following City Attorney Hernandez' reading of the title to Agenda Item E-6 into the public record, there being no public comment proffered by any member of the public, nor there being any deliberation by any member of the City Commission, following a motion being made by Commissioner Withers and seconded by Commissioner Anderson, the Mayor instructed the City Clerk to call the roll on Agenda Item E-6].

A motion was made by Commissioner Anderson, seconded by Commissioner Cabrera, Jr., that this motion be adopted by Ordinance Number 2009-36. 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. 34

ORDINANCES ON FIRST READING**E.-7. 09-0510**

An Ordinance of the City Commission of Coral Gables, Florida amending Article 5, Division 20, entitled "Telecommunications" of the City Zoning Code by adding a section regulating the installation of amateur radio antennas; providing for severability, repealer, codification, and an effective date. (Passed on First Reading July 29, 2009)

Attachments: [07 29 09 CC Cover Memo re: amateur radio antennas - 1st reading](#)
[07 29 09 Exhibit A: Ordinance - amateur radio towers 1st reading](#)
[07 29 09 Exhibit B: 07 08 09 PZB Staff Report - Telecommunications - w att](#)
[07 29 09 Exhibit C: 07 08 09 Excerpts of PZB Meeting Minutes](#)
[E-7 Signed Cover Memo](#)
[08 25 09 CC Cover Memo re: amateur radio - 2nd reading](#)
[08 25 2009 Exhibit A: amateur radio towers 2nd reading](#)

[Note for the Record: Following City Manager Salerno's reading of the title to Agenda Item E-7 into the public record, City Attorney Hernandez informed the members of the City Commission that said matter represents one of several sections of the city's Zoning Code that she and Planning Director Eric Riel set aside during the update of the Zoning Code, in addressing those technical requirements of the Federal Communication Commission (FCC); further stating that they worked with Gary Resnick to finalize all pertinent provisions in connection therewith, which resulted in said issue being approved by the Planning and Zoning Board, per its recommendation, by a unanimous 6-0 vote; further acknowledging the specific criteria included: measurements in heights; number of antenna permitted (1); specific location, etc; further stating that said criteria are specific with FCC regulations, that would only preempt the City if the City did not have the appropriate regulations in place].

Questions, Inquiries, Comments, and Concerns from the City Commission: Mayor Slesnick informed his colleagues that he has received assurances from our City Attorney that our initiatives comply with the FCC regulations; further acknowledging that the FCC has powers that transcend the City; further confirming that our radio antenna can be used, and that said agency is expected to cooperate with the City during emergency situations, as in those instances following storms, during storms, and in anticipation of same; further acknowledging that the regulations will be more restrictive than the current restrictive regulations].

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

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

Absent : 1 - Vice Mayor Kerdyk, Jr.

City Clerk Item No. 35

E.-8. 09-0538

An Ordinance of the City Commission of Coral Gables, Florida; relating to the provision of fire protection services, facilities, and programs throughout the incorporated areas of Coral Gables, Florida; authorizing the imposition and collection of fire protection assessments against property; providing certain definitions including a definition for the term "fire protection assessment"; establishing a procedure for imposing fire protection assessments; providing that fire protection assessments constitute a lien on assessed property upon adoption of assessment roll; providing that the lien for a fire protection assessment collected pursuant to sections 197.3632 and 197.3635, Florida Statutes, upon perfection shall attach to the property on the prior January 1, the lien date for ad valorem taxes; providing that a perfected lien shall be equal in rank and dignity with the liens of all state, county, district, or municipal taxes and assessments and superior in dignity to all other prior liens, mortgages, titles, and claims; authorizing the imposition of interim assessments; providing authorization for exemptions and hardship assistance; providing a procedure for the collection of fire protection assessments; providing a mechanism for the imposition of assessments on government property; providing for severability; and providing an effective date. (Passed on First Reading July 29, 2009)

Attachments: [Agendacoversheet fireservicesassessment](#)
[Fire fee assessment FINAL 07 21 09](#)
[E-8 Signed Cover Memo](#)
[Ordinance FINAL rev07 31 09](#)
[Agendacoversheet fireservicesassessment ordinance_08 18 09.pdfdoc](#)

[Note for the Record: The verbatim transcript for Agenda Item E-8 is available in the Office of the City Clerk and in Legistar].

