

# **City of Coral Gables**

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



## **Meeting Minutes**

**Tuesday, October 26, 2010**

**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*

*The use of cell phones in the commission chambers is not permitted. Ringers must be set to silent mode to avoid disruption of proceedings.*

**ROLL CALL**

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

**INVOCATION**

Reverend Arnold Perry from St. Marks Lutheran Church gave the Invocation.

**PLEDGE OF ALLEGIANCE**

Commissioner Ralph Cabrera 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) Ordinance(s) adopted (Ordinance No. 2010-36) (b) Resolution(s) adopted (Resolution No. 2010-238 through Resolution No. 2010-248); (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. 10-0686**

Presentation of a Proclamation celebrating the 100th year anniversary of the Coral Gables Merrick House.

[Note for the Record: Commissioner Withers prefaced his remarks by stating that this protocol document represents a history lesson to the viewing public; further reading a proclamation into the public record proclaiming the date of October 26th, 2010 as "Coral Gables Merrick House Day," in recognition of its 100th year anniversary; further informing the viewing audience that one of the most instrumental groups in Coral Gables that has helped our City achieve this milestone is the Coral Gables Merrick House Governing Board; further inviting said Board to join him on the dais.

Barbara Reese, one of the Governing Board members stated that tomorrow, October 27, 2010, there will be an unveiling of the life-size bronze commemorative statute on a bench of Althea Fink, mother of George Merrick; further adding that the dedication of this statue is a gift from the Coral Gables Garden Club; further introducing other Garden Club members who were in attendance, namely Joanne Meagher, Susan Stanton, Margaret Steele; other members who were not in attendance included Michelle Moskowitz, Laura Yusko (chairperson) and Sondra Space.

Ms. Reese also added that there will be a cocktail reception beginning 7 p.m. until 8 p.m., and following said event, dancing and dinner will be held at the Colonnade Hotel (Coral Gables), the price for said event will be \$150 per person. Ms. Reese also added that there was an article in the paper stating that the Boy Scouts will be planning for an event in the Garden.

Mayor Slesnick thanked the Merrick House Governing Board for all that the group has done; further mentioning that 1,500 ladybugs were released to help the garden in some kind of a way; further noting that people have often talked about our City's budget, however, the upcoming ball and gala event is a way to mitigate the impact to our budget, without having to dig deeper into our City's budget].

**This Presentation/Protocol Document was Presented and Filed**

City Clerk Item No. 1

**A.-2. 10-0691**

The Honorable James T. Barker, former Coral Gables City Commissioner, to introduce Mr. Nelson Alvarado, President of International Finance Bank, and present a \$2,500 donation to support the Donald Hopkins/William Cooper Scholarship Fund.

**Attachments:** [Letter from Commissioner Barker](#)  
[Hopkins Scholarship Donation Cover Sheet](#)

[Note for the Record: Commissioner Cabrera prefaced his remarks by stating that he was very pleased to introduce retired City Commissioner Jim Barker, noting that Commissioner Barker has for many years championed the Donald Hopkins Scholarship Fund (later renamed to the Donald Hopkins/William Cooper Scholarship Fund).

Mr. Barker stated that he was pleased to be present on this same date, realizing the ever challenging times of fiscal constraint, that he was proud to be a member of the International Finance Bank (Nelson Alvarado, President).

Mr. Barker later acknowledging the success of the scholarship program, stating that 14 students have graduated from college, and that 9 are in the process of obtaining their college degrees; further introducing Bank President Alvarado, who stated that it is an honor to be in attendance to present a donation in the form of a \$2,500 check to support the Donald Hopkins/William Cooper Scholarship Fund, adding that to help fund education is the best one can do to progress and help our communities.

Ms. Leona Cooper thanked Mr. Alvarado for his donation from the International Finance Bank; further describing Mr. Alvarado's comments regarding helping to fund education as one of the best ways to help this country, and assist our citizens to become more educated.

In closing, Ms. Gail Payne acknowledged herself as a college assistance advisor at Coral Gables Senior High School].

**This Presentation/Protocol Document was Presented and Filed**

City Clerk Item No. 3

**A.-3. 10-0683**

Presentation of a Proclamation declaring November 13, 2010 as "Alzheimer's Association Miami-Dade Memory Walk Day 2010."

[Note for the Record: Commissioner Anderson prefaced her remarks by stating that she was happy to present this protocol document which commemorates Alzheimer's disease; further noting that in talking about realistic things that one does—that having worked with Alzheimer's patients has come to realize that Alzheimer's takes away our loved ones before they are gone; further reading a proclamation into the public record proclaiming November 13th, 2010 as "Alzheimer's Association Miami-Dade County Memory Walk Day 2010" in Coral Gables.

Mr. Enrique Pineiro, on behalf of the Alzheimer's Association thanked the City, stating that this represents the third year that said event has been held in the City of Coral Gables; further commenting that this is a great location and a great day to celebrate; further adding that 5.3 million Americans are currently affected by Alzheimer's disease, and that it is the third leading cause of death].

**This Presentation/Protocol Document was Presented and Filed**

City Clerk Item No. 2

**A.-4. 10-0684**

Presentation of a Proclamation declaring October 26, 2010 as "Coral Gables Citizens Crime Watch Day," in Coral Gables.

[Note for the Record: Mayor Slesnick prefaced his remarks by stating that today we are celebrating Crime Watch and its anniversary; further inviting to the dais members that are involved with said organization (i.e. Citizen Crime Watch members, Police Department Crime Watch members, etc.)

Mayor Slesnick stated that Crime Watch does take a village; pointing out that during that last few years amidst challenging economic times, our City has experienced instances of crime that were economically based; further noting that the labeling of Coral Gables with its beautiful homes and its possessions has provided ample opportunity for potential criminal activity; further citing that Crime Watch works with neighborhoods, and citizens to find ways to lower the instances of crime via good habits, etc. Chief Kiel, Crime Watch Director, also added that displaying good communications (i.e. being alert, taking initiative to phone call the police, even if it's minuscule is critical. Mayor Slesnick further added that over the last few months, our City has witnessed instances regarding crime in neighborhoods, however police cannot prevent criminals from being criminals. Mayor Slesnick recalling that in referring residents to Crime Watch, he remembers instances where said residents came back later to convey to him what a beautiful experience, thereby reading into the public record a proclamation proclaiming November 26, 2010 as "Coral Gables Citizens

Crime Watch Day.”

Mayor Slesnick acknowledged former Mayor Dorothy Thomson, her husband Jack, Carol Sewell, who was unable to be in attendance, as some of the founders of said organization, stating that what they have created was an incredibly effective organization; further thanking said individuals and stating that it is very much appreciated.

Former Mayor Thomson thanked the Mayor and Commission, her husband Jack, Ms. Claire Francis Whitehurst, also as one of the founders, noting that it is hard to believe that 30 years had elapsed since the creation of the Crime Watch organization; further noting that it hasn’t been an easy task, but it has become a very vibrant organization, which meets twice a month, that it has the support of the City Commission, the Police Department; support of the City Administration, etc.; further stating that this initiative represents a tribute to the citizens of Coral Gables that have endured and have embraced this concept; further adding that this organization is very much alive and has many more years to go; further inviting Mr. Aaron Glasser, President of the Coral Gables Crime Watch to say a few words.

Mr. Glasser thanked those in attendance, stating that he appreciated all of the accolades; however, noting that it represents a group effort, different elements in our City being brought together, from Chief Naue, to Chief Keel to the Mayor and Commission, to our Police Department, said because of said meshing of these different elements, we have a safer Coral Gables.

In closing, Chief Kiel, reminded the public if there is any inkling of suspected criminal activity, to call (305) 442-1600].

**This Presentation/Protocol Document was Presented and Filed**

City Clerk Item No. 4

**A.-5. 10-0679**

Presentation of a Proclamation declaring October 2010 as "Americans with Disabilities Month" in Coral Gables.

[Note for the Record: Vice Mayor Kerdyk invited his Board appointee, namely \_\_\_\_\_ and Board Chairperson Bonnie Blair to join him on the dais to talk about "Americans with Disability Month in Coral Gables." Ms. Blair informed the viewing public that "Americans with Disabilities Month" started many years ago; further noting that our citizenry should be proud of the effort being made to ensure that we have every opportunity that we take care of the quality of life here in our City; further explaining to the public that her board is an advisory board, and that the City Commission has been receptive to 100 percent of all of the board's recommendations; further adding that the board is currently working on two projects, namely a Re-up of the Parking Enforcement Patrol comprised of citizens from our Police Department, to enforce handicap parking uses; and secondly, the board is working with the Business Improvement District (B.I.D.) regarding valet parking, creating opportunities; further adding that said matter will be brought back for an update at a future date.

Ms. Blair noted that the City has never failed to commemorate "National Disabilities Affairs Month," whereby Vice Mayor Kerdyk read the proclamation into the public record declaring October, 2010 as "Americans with Disabilities Month" in Coral Gables].

**This Presentation/Protocol Document was Presented and Filed**

City Clerk Item No. 5

**A.-6. 10-0677**

Congratulations to Officer Karla Rodriguez, recipient of the City of Coral Gables "Officer of the Month Award", for the month of September 2010.

**Attachments:** [COMMISSION COVER MEMO - OFFICER OF THE MONTH - SEP](#)  
[Nomination - KARLA RODRIGUEZ](#)

[Note for the Record: City Manager Salerno requested of Police Chief Naue to present Officer Karla Rodriguez as Officer of the Month for September 2010. Chief Naue acknowledged the efforts of the Kiwanis Club of Little Coral Gables (said organization who created a program to honor Coral Gables officers in 1996) in making this program possible; further stating that Officer Rodriguez, who previously had spent 12 years with the Florida Highway Patrol, was a welcomed addition to his department; further stating that while Officer Rodriguez (working the midnight shift), was one of several officers who responded to a call on September 17, 2010 received by the Police Department from a witness who had informed a Communications Operator that a subject had burglarized a silver truck. It was discovered that a radio had been stolen by the subject two days prior on September 15, 2010.

Officer Rodriguez was one of several officers who arrived on the scene and canvassed

the area in her patrol vehicle. Chief Naue continued stating that Officer Rodriguez noticed a Ford pick-up truck during this time departing the area of the vehicle incident. After initiating a traffic stop of the departing vehicle in the vicinity of SW 8th Street and Douglas Road, she interacted with said individual and pick-up truck and noticed there were vehicle parts in the subject's truck. After conducting a search of the vehicle, she discovered a four way lug wrench, which matched the description given by the witness. A show-up was conducted and the subject was positively identified by the witness. The subject was arrested. Said individual was interviewed by detectives, and the database is still being developed to ascertain other suspects who may have been involved with said crime.

In accepting this accolade Officer Rodriguez acknowledged her division for the nomination and the City Commission in recognizing her as Officer of the Month for September].

**This Presentation/Protocol Document was Presented and Filed**

City Clerk Item No. 6

**A-7. 10-0668**

Congratulations to Percy Nuñez, Public Works Department, recipient of the City of Coral Gables Employee of the Month Award, for the month of November 2010.

**Attachments:** [Nov 2010 EOM Letter](#)  
[Cover Memo EOM Nov 2010](#)

[Note for the Record: City Manager Salerno requested of Department of Human Resources Director Elsa Jaramillo-Velez to present the Employee of the Month for November 2010, whereby Mrs. Velez prefaced her remarks by informing the viewing public that upon her initial entry into the City's workforce that she had tried to obtain recycled furniture, and that he and his colleague John Brown were quite helpful and very positive.