A motion was made by Commissioner Withers, seconded by Commissioner Anderson, 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. 36

F. CITY COMMISSION ITEMS**RESOLUTION NO. 2009-217**

- F.-1. 09-0540** Resolution appointing Sharon Langer (nominated by the Commission-As-A-Whole), to serve as a member of the Historic Preservation Board, for a two (2) year term, beginning June 1, 2009 through May 31, 2011.

Attachments: [R-2009- Resolution - Commission-As-A-Whole - Historic Commission-As-A-Whole - Historic Preservation Board](#)
[F-1 Signed Cover Memo](#)

A RESOLUTION APPOINTING SHARON LANGER (NOMINATED BY COMMISSION-AS-A-WHOLE), TO SERVE AS A MEMBER OF THE HISTORIC PRESERVATION BOARD, FOR A TWO (2) YEAR TERM, BEGINNING JUNE 1, 2009 THROUGH MAY 31, 2011.

[Note for the Record: Commissioner Anderson proffered the name of Sharon Langer (former member of the Historic Preservation Board, who served until 2001, and later became Commissioner Anderson's appointee to the Board of Adjustment), to again serve as a member of the Historic Preservation Board.

Questions, Inquiries, Comments, and Concerns from the City Commission: Commissioner Anderson informed her colleagues that she wanted to inquire of Ms. Langer whether she was willing to serve first, before placing her name in nomination.

Commissioner Cabrera inquired as to whether as a former member of the Historic Preservation Board, Ms. Langer can come back to serve on said board?-further acknowledging that she brings with her a certain level of institutional knowledge.

Mayor Slesnick noted the great work performed by Ms. Langer while on the Historic Preservation Board. **Commissioner Withers** inquired as to whether this board appointment required a certain level of professional expertise?-whereby Commissioner Anderson responded, not this board appointment].

A motion was made by Commissioner Anderson, seconded by Commissioner Cabrera, Jr., that this motion be adopted by Resolution Number 2009-217. 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. 38

G. BOARDS/COMMITTEES ITEMS

None

City Clerk Item No. 39

H. CITY MANAGER ITEMS**RESOLUTION NO. 2009-216**

H.-1. 09-0539

Resolution amending the Collective Bargaining Agreement between the City of Coral Gables and the International Association of Firefighters, Local 1210 for the contract period from October 1, 2008 through September 30, 2011, which was ratified by Local 1210, and the City Commission on February 24, 2009.

Attachments: [IAFF Amendment](#)
[Resolution IAFF 072909](#)
[CoverMemo IAFF 072909](#)
[H-1 Signed Cover Memo](#)

A RESOLUTION AMENDING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF CORAL GABLES AND THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL 1210 FOR THE CONTRACT PERIOD FROM OCTOBER 1, 2008 THROUGH SEPTEMBER 30, 2011, WHICH WAS RATIFIED BY LOCAL 1210, AND THE CITY COMMISSION ON FEBRUARY 24, 2009.

[Note for the Record: Following the introduction of the title to Agenda Item H-1 into the public record, City Manager Salerno stated that he wanted to thank the men and women of the International Association of Firefighters (IAFF), Local 1210 for providing assistance to the City during these challenging economic times; further pointing out that their overwhelming vote of support to forego salary increases, plus other measures (i.e. reduction of merit increases for said bargaining unit to 2.5%, effective October 1, 2009, until the maximum of the pay range is reached; that commencing October 1, 2009, Battalion Time will be incorporated; and that there shall be no layoffs for bargaining unit employees for the duration of this agreement); further stating that said action is unprecedented, and that in his career that he has never seen it before; further stating that the actions taken by said bargaining unit reaffirms that it is a part of our community, and that said bargaining unit cares about our community.

Questions, Inquiries, Concerns and Comments from the City Commission: Commissioner Cabrera stated that the City Manager Salerno did an exceptional job in recognizing the effort by the collective bargaining unit (IAFF), with a signed sealed contract, one does not have to do this, if one decided to change same.

Mayor Slesnick further reminded his colleagues that during his private life that he is a public sector union attorney, with 35 years of practice in his profession; further stating

that it makes him very proud of what the IAFF has done; further pledging the Commission's effort to continue to work with the Fire Department to ensure that we have a great Fire Department].

A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2009-216. 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. 37

RESOLUTION NO. 2009-218

H.-2. 09-0535

Resolution amending Resolution 2009-195, by increasing fees and charges for various services furnished by the City of Coral Gables; and providing for an effective date.