Mrs. Velez stated that Percy Nunez had been nominated for Employee of the Month by Evelyn Paz based on his outstanding service that he provides to City Hall and to everyone in general. A videotaped presentation was shown wherein Public Works Director Glen Kephardt stated that Percy Nunez has been a dedicated public servant in the Facilities Maintenance Division since Calendar Year 1999; further stating that he is the consummate professional who embodies all of the attributes necessary in providing a quality service delivery on behalf of the City; further adding that in the areas of special events and special projects, that the comfort and functionality enjoyed in venues such as the City Commission Chambers are attributable to Percy's hard work; cutting the International flags along Ponce de Leon, as well as the seasonal banners along Miracle Mile, etc.; further adding that Percy represents the professional

demeanor and hard work consistent with the delivery of quality service.

In accepting this recognition Percy thanked the department director, supervisors, his colleagues, along with his right hand man, John Brown, who works with him on a daily basis.

Mayor Slesnick added that Percy is one of the key people involved in keeping City Hall running seamlessly; further citing his role during special events (i.e. set up activities, etc.)].

**This Presentation/Protocol Document was Presented and Filed**

City Clerk Item No. 7

**B. APPROVAL OF MINUTES**

B.-1. [10-0699](#) Regular City Commission Meeting of October 12, 2010

**Attachments:** [Meeting Minutes](#)

[Verbatim Transcript - Agenda Items E-1 and E-2 UMCAD - Zoning Code Text Am](#)

[Verbatim Transcript - Agenda Item E-3 - Change of Land Use from Mid-Rise to Hi](#)

[Verbatim Transcript - Agenda Item D-1 Legislative Update](#)

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

**Yea**s : 4 - Commissioner Anderson, Commissioner Cabrera, Jr., Commissioner Withers and Mayor Slesnick II

**Absent** : 1 - Vice Mayor Kerdyk, Jr.

City Clerk Item No. 9

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

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

**RESOLUTION NO. 2010-238**

**C.-1. 10-0635** Resolution accepting the recommendation of the Chief Procurement Officer to "Piggyback" an off-site records management services contract with Certified Records Management, LLC (CRM), from the Southwest Florida Water Management District, pursuant to Section 2-978 of the Procurement Code, for one (1) year with an option to renew four (4) additional one (1) year periods through July 31, 2015; further authorizing the execution of the contract.

**Attachments:** [Signed Resolution 2010-238](#)  
[C-1 Signed Cover Memo](#)  
[Off-Site Records Management - Draft Agenda Cover 100510-1650](#)  
[Off-Site Records Management Draft Reso](#)  
[1800 - 2007 SWFWMD Contract \(2\)](#)  
[2010 Rates](#)

RESOLUTION GRANTING PERMISSION TO THE AMERICAN CANCER SOCIETY TO USE THE MERRICK PARK AREA LOCATED AT 400 BILTMORE WAY, INCLUDING BILTMORE WAY AND TURN LANES ON LEJEUNE ROAD AND ANDALUSIA AVENUE, DURING THE RELAY FOR LIFE EVENT, BEGINNING ON APRIL 16, 2011 FROM 6 A.M. UNTIL NOON ON APRIL 17, 2011.

**This Matter was adopted by Resolution Number 2010-238 on the Consent Agenda.**

City Clerk Item No. 10

**RESOLUTION NO. 2010-239****C.-2. [10-0636](#)**

Resolution accepting the recommendation of the Chief Procurement Officer to award an HR Medical Services contract to Richard L. Dolsey PHC Inc., d/b/a Physicians Health Center pursuant to Section 2-828 of the Procurement Code and Request for Proposals (RFP) 2010.09.01 for an initial three (3) year term with two (2) additional one (1) year renewal options; further authorizing the execution of the contract.

**Attachments:**

[Signed Resolution 2010-239](#)  
[HR Medical Services - Draft Agenda 102110-1548](#)  
[HR Medical Services - Draft Resolution 102110-1548](#)  
[RFP 2010.09.01 7.0 HR Medical Services - Tabulation Sheet 102110](#)  
[RFP 2010.09.01 9.0 HR Medical Services - Evaluataion Sheet - All evaluators 102](#)  
[Comparison pricing lowest vs highest 102110](#)  
[C-2 Signed Cover Memo](#)  
[RFP 2010.09.01 9.9 HR Medical Services - PHC Response](#)  
[RFP 2010.09.01 7.0 HR Medical Services - Tabulation Sheet](#)

RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO AWARD AN HR MEDICAL SERVICES CONTRACT TO RICHARD L. DOLSEY PHC, INC. D/B/A PHYSICIANS HEALTH CENTER PURSUANT TO SECTION 2-828, ENTITLED "CONTRACT AWARD" OF THE PROCUREMENT CODE AND REQUEST FOR PROPOSALS (RFP) 2010.09.01, FOR AN INITIAL THREE (3) YEAR TERM WITH TWO (2) ADDITIONAL ONE (1) YEAR RENEWAL OPTIONS; FURTHER AUTHORIZING THE EXECUTION OF THE CONTRACT.

**This Matter was adopted by Resolution Number 2010-239 on the Consent Agenda.**

City Clerk Item No. 11

**RESOLUTION NO. 2010-240****C.-3. [10-0671](#)**

Resolution accepting the recommendation of the Chief Procurement Officer to award the City Pump Station 3 Rehabilitation Project to Governor Construction Inc., pursuant to Section 2-828 of the Procurement Code and IFB 2010.09.02 in the amount of \$764,000.00 (seven hundred sixty-four thousand dollars); further authorizing an appropriation of funds for this project.