Attachments: [R-2009- Draft Revenue increases](#)
[2009 Revenue Increase Resolution Cover](#)
[Fee Surveys](#)
[H-2 Signed Cover Memo](#)

A RESOLUTION AMENDING RESOLUTION 2009-195, BY INCREASING FEES AND CHARGES FOR VARIOUS SERVICES FURNISHED BY THE CITY OF CORAL GABLES; AND PROVIDING FOR AN EFFECTIVE DATE.

[Note for the Record: Following City Manager Salerno's reading of the tile to Agenda Item H-2 into the public record, City Attorney Hernandez' pointed out that the resolution included an effective date of immediately; however, this was in error, since the effective date should be on October 1, 2009].

Resident Roxcy Bolton stated that in her opinion, the garbage fee was a horrific fee, especially for elderly citizens on fixed incomes; further commenting on the number of foreclosures occurring in the City of Coral Gables; further asking the City Commission if it would consider resorting to a once a week pick up schedule; further stating that said change would resort to a loss of six jobs to the Public Services Department, according to the information she has received from Finance Department; further inquiring as to a vacancy presently existing in the Assistant Police Chief position.

Mayor Slesnick in response to Ms. Bolton's request, stated that he has not received any consensus from our residents' regarding a reduction in service for our garbage pickup; further stating that the City Manager wants to get to our budget round before determining what our service level will be.

Questions, Comments, Inquiries and Concerns from the City Commission:
Vice Mayor Kerdyk stated that he wanted reassurances that the City Commission will still have the opportunity to determine what revenues will be included when the

Commission receives the budget; further inquiring as to whether the City Commission will still receive a menu of options to consider, with scenarios that address assumptions in connection with possible anticipated expenses and revenue assumptions; further stating that in the past, the issue of the Garbage Fee had been considered during the public hearing phase of the budget, and that he still wanted to be able to visit said issue at that particular point during the budget process; further commenting that this budget has so many moving parts-albeit labor issues, fees, ad valorem increases; residential waste/garbage fees, etc., that the City Commission as a body will have to address during this budget cycle.

City Manager Salerno stated that what he wanted to avoid was to throw too many decisions at the City Commission, simultaneously; further adding that the proposed budget has so many moving parts that could impact the City into the millions of dollars; further pointing out that the fees represented on this same date do not represent the entire list of fee issues to be considered, noting that the property tax rate will be considered by the County on August 22, 2009; the Fire Assessment Fee will be acted upon on the 27th of September, which does not include the Transport Fee; further stating that what he has been told regarding past City practices, that the adjusted fee resolution comes before the City Commission during this time of the fiscal year, prior to budget adoption schedule; further adding that it does not wait until the final adoption of the budget following our second public hearing; further adding that the City has never had this number of issues before them at one time, including a number of labor related issues; further adding that if a specific issue is not resolved, then it gets added to another list of issues; further expressing his intent to avoid overwhelming the City Commission with a multitude of issues at one time; further expressing his desire to allow the City Commission the opportunity to change their minds up until October 1, 2009; further stating that the City does not control all of those issues that are germane to the budget activities calendar-and as a consequence thereof, he cannot predict with a certainty as to what the outcome of those items will be; further stating that he has been working with our labor attorneys, our consultants, and is optimistic that certain things will happen; further acknowledging the possible scheduling of an Impasse Hearing to occur on August 31, 2009 (beginning 10 a.m.), if needed, if the actions by the Fraternal Order of Police' (Lodge 7) regarding its Collective Bargaining Agreement prove to be unsuccessful.

Mayor Slesnick informed **Vice Mayor Kerdyk** that during the budgetary cycle/process, the City Commission can always single out a fee; that is each City Commissioner's prerogative, and that parliamentary speaking, one will not be called out of order; further stating that he will lean on the Manager, so that when the City Commission deliberates on our FY Proposed 2009-2010 Budget, it will know what our revenue projections will be.

Commissioner Withers inquired of the City Manager as to how many moving parts to the proposed FY 2009-2010 Budget, that will not be moving beginning October 1, 2009?-further confirming that the Commission will receive a spreadsheet, with accompanying expenses and revenue opportunities; further providing for an adjustment of those moving numbers based on all issues that will be considered; further questioning the City Manager as to whether he thinks that all of the moving parts will be in place or not?; further requesting of the City Administration to review the landscape with regard to revenue projections, one month before the final adoption of the proposed garbage fee.

Commissioner Cabrera reminded his colleagues that initially they were informed that the initial legislation in connection with the Fire Assessment Fee was enabling legislation; now, the matter of overwhelming the governing body with too much decision making at one time is being proffered; further stating that in his view, this represents a bad message, since it does not bear a message which includes all fees; there is no menu, it is a resolution; the City must still subsidize the garbage fee; may need to consider setting a flat fee annually, a thought he had proffered before; and that the fire transport fee has been excluded in said proposed resolution, which represents a missing piece of the puzzle.

A motion was made by Commissioner Anderson, seconded by Commissioner Withers, that this motion be adopted by Resolution Number 2009-218. The motion passed by the following vote:

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

Nays : 1 - Vice Mayor Kerdyk, Jr.

City Clerk Item No. 38

RESOLUTION NO. 2009-219**H.-3. 09-0544**

Resolution authorizing an amendment to the October 2, 2006, "Addendum to Solid Waste and Recycling Collection Service Contract between The City of Coral Gables and Waste Management Inc. of Florida".

Attachments: [FRANCHISE FEE CHANGE RESO 7 2009 DRAFT \(2\)](#)
[Solid Waste Franchise Fee Cover](#)
[Franchise Fee Survey Solid Waste](#)
[H-3 Signed Cover Memo](#)

A RESOLUTION AUTHORIZING AN AMENDMENT TO THE OCTOBER 2, 2006, "ADDENDUM TO SOLID WASTE AND RECYCLING COLLECTION SERVICE CONTRACT BETWEEN THE CITY OF CORAL GABLES AND WASTE MANAGEMENT INC. OF FLORIDA".

[Note for the Record: Following a reading of the title to Agenda Item H-3 into the public record, Mayor Slesnick requested of the City Manager to provide the public with a description of the item that was before the City Commission; further stating to the public that typically members of the City Commission receive a full briefing from our staff about the issues, so that the City Commission can make appropriate business decisions; whereupon City Manager Salerno stated that the agenda item proposes an adjustment to the firefighters fee, thereby increasing said fee from 18% to 22%, said fee which is paid by the franchisee, namely Waste Management, as a result of the adjustment in the franchise fee; further stating that shortly after beginning his tenure with the City, that he had contacted Waste Management to ascertain if said firm would be amenable to increasing said franchise fee].

A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Anderson, that this motion be adopted by Resolution Number 2009-219. 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. 39

RESOLUTION NO. 2009-220**H.-4. 09-0543**

Presentation of Comprehensive Annual Financial Report for the fiscal year ended September 30, 2008 by Brett Friedman, Director, McGladrey & Pullen.

Attachments: [ComprehensiveReport_08_sm](#)

A RESOLUTION ACCEPTING THE WRITTEN REPORT TO THE HONORABLE MAYOR AND THE MEMBERS OF THE CITY COMMISSION ALONG WITH THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2008, BOTH DOCUMENTS SUBMITTED BY McGladrey & pullen, certified public accountants.

[Note for the Record: A copy of the verbatim transcript for Agenda Item H-4 is available in the Office of the City and in Legistar].

A motion was made by Commissioner Withers, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2009-220. The motion passed unanimously.

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

City Clerk Item No. 40

RESOLUTION NO. 2009-221**H.-5. 09-0526**

Resolution accepting the recommendation of the Chief Procurement Officer to award a contract for Parking Cashier Services to Standard Parking, Inc. pursuant to Section 2-828 of the Procurement Code and Request for Proposal (RFP) 2009.05.29 in the amount of \$275,808.00 (Two Hundred Seventy Five Thousand Eight Hundred and Eight Dollars) per year. Further authorizing an initial three (3) year contract with an option to renew for two (2) additional one (1) year periods.

Attachments: [RFP Response](#)
[Draft Reso.pdf](#)
[Pricing Composite Rank](#)
[Tabulation \(No Price\)](#)
[Tabulation \(with Price\)](#)
[Parking Cashier Services Email](#)

A RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO AWARD A CONTRACT FOR PARKING CASHIER SERVICES TO STANDARD PARKING, INC. PURSUANT TO SECTION 2-828 OF THE PROCUREMENT CODE AND REQUEST FOR PROPOSAL (RFP) 2009.05.29, IN THE AMOUNT OF \$275,808.00 (TWO HUNDRED SEVENTY FIVE THOUSAND EIGHT HUNDRED AND EIGHT DOLLARS) PER YEAR; FURTHER AUTHORIZING AN INITIAL THREE (3) YEAR CONTRACT WITH AN OPTION TO RENEW FOR TWO (2) ADDITIONAL ONE (1) YEAR PERIODS.