**Attachments:**

[Signed Resolution 2010-240](#)  
[C-3 Signed Cover Memo](#)  
[Pump Station 3](#)  
[Pump Station 3 Cover Sheet](#)  
[Tabulation Sheet.pdf](#)  
[Consultant's Recommendation \(2\).pdf](#)  
[Bid Response.pdf](#)

RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO AWARD THE CITY PUMP STATION 3 REHABILITATION PROJECT TO GOVERNOR CONSTRUCTION, INC. PURSUANT TO SECTION 2-828 ENTITLED "CONTRACT AWARD" OF THE PROCUREMENT CODE AND IFB 2010.09.02 IN THE AMOUNT OF \$764,000

(SEVEN HUNDRED SIXTY-FOUR THOUSAND DOLLARS); AMENDING THE 2010-2011 ANNUAL BUDGET TO INCREASE THE ESTIMATED REVENUES AND FURTHER AUTHORIZING AN APPROPRIATION OF FUNDS FOR THIS PROJECT.

**This Matter was adopted by Resolution Number 2010-240 on the Consent Agenda.**

City Clerk Item No. 12

**RESOLUTION NO. 2010-241**

**C.-4. 10-0670**

Resolution authorizing execution of Amendment No. 1 to the Florida Department of Environmental Protection (DEP) Agreement No. LP8911, Old Cutler Road Sanitary Sewer Forcemain Replacement, entered into between the City of Coral Gables and the Florida Department of Environmental Protection on June 26, 2009, for the purpose of extending the completion date of the agreement from October 31, 2010 to April 30, 2011.

**Attachments:** [DEP agreement no. LP8911 Amendment No. 1-signed COVER](#)  
[DEP agreement no. LP8911 Amendment No. 1-RESOL](#)  
[Signed Resolution 2010-241](#)  
[C-4 Signed Cover Memo](#)  
[DEP agreement no. LP8911 Amendment No. 1](#)  
[DEP Backup Documentation for CC102610 Mtg](#)

RESOLUTION AUTHORIZING EXECUTION OF AMENDMENT NO. 1 TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (DEP) AGREEMENT NO. LP8911, OLD CUTLER ROAD SANITARY SEWER FORCE MAIN REPLACEMENT PROJECT, ENTERED INTO BETWEEN THE CITY OF CORAL GABLES AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION ON JUNE 26, 2009, FOR THE PURPOSE OF EXTENDING THE COMPLETION DATE OF THE AGREEMENT FROM OCTOBER 31, 2010 TO APRIL 30, 2011.

**This Matter was adopted by Resolution Number 2010-241 on the Consent Agenda.**

City Clerk Item No. 13

**RESOLUTION NO. 2010-242****C.-5. [10-0672](#)**

Resolution authorizing the execution of a temporary construction easement from the City of Coral Gables to the Florida Department of Transportation (FDOT) for the purpose of expanding an existing curb ramp onto City property (4133 LeJeune Road) located at the northeast corner of the intersection of Altara Avenue and LeJeune Road, in order to comply with the Americans with Disabilities Act.

**Attachments:** [FDOT Temporary Easement 4133 LeJeune Road-signed COVER](#)  
[FDOT Temporary Easement 4133 LeJeune Road-RESOL](#)  
[Signed Resolution 2010-242](#)  
[C-5 Signed Cover Memo](#)  
[FDOT Temporary Easement 4133 LeJeune Road](#)  
[FDOT legal description of temp easement](#)

RESOLUTION AUTHORIZING THE EXECUTION OF A TEMPORARY CONSTRUCTION EASEMENT FROM THE CITY OF CORAL GABLES TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR THE PURPOSE OF EXPANDING AN EXISTING CURB RAMP ON TO CITY PROPERTY (4133 LEJEUNE ROAD) LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF ALTARA AVENUE AND LEJEUNE ROAD IN ORDER TO COMPLY WITH THE AMERICANS WITH DISABILITIES ACT.

**This Matter was adopted by Resolution Number 2010-242 on the Consent Agenda.**

City Clerk Item No. 14

**RESOLUTION NO. 2010-243****C.-6. [10-0663](#)**

Resolution authorizing the sale of alcohol and the waiving of the cost of parking meter rentals after 5:00 p.m. on the 100 block of Giralda Avenue on the first Friday of each month from November 2010 through March 2011, a total of five events, for the Giralda Under the Stars Street Festival.

**Attachments:** [GiraldaUnderStars20102011Reso](#)  
[Signed Resolution 2010-243](#)  
[C-6 Signed Cover Memo](#)  
[Giralda Under the Stars Special Events Application](#)

RESOLUTION AUTHORIZING THE SALE OF ALCOHOL AND THE WAIVING OF THE COST OF PARKING METER RENTALS AFTER 5:00 PM ON THE 100 BLOCK OF GIRALDA AVENUE ON THE FIRST FRIDAY OF EACH MONTH FROM NOVEMBER 2010 THROUGH MARCH 2011, A TOTAL OF FIVE EVENTS, FOR THE ***"GIRALDA UNDER THE STARS STREET FESTIVAL."***

**This Matter was adopted by Resolution Number 2010-243 on the Consent Agenda.**

City Clerk Item No. 15

**RESOLUTION NO. 2010-244****C.-7. 10-0665**

Resolution granting permission to the Junior Orange Bowl Committee, Inc., to host its annual Junior Orange Bowl Parade on January 2, 2011 from 4:00 p.m. to 6:30 p.m.

**Attachments:** [Signed Resolution 2010-244](#)  
[C-7 Signed Cover Memo](#)  
[Cover Memo Junior Orange Bowl Parade.pdf](#)  
[Special Events Application and Permit.pdf](#)  
[Draft Resolution for Junior Orange Bowl Committee.pdf](#)

RESOLUTION GRANTING PERMISSION TO THE JUNIOR ORANGE BOWL COMMITTEE, INC. TO HOST ITS ANNUAL "**JUNIOR ORANGE BOWL PARADE**" ON JANUARY 2, 2011 FROM 4 P.M. UNTIL 6:30 P.M., SUBJECT TO FLORIDA DEPARTMENT OF REGULATION REQUIREMENTS.