[Note for the Record: A copy of the verbatim transcript for Agenda Item H-5 is available in the Office of the City Clerk and in Legistar].

A motion was made by Commissioner Anderson, seconded by Commissioner Cabrera, Jr., that this motion be adopted by Resolution Number 2009-221. 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. 41

I. CITY ATTORNEY ITEMS**RESOLUTION NO. 2009-222**

- I.-1. 09-0518** Resolution joining other local governments in a lawsuit challenging Senate Bill 360 as being unconstitutional.

Attachments: [SB360 challenge 7 7 2009](#)
[comm SB360](#)
[agendacoversheet SB 360](#)
[I-1 Signed Cover Memo](#)

A RESOLUTION JOINING OTHER LOCAL GOVERNMENTS IN A LAWSUIT CHALLENGING SENATE BILL 360 AS BEING UNCONSTITUTIONAL.

[Note for the Record: Following the introduction of Agenda Item I-1 into the public record, City Attorney Hernandez stated that said proposed legislation is for a request for authority to join the City of Weston's lawsuit (with a cap on legal fees set at \$2,500), along with other local governments, in challenging Senate Bill 360 as being unconstitutional; further noting that Governor Charlie Crist had signed Senate Bill 360 into law on June 1, 2009; further adding that said legislation was intended to encourage land urban landfill and development by removing costly and unworkable state regulations in urban areas; further stating that a large percentage of the impacts of the Act reach beyond urban infill and development areas to encompass approximately half of the municipalities throughout the state, although the City of Coral Gables falls within the purview of the Miami-Dade Exception, therefore concurrency issues do not affect Coral Gables; further stating that certain provisions of said Act do affect our City, including the extension of some or all types of local development orders and building permits for a period of two years, and certain preemptions on the ability of local governments to deny future land use map amendments to the comprehensive plan based upon transportation levels of service, etc.; further stating that one of the biggest concerns is the inability of local governments to control the cost of building permits; further adding that there are no costs that can be offset, that are attributable to those costs that occur; further stating that typically the City has provided by encouraging a full complement of workers, namely the Building Official and Director of the Building Department, in ensuring that the building is moving along as appropriate.

City Attorney Hernandez stated that in those instances wherein property owners have experienced hardship, the City has worked with them, by putting in the necessary parameters; further stating that said bill is exceptionally vague; further stating that her recommendation is to join the City of Weston's lawsuit, instead of having to bear the burden of the City's own potential lawsuit.

Questions, Comments, Inquiries and Concerns from the City Commission:
Commissioner Withers informed his colleagues that he would go along with the

proposed legislation; however, he is uncertain as to whether he is fully supportive of same, since there are a lot of forces out in the community that are keeping development down, as compared to relaxing of governmental regulations; further adding that the concept is not as important as the principle, in this matter. **City Attorney Hernandez** further clarified that developers would have to had placed their applications in by December of this year, to be able to suspend the death of a permit].

A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2009-222. 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. 42

I.-2. 09-0517

Pending Litigation Report

Attachments: [PENLIT 7 29 09](#)

[Note for the Record: City Attorney Hernandez stated that regarding the Pending Litigation Report, that in the case of City of Coral Gables v. A.D.P.T., and Robert Rugilo, individually, that Mr. Rugilo has retained counsel to represent him on the issue of the surety bond; further stating that she is optimistic that said matter will be resolved through mediation, whereby the matter of the index to the Department of Building and Zoning documents will be resolved without having to place the burden of reconstruction of same.

In the matter of the City of Tampa v. Michael A. Addison and Richard Petit, the City Attorney stated that the Appellate Court had ruled in favor of the City of Coral Gables; further stating that she will be removing the said issue from the City's Pending Litigation Report.

In the matter of Salone Consulting Group, Inc. v. City of Coral Gables, there has been a move to consolidate the three cases regarding payment of the contract amount resulting from the professional service agreement for the effective and secure management of official City records; further stating that the three principals of said company, have been claiming the money; further stating that the City does not care who gets the money, she just wants the judge to issue an order, so we can pay and resolve the issue].