**This Matter was adopted by Resolution Number 2010-244 on the Consent Agenda.**

City Clerk Item No. 16

**RESOLUTION NO. 2010-245****C.-8. 10-0678**

Resolution supporting and endorsing the Let's Move! Campaign as set forth by the First Lady of the United States, Michelle Obama, the President's Task Force on Child Obesity and Secretary of Health and Human Services' in furtherance of solving the challenge of childhood obesity.

**Attachments:** [Signed Resolution 2010-245](#)  
[C-8 Signed Cover Memo](#)  
[Nation's Cities Weekly Article](#)  
[Let's Move Cities and Towns](#)  
[Cover Memo - Let's Move Campaign](#)  
[Draft Resolution](#)

RESOLUTION SUPPORTING AND ENDORSING THE **LET'S MOVE!** CAMPAIGN AS SET FORTH BY THE FIRST LADY OF THE UNITED STATES, MICHELLE OBAMA, THE PRESIDENT'S TASK FORCE ON CHILD OBESITY AND SECRETARY OF HEALTH AND HUMAN SERVICES' IN FURTHERANCE OF SOLVING THE CHALLENGE OF CHILDHOOD OBESITY.

**This Matter was adopted by Resolution Number 2010-245 on the Consent Agenda.**

City Clerk Item No. 17

**RESOLUTION NO. 2010-246**

C.-9. [10-0681](#) Resolution confirming the appointment of Ian McKeown (University of Miami Category) as a member of the City of Coral Gables Green Task Force.

**Attachments:** [Signed Resolution 2010-246](#)  
[C-9 Signed Cover Memo](#)  
[Cover Memo - Ian McKeown](#)  
[Draft Resolution - Ian McKeown](#)  
[Resume - Ian McKeown](#)

RESOLUTION CONFIRMING THE APPOINTMENT OF IAN MCKEOWN (UNIVERSITY OF MIAMI CATEGORY), AS A MEMBER OF THE CITY OF CORAL GABLES GREEN TASK FORCE FOR A TERM OF OFFICE WHICH SHALL COMMENCE ON OCTOBER 1, 2010 UNTIL MAY 30, 2011, AND THEREAFTER COMMENCING ON JUNE 1, 2011 AND EXPIRING ON MAY 30TH IN ODD NUMBERED YEARS.

**This Matter was adopted by Resolution Number 2010-246 on the Consent Agenda.**

City Clerk Item No. 18

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

C.-11. [10-0660](#) Landscape Beautification Advisory Board Meeting of October 7, 2010

**Attachments:** [BC Cover Sheet 10-7-10](#)  
[Minutes BC 10-7-10](#)  
[LBAB Minutes 10-7-10 Signed](#)

**This Matter was approved on the Consent Agenda.**

City Clerk Item No. 19

C.-12. [10-0661](#) Board of Adjustment Meeting of October 4, 2010

**Attachments:** [Cover Memo - 10-26-10](#)  
[BOARD OF ADJUSTMENT RECAP 10-04-10](#)  
[BOADJ Summary 10-04-10](#)  
[Notice for BOADJ 10-04-10](#)

**This Matter was approved on the Consent Agenda.**

City Clerk Item No. 20

C.-13. [10-0662](#) Retirement Board Meeting of September 16, 2010

**Attachments:** [CC.10-26-10.September 16, 2010](#)  
[Minutes.09-16-10](#)  
[Executive Summary.09-16-2010](#)

**This Matter was approved on the Consent Agenda.**

City Clerk Item No. 21

C.-14. [10-0664](#) Historic Preservation Board Meeting of September 16, 2010

**Attachments:** [HPBMinutesSept162010](#)  
[HPBMTgNoAction09162010.MinutesforCC10262010](#)

**This Matter was approved on the Consent Agenda.**

City Clerk Item No. 22

C.-15. [10-0667](#) International Affairs Coordinating Council Meeting of September 21, 2010

**Attachments:** [Microsoft Word - Agenda Cover Memo 09-21-10](#)  
[Microsoft Word - IACC-MinutesSeptember21,2010](#)

**This Matter was approved on the Consent Agenda.**

City Clerk Item No. 23

C.-16. [10-0693](#) Traffic Advisory Board Meeting of July 20, 2010

**Attachments:** [Traffic Adv Board Meeting 7.20.10 COVER](#)  
[Traffic Adv Board Meeting 7.20.10 MINUTES](#)

**This Matter was approved on the Consent Agenda.**

City Clerk Item No. 24

C.-17. [10-0694](#) Traffic Advisory Board Special Meeting of August 3, 2010

**Attachments:** [Traffic Adv Board Meeting 8.3.10 COVER](#)  
[Traffic Adv Board Meeting 8.3.10 MINUTES](#)

**This Matter was approved on the Consent Agenda.**

City Clerk Item No. 25

**Pulled from Consent Agenda****RESOLUTION NO. 2010-247****C.-10. 10-0692**

Resolution extending the authorization to allow the Goodwill Attended Donation Center trailer to remain an additional six (6) months on the City's Parking Lot No. 43, along the 5900 block of Ponce de Leon Boulevard.

**Attachments:** [Signed Resolution 2010-247](#)

[C-10 Signed Cover Memo](#)

[Goodwill Resolution](#)

[Goodwill South Florida Letter](#)

RESOLUTION AUTHORIZING A SIX (6) MONTH EXTENSION TO ALLOW THE GOODWILL ATTENDED DONATION CENTER TRAILER TO REMAIN ON THE CITY'S PARKING LOT NO. 43, ALONG THE 5900 BLOCK OF PONCE DE LEON BOULEVARD, CORAL GABLES, FLORIDA.

[Note for the Record: Commissioner Cabrera prefaced his remarks by stating that he wanted to make a commentary, that when the representatives from Goodwill initially addressed the City Commission in December of 2006, he did not know if approval of their request to maintain a trailer at the 2121 N.E. 21 Street location to accept donations would be a good idea; further pointing out that the Goodwill organization has been great regarding having the trailer at said location and in not being obtrusive to the neighborhood; further noting that the Goodwill Organization has collected a lot of goods that have been recycled; further attesting to the fact that they have struggled a bit- of particularly note is the fact that goods have been left at the location after closing times, which has necessitated a cleanup effort; further pointing out that the staff at the trailer location are very nice folks and are very customer friendly.

Commissioner Withers added that he had the opportunity to serve on the Goodwill Board for a period of 8 years; further acknowledging that many of the people there were somewhat challenged; further explaining the employees of Goodwill received 40-hour work weeks, performing such tasks as making American flags, stuffing spices in spice jars; providing for Miami Herald inserts, making aprons for Publix, etc.; further stating that one of the greatest things to witness is to see the expressions on their workers faces upon receiving their paychecks, which he says is worth its weight in gold, in realizing they are lessening the need to depend on social services].

**A motion was made by Commissioner Cabrera, Jr., seconded by Commissioner Withers, that this motion be adopted by Resolution Number 2010-247. The motion passed by the following vote:**

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

City Clerk Item No. 26

#### D. PERSONAL APPEARANCES

D.-1. [10-0685](#) Mark Pidal, Administrative Director of the Junior Orange Bowl Committee, to introduce the 2010-2011Board Members and Officers.

[Note for the Record: Mayor Slesnick introduced Mark Pidal, Director of the Junior Orange Bowl Committee, who in return introduced those members of the Orange Bowl Committee who were in attendance, namely the City's Public Works Facilities Division Superintendent Dallas Brown, and Police Chief Richard Naue; further informing the viewing public that festival season has begun-the first event, the Cross Country Invitational, chaired by City employee Donald "Rusty" Hill, was held several weeks ago, at Larry and Penny Thompson Park; and that an upcoming event, the Royal Court Search, for selecting the king and princesses, more particularly described by him as those lovely ladies chosen to represent the youth participating in the Jr. Orange Bowl Parade; further pointing out that this year's theme, as chosen by Jr. Orange Bowl Committee President Bryan Sykes, is "Sunshine In Every Smile"- said theme, as noted by Mark Pidal has been chosen to reflect how wonderful it is to have kids laughing, smiling and having fun; further adding that the Jr. Orange Bowl is all about recreational opportunities and competition for our youth, stating that the Jr. Orange Bowl Parade is one of our most treasured traditions.

Mr. Pidal presented to the City Commission the new brochure and festival pin, which reflects President Syke's theme, "Sunshine in Every Smile"; further conveying to the viewing public those exciting changes to the Jr. Orange Bowl Festival; further citing Pete Telemak's role in serving as the chairperson for the parade last year and the critical need to maintain absolute safety, noting that one of the biggest challenges was gaps appearing in front of the viewing grand stand, being under the mistaken impression that the parade was over, thus resulting in the flooding of the streets; said matter being attributable to the route reversal in this year's parade.

This year's parade will begin on Alhambra Circle and Ponce de Leon Boulevard, traveling southward on Ponce and westward on Miracle Mile, crossing Le Jeune Road and ending where the grandstands were made in front of Coral Gables City Hall; further stating that said changes to the parade route will provide for a higher quality of parade; further adding that the parade will be held on Sunday June 2, 2011, beginning 4 p.m., which is the last day before school begins.

Mr. Pidal thanked the City Commission for its support, expressing optimism that the upcoming anticipated event will be one of the best held in its 62-year history; further reiterating his thanks to the Mayor and Commissioners and the City in maintaining the tradition, noting that it could not have been done without the support received from

volunteers and the City.

Mayor Slesnick on behalf of the City Commission added that they look forward to all of the events; also noting that the City has one of the most renowned golf tournaments in the world. Vice Mayor Kerdyk further added that both golf and tennis tournaments are two of the most renowned events in the world, the golf tournament, known as the best for junior players, showcases representatives from more than 35 countries; further adding that said events are known as being distinctive to Coral Gables.

Mayor Slesnick added that he cannot think of a better time to have an upbeat event as during these challenging times; further thanking the Jr. Orange Bowl for keeping up the spirit of the holiday season and the spirit of youth, which is much warranted; further acknowledging President Elect and City employee, Dallas Brown].

**This Agenda Item was Discussed and Filed**

City Clerk Item No. 8

**E. PUBLIC HEARINGS****ORDINANCES ON SECOND READING****Time Certain: 10:00 a.m.****RESOLUTION NO. 2010-248**

E.-1. [10-0619](#) A Ordinance of the City Commission of the City of Coral Gables Florida creating Chapter 34, Article VI, entitled "Lawn Maintenance Equipment" of the Code of the City of Coral Gables, Florida and regulating debris produced and coming from all lawn maintenance equipment; amending Article V by changing the hours of operation for power tools and landscaping equipment under Chapter 34; providing for restrictions on the use of motorized or motorized leaf blowers, providing for exemptions; providing for enforcement and penalties; providing for severability, repealer, codification and an effective date. (Passed on First Reading September 28, 2010)

**Attachments:**[E-1 Signed Cover Memo](#)[Signed Resolution 2010-248](#)[OrdinanceLawnMaintenanceEquipment10\\_26\\_10](#)[AgendaCoverMemoLawnMaintenanceEquipment10\\_26\\_10](#)

RESOLUTION TO DEFER CONSIDERATION OF AGENDA ITEM E-1  
[SUBJECT MATTER: PROPOSED ORDINANCE TO CREATE CHAPTER 34, ARTICLE VI, ENTITLED "LAWN MAINTENANCE EQUIPMENT" OF THE CODE OF THE CITY OF CORAL GABLES, FLORIDA AND REGULATE DEBRIS PRODUCED AND COMING FROM ALL LAWN MAINTENANCE EQUIPMENT; AMEND ARTICLE V BY CHANGING THE HOURS OF OPERATION FOR POWER TOOLS AND LANDSCAPING EQUIPMENT UNDER CHAPTER 34; PROVIDE FOR RESTRICTIONS ON THE USE OF MOTORIZED OR MOTORIZED LEAF BLOWERS]; FURTHER REFERRING SAID MATTER TO THE CORAL GABLES GREEN TASK FORCE FOR ITS CONSIDERATION, REVIEW AND RECOMMENDATION(S) REGARDING SAME.