In the matter of Garcia (Mirabal) v. City of Coral Gables, along with the Susan Franqui case, City Attorney Hernandez stated that the City has the potential for resolution of three claims or lawsuits against the City; further stating that the attorneys involved in said cases (including our City's labor attorneys) have been working in conjunction with her City Attorney's Office, in furtherance of a proposal for settlement;

further stating that Ms. Franqui would replace Ms. Mirabal, also to work in the Legal Department, also assuming the classification of Assistant to the Assistant City Attorney, with Ms. Franqui to receive the same salary as Ms. Mirabal, further stating that Ms. Franqui will sign a release of any and all claims against the City, and its officials and employees; further stating that Ms. Franqui would begin her re-employment with the City on Monday, August 3, 2009.

Regarding Ms. Mirabal, the settlement proposal will provide that she drop her two claims/lawsuits against the City of Coral Gables; that she would leave the City immediately; that she would exhaust her vacation and sick time accrual; that she would receive a paycheck through February of 2010, further stating that the remaining monies of said settlement amount would be reduced to a lump sum of \$185,000; further stating that Ms. Mirabal's vesting date will be as of February of 2010; further stating that the affected attorneys will receive their attorney's fees (\$7,500), inclusive of said settlement amount.

Questions, Comments, Inquiries and Concerns: In response to City Attorney Hernandez' recommendation to the City Commission accept the all or nothing proposal (wherein one employee would come back, namely Ms. Susan Franqui, and another employee would leave, in keeping consistent with City Manager Salerno's budgetary constraints) as it pertains to the Franqui and Olga Mirabal cases, Commissioner Anderson inquired as to whether the three causes of actions could be separated; further expressing her affinity for one of said individuals, namely Susan Franqui; however, mentioning that the other moving part to said proposal made her feel ill; further stating that she has worn the symbolic ribbon emblem for an approximate period of six to seven years; further stating that because of the merger of the three causes of action into one settlement proposal, that she will be voting against said settlement proposal.

Commissioner Withers inquired of City Attorney Hernandez as to Ms. Franqui, whether all medical releases are to be included in said proposal?-further inquiring as to Ms. Mirabal, whether all current and future claims are to be included?-including claims against any and all City officials, employees, individuals, any disparagement provisions, releases from the former City Manager are also included in said proposal?-whereby City Attorney Hernandez answered in the affirmative; further adding that although there are two cases, there are three claims; more particularly, in the case of Ms. Mirabal, one claim is an official case in the Federal District Court; the other cause of action is a claim before EEOC (Equal Employment Opportunity Commission), and the third matter involving Ms. Franqui is a notice of claim.

Following passage of a resolution to accept the aforementioned settlement, City Attorney Hernandez also requested of the City Commission to adopt a resolution amending our FY 2008-2009 Budget, to provide by resolution the approved

settlement; further explaining that from now until the end of the Fiscal Year, that she will be paying a paycheck to an individual who will not be here, and that concomitantly, she will also be paying a paycheck to a new individual who will be working in the Legal Department, said amount for Ms. Mirabel to be deducted from the \$185,000 settlement amount.

Mayor Slesnick in clarifying and pointing out to his colleagues that the money that is being paid to Ms. Mirabal who is currently employed by the City, comes out of the settlement amount].

This Litigation was Discussed

City Clerk Item No. 43

RESOLUTION NO. 2009-223

**Non 09-0583
Agenda**

A Resolution authorizing execution of a settlement agreement regarding Olga Mirabal and a settlement agreement regarding Susan Franqui for the purposes of settling any and all claims.

A RESOLUTION AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT REGARDING OLGA MIRABAL (A/K/A OLGA GARCIA) FOR THE PURPOSE OF SETTLING ANY AND ALL CLAIMS MADE BY MIRABAL, INCLUDING, BUT NOT LIMITED TO, A LAWSUIT FILED IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA, CASE 09-20733-UNGARO, PURSUANT TO THE FAIR LABOR STANDARDS ACT, 29 U.S.C. § 216(B), AND A CHARGE OF DISCRIMINATION FILED WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION, CHARGE NO. 510-2009-00987, AND AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT REGARDING SUSAN FRANQUI FOR THE PURPOSE OF SETTLING ANY AND ALL CLAIMS BY FRANQUI REGARDING THE REASSIGNMENT OF HER FORMER POSITION OF DEPUTY CITY CLERK.

A motion was made by Commissioner Withers, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2009-223. The motion passed by the following vote:

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

Nays : 2 - Commissioner Anderson and Mayor Slesnick II

City Clerk Item No. 44

RESOLUTION NO. 2009-224

Non 09-0584
Agenda

A Resolution authorizing and directing the City Manager to amend the FY 2008-2009 budget to provide for the transfer of funds into the City Attorney's budget in connection with an approved settlement agreement.