A motion was made by Commissioner Withers, seconded by Commissioner Anderson, that this motion be deferred by Resolution Number 2010-248. The motion passed by the following vote:

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

City Clerk Item No. 27

**ORDINANCE NO. 2010-36****E.-2. [10-0640](#)**

Change of Land Use. An Ordinance of the City Commission of Coral Gables, Florida amending the Future Land Use Map of the Coral Gables Comprehensive Plan pursuant to small scale amendment procedures subject to ss. 163.3187, Florida Statutes, from "Commercial Use, Mid-Rise Intensity" to "Commercial Use, High-Rise Intensity" for a 1.2 acre parcel legally described as Lots 1-9 and 37-46, Block 10, Crafts Section (272 Valencia Avenue), Coral Gables, Florida; and providing for severability, repealer, codification and an effective date. (PZB recommended approval, Vote: 6-0) (Passed on First Reading October 12, 2010)

**Attachments:** [E-2 Signed Cover Memo](#)  
[Signed Ordinance 2010-36](#)  
[10 26 10 CC Cover Memo - 272 Valencia Ave. CP change - 2nd Reading](#)  
[10 26 10 Exhibit A - Ordinance: 272 Valencia Avenue CP amendment 2nd reading](#)  
[10 12 10 CC Cover Memo - 272 Valencia Ave. CP change - 1st reading](#)  
[10 12 10 Exhibit A - Ordinance: 272 Valencia Avenue CP amendment 1st reading](#)  
[10 12 10 Exhibit B - 09 15 10 PZB Staff Report w attachments](#)  
[10 12 10 Exhibit C - 09 15 10 PZB Meeting Minutes](#)  
[10 12 10 Exhibit D - Public Comments](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES, FLORIDA AMENDING THE FUTURE LAND USE MAP OF THE CORAL GABLES COMPREHENSIVE PLAN PURSUANT TO SMALL SCALE AMENDMENT PROCEDURES SUBJECT TO SS. 163.3187, FLORIDA STATUTES, FROM "COMMERCIAL USE, MID-RISE INTENSITY" TO "COMMERCIAL USE, HIGH-RISE INTENSITY" FOR A 1.2 ACRE PARCEL LEGALLY DESCRIBED AS LOTS 1-9 AND 37-46, BLOCK 10, CRAFTS SECTION (272 VALENCIA AVENUE), CORAL GABLES, FLORIDA; AND PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION AND AN EFFECTIVE DATE.

[Note for the Record: Mr. Eric Riel, Planning Department, stated the Planning Department staff did some work in furtherance of the application from Commercial Use, Mid-Rise Intensity to Commercial Use, High-Rise Intensity (i.e. investigate past deliberations regarding the "sculpting" or building height profile of the Central Business District); further citing that the application conducted a neighborhood meeting between First and Second reading, to provide some additional outreach, and there were no objections during the neighborhood meeting.

Zeke Guilford, Esq., further informed the City Commission that during the neighborhood meeting that there were four neighbors in attendance, two who were property owners, and two who were residents; further reiterating that there were no objections to this application.

Mayor Slesnick in noting that there was one card tendered to the City Clerk for public input, namely Mr. Jose Gonzalez, allowed said individual to provide testimony. Mr. Gonzalez appeared representing Mr. Armando Codina, Flagler Development Corporation, who was out of the country, stated that Mr. Codina was in support of

this application; further stating that they had developed the Bacardi headquarters in that area, and their headquarters was located there, as well; further stating that it is their belief that this will actually frame out to the Central Business District as well, on the south side of the Central Business District].

**A motion was made by Commissioner Anderson, seconded by Commissioner Withers, that this motion be adopted by Ordinance Number 2010-36. The motion passed by the following vote:**

**Yea**s : 3 - Commissioner Anderson, Commissioner Withers and Mayor Slesnick II

**Nay**s : 1 - Vice Mayor Kerdyk, Jr.

**Absent** : 1 - Commissioner Cabrera, Jr.

City Clerk Item No. 28

## ORDINANCES ON FIRST READING

### ORDINANCE NO. 2010-38

**E.-3. [10-0674](#)** Change of Land Use. An Ordinance of the City Commission of Coral Gables, Florida, amending the Future Land Use Map of the Coral Gables Comprehensive Plan pursuant to small scale amendment procedures subject to ss. 163.3187, Florida Statutes, from "Commercial Use, Mid-Rise Intensity" to "Commercial Use, High-Rise Intensity" for a 0.6 acre parcel legally described as Lots 1-10, Block 7, Crafts Section (246-296 Andalusia Avenue), Coral Gables, Florida; and providing for severability, repealer, codification and an effective date. (PZB recommended approval, vote: 5-0) (Passed on First Reading October 26, 2010)

**Attachments:**

[E-3 Signed Cover Memo](#)

[12 14 10 CC Cover Memo - 246-296 Andalusia Avenue CP change - 2nd Reading](#)

[12 14 10 Exhibit A: Ordinance - 246-296 Andalusia CP amendment - 2nd reading](#)

[12 14 10 Exhibit B: Existing v Proposed Land Use graphic](#)