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO AMEND THE FISCAL YEAR 2008-2009 BUDGET, THEREBY MAKING AN ADJUSTMENT TO PROVIDE FOR THE TRANSFER OF FUNDS INTO THE CITY ATTORNEY'S BUDGET, IN THE AMOUNT OF \$8,333.00 FOR THE REMAINDER OF FISCAL YEAR 2008-2009; FURTHER PROVIDING FOR A TRANSFER OF FUNDS INTO THE CITY ATTORNEY'S BUDGET IN THE AMOUNT OF \$18,124.00 FOR THE UPCOMING FISCAL YEAR 2009-2010 BUDGET, UPON APPROVAL OF THE PROPOSED FISCAL YEAR 2009-2010 BUDGET APPROPRIATION REQUEST, SAID APPROPRIATION OF FUNDS INTO THE CITY ATTORNEY'S BUDGET FROM FY 2008-2009 AND FY 2009-2010 BUDGETS RESPECTIVELY, IN CONNECTION WITH AN APPROVED SETTLEMENT AGREEMENT BETWEEN THE CITY OF CORAL GABLES, OLGA MIRABAL (A.K.A. OLGA GARCIA), AND DAVID BROWN.

A motion was made by Commissioner Cabrera, Jr., seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2009-224. 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. 45

J. CITY CLERK ITEMS

None

City Clerk Item No. 46

K. DISCUSSION ITEMS

Mayor Slesnick: Ms. Anderson.

Commissioner Anderson: I'm good thank you.

Mayor Slesnick: Mr. Cabrera.

Commissioner Cabrera: I had asked, and I'm sure the City Manager knows this, but I wanted it to be aired out so that you all know it as well, I had Assistant City Manager Maria Jimenez, to provide us with an inventory of all the properties in which we have tenants here in the City of Coral Gables, and specifically to provide us with an inventory of what type of insurance they have liability and wind. As we enter the height of the hurricane season, I want to just be absolutely sure that all of our tenants have the appropriate coverage's, I don't know whether it was mentioned to you but I had made that request earlier in the week, and I hope to be able to get staff to come back to us in the not so distant future, because there is a concern that there may not be some correct coverage's out there for property that belongs to the City of Coral Gables that we are leasing out. Just wanted to make you all aware of that. That's it for me.

Mayor Slesnick: Mr. Kerdyk.

Vice Mayor Kerdyk: Just one item. On a positive note, the water rate renaissance program is moving onto its second bridge, and I just wanted to show you pictures of the first one that has been completed.

Commissioner Withers: Are you claiming this under the Partnership Program Commissioner Kerdyk?

Vice Mayor Kerdyk: Well, the Partnership is funding a portion of that, but to be perfectly frank with you the people involved have really done a lot of work on it, and Mr. Horston along with his Board of Directors have worked hard on doing this first bridge and have met with pretty much good approvals throughout the community; of course, you can get no consensus on anything that you do, but most of it has been pretty positive, very positive I would say; and now the thought is to work through Carlos Mindreau and go to the second bridge and see what the painting colors will be on the second bridge, but anyway just thought I'd update you on that situation. Thank you.

Commissioner Withers: You know, I remember a long time ago Pan American Airlines used to do their calendar, do you remember that?- some of you do, some of you don't, but the Hardee Road bridge shooting through the bridge down the waterway was actually one of the months of the year, and they did all around the world, you

know they did....and they did; that's why I said the last time, we really ought to think about looking at the opportunity of creating some kind of...

Vice Mayor Kerdyk: Thank you.

Commissioner Withers: The only thing I have is it seems that you have quite a storm brewing out there for the budget hearing, and everything we are going to be talking about, I don't know if these Chambers are large enough to...so maybe we want to relocate to Homestead or somewhere else, or the Convention Center in Fort Myers....

[Laughter]

Commissioner Withers:...I don't know, City Manager, I don't know how the rest of you feel, I really don't like leaving City Hall, but for the comfort of the throngs of folks that I think we can expect, I don't know if we want to look at another venue, I don't know how the rest of the Commission feels, maybe we can weigh in over the next week or so. I have a feeling we are going to have more than 50 or 75 folks.

Commissioner Cabrera: You know the only venue that comes to mind that probably would be large enough to house convocation like that would probably be Gables High School Auditorium.

Commissioner Withers: Whatever, I don't know how you all feel about it, Don, it's your call, you run the meetings, I'm going to leave it up to you to make the final decision, but how do you feel about it?

Mayor Slesnick: Well, I do think that we could use a place that can accommodate people, I don't know, we had one big hearing there and if you'll remember, even though that was a big hearing most of the place was full of students who came and went.

Commissioner Cabrera: No, but its summer, so it may be...

Mayor Slesnick:...no, I just meant that it's a big, big, place...the Youth Center...the budget hearing is in September.

Commissioner Cabrera: Oh right, they are back in school.

Mayor Slesnick: Yeah. I don't know how many people we hold here...

Commissioner Cabrera: Oh, but you know what?- they would be done with school at 5:00 o'clock.

Mayor Slesnick: Yeah - is the Youth Center is that bigger than here?

Commissioner Withers: I just throw that out, how you all feel.

City Manager Salerno: Mayor, certainly the thought warrants discussion, but those hearings have already been advertised based upon the Commission setting those dates for this location...

Commissioner Withers: OK.

City Manager Salerno:...so at least...

Commissioner Cabrera: I've actually told people, that's a good point; I've communicated the same to people.

City Manager Salerno: I could add one, with respect to the request by Commissioner Cabrera that Assistant City Manager Jimenez will be following up on, and the potential that we are coming up on peak hurricane season, about a week or so I was advised by the City Attorney that there are properties out there that very likely don't have the proper insurance, and we are going to be taking appropriate steps in that regard. I wanted to make you all know that is the case, and I don't know how long it's been going on whether its months, years or longer.

Mayor Slesnick: Thank you. OK Chip, we'll think about next year.

Commissioner Withers: There you go.

Mayor Slesnick: I was thinking for future reference too for larger meetings that's not quite as big as the high school, but would be bigger than here is upstairs at Actor's Playhouse, that's 300 people, upstairs at Actor's Playhouse, it's a smaller intimate place. OK, I just have a few of my...first of all, I appreciate the Commission and the Manager's office keeping me informed during Jeannette's and my last two weeks absence from the City for our 40th Wedding Anniversary cruise, it was the first time I had been away for more than a week in eight years, and I do appreciate it; it made me feel good to know that we have a great City that keeps on going with one person or so missing, and sure operated just as well or better. I will say that during our time away we did have the opportunity to devote half a day to visiting our Sister City of Pisa, and it was a really nice opportunity, it really is a Sister City relationship, but its with the Province of Pisa; and we met the new President of the Province, and the new Vice President and had that opportunity to take the greetings of the City to them; and had the opportunity to meet with in another location, World Olympian's Association, which as you know we had a relationship with, and they still carry a strong feeling of

association with the City of Coral Gables, which is something that helps put us on the map around the world; and as my Show and Tell Items, catching up with my reading, they won't be long, I thought it would be nice to mention that number one, in the Elder Update from the State of Florida, which is published, there is an article about Coral Gables At Home Program of the Foundation, and its really nice to see this circulated around the State by the State government publicizing that program; and then two places that were mentioned in the paper that are down in our southern reaches, which we don't get a chance to mention are south end as much and our commercial district as we do our downtown are, but there was a very nice write-up on the Metropolitan Fitness and Spa Center, which is down in the Madruga area and that area south of U.S.-1; and also Taco Rico, the Tex Mex Café on South Dixie Highway which again, like I say, I bring those because we seldom get to talk about these establishments, and this was a very nice article that very highly compliments them, and then a nice article again in the Herald about the new Indian restaurant called Indian Palate up here on Salzedo. So my effort just to make sure that those people know that we are watching the people that gets nicely recognized from our City and keep bringing the name Coral Gables to the attention of everybody. Emily, I think you are there; we have enjoyed your presence in City Hall, during the last few weeks working with the Clerk's Office, so thank you for that, and thank you for all the good work that you do as a volunteer, High School volunteer for domestic abuse. She is the new, Ms. Anderson's appointee to the Youth Advisory Board. Evan, I hope that your first experience at City Hall wasn't too painful, and that you learned a little bit about your City government and you'll use that in the future. That concludes our agenda for today, and I look forward to seeing everyone back here, the last week of August, August 25th, which I believe is the date for our next Commission meeting. We are adjourned.

City Clerk Item No. 47

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 12:52 pm on July 29, 2009. The next regular meeting of the City Commission has been scheduled for August 25, 2009, beginning 9 a.m.]

DONALD D. SLESNICK
MAYOR

ATTEST:

WALTER J. FOEMAN
CITY CLERK