[12 14 10 Exhibit C: 10 28 10 Applicant's Proffered Letter](#)

[12 14 10 Exhibit D: Draft Restrictive Covenant](#)

[12 14 10 Exhibit E: Public Comments](#)

[E-1 Signed Cover Memo](#)

[Signed Ordinance 2010-38](#)

[Signed Resolution 2010-256](#)

[11 09 10 CC Cover Memo - 246-296 Andalusia Avenue CP change - 2nd Reading](#)

[11 09 10 Exhibit A - Ordinance: 246-296 Andalusia Avenue CP amendment 2nd r](#)

[11 09 10 Exhibit B - 10 28 10 Applicant's profer letter](#)

[11 09 10 Exhibit C - Land Use graphic](#)

[E-1 Signed Cover Memo](#)

[10 26 10 Exhibit A - Ordinance: 246-296 Andalusia Avenue CP amendment 1st re](#)

[10 26 10 CC Cover Memo - 246-296 Andalusia Avenue CP change - 1st Reading](#)

[10 26 10 Exhibit B - 10 13 10 PZB Staff report w attachments - 246-296 Andalusia Avenue CP change - 1st Reading](#)

[10 26 10 Exhibit C - 10 13 10 PZB Meeting Minutes](#)

[10 26 10 Exhibit D - Public Comments](#)

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:

**Yea**s : 4 - Commissioner Cabrera, Jr., Commissioner Withers, Commissioner Anderson and Mayor Slesnick II

**Nay**s : 1 - Vice Mayor Kerdyk, Jr.

City Clerk Item No. 29

**ORDINANCE NO. 2010-37****E-4. [10-0675](#)**

Change of Zoning. City initiated Change of Zoning for privately owned properties within the University of Miami Campus boundaries. An Ordinance of the City Commission of Coral Gables, Florida requesting a Change of Zoning from University of Miami Campus Area Development (UMCAD) or Single Family Residential (SFR) to University Campus District (UCD) for the privately owned properties located within the University of Miami Coral Gables Campus, being the area generally bounded by Levante Avenue, Red Road (SW 57th Avenue), Mataro Avenue, and San Amaro Drive, Coral Gables, Florida; providing for severability, repealer, codification, and an effective date. (PZB recommended approval, vote: 5-0) (Passed on First Reading October 26, 2010)

No.; Legal Description; Property Address; Change of Zoning From-To

1. Lots 13-18, Block 184, Riviera Section #6; 5800 San Amaro Drive, Coral Gables, FL 33146; SFR-UCD
2. Lots 13-18, Block 188, Riviera Section #6; 6000 San Amaro Drive, Coral Gables, FL 33146; SFR-UCD
3. Lots 13-18, Block 189, Riviera Section #6; 6100 San Amaro Drive, Coral Gables, FL 33146; SFR-UCD
4. Lots 13-18, Block 186, Riviera Section #6; 5900 San Amaro Drive, Coral Gables, FL 33146; SFR-UCD
5. Lots 7-9 & 22-24, Block 188, Riviera Section #6; 1530 Liguria Avenue, Coral Gables, FL 33146; SFR-UCD
6. Lots 10-12 & 19-21, Block 188, Riviera Section #6; 1520 Liguria Avenue, Coral Gables, FL 33146; UMCAD-UCD
7. Lots 7-9 & 22-24, Block 186, Riviera Section #6; 1531 Liguria Avenue, Coral Gables, FL 33146; SFR-UCD
8. Portion of Tract 6, University of Miami Main Campus; 1150 Stanford Drive, Coral Gables, FL 33146; UMCAD-UCD
9. Portion of Tract 7, University of Miami Main Campus; 1210 Stanford Drive, Coral Gables, FL 33146; UMCAD-UCD
10. Portion of Tract 7, University of Miami Main Campus; 1115 Levante Street, Coral Gables, FL 33146; UMCAD-UCD
11. Portion of Tract 6, University of Miami Main Campus; 1100 Stanford Drive, Coral Gables, FL 33146; UMCAD-UCD
12. Portion of Tract 7, University of Miami Main Campus; 1200 Stanford Drive, Coral Gables, FL 33146; UMCAD-UCD

**Attachments:**[E-4 Signed Cover Memo](#)[Signed Ordinance 2010-37](#)[11 09 10 CC Cover Memo - UM private properties - 2nd Reading](#)[11 09 10 Exhibit A - UM private properties change in zoning map ord-2nd Reading](#)[E-2 Signed Cover Memo](#)[10 26 10 CC Cover Memo - UM private properties - 1st Reading](#)[10 26 10 Exhibit A - Ordinance: UM private properties change in zoning map ord-1](#)[10 26 10 Exhibit B - 10 13 10 PZB UM private properties change of zoning staff re](#)[10 26 10 Exhibit C - UCD ZC provisions](#)[10 26 10 Exhibit D - 10 13 10 PZB Meeting Minutes](#)[10 26 10 Exhibit E - Public Comments](#)

[Note for the Record: Following the City Manager's reading of the title to Agenda Item E-4 into the public record, City Manager Salerno inquired of the Mayor whether

he should proceed to read the title to all of the sites into the public record?-whereby, Mayor Slesnick inquired of the City Attorney as to whether it was necessary to have all of the specific sites read?-City Attorney Hernandez opined that all of the specific sites did not have to be read; further pointing out that in the general title it says all of the privately owned property within the University of Miami campus boundaries.

Notwithstanding said opinion, Mayor Slesnick read the property addresses (not the legal description); following his reading of same, he further reiterated that said sites are all part of the UM campus, they are privately owned, but they are in the campus, adding that we are only talking about sites in the area.

Following a reading of the above referenced property addresses, there being no public testimony being proffered by any member of the public, and in the absence of any deliberation by any member of the City Commission, on a motion being made by Commissioner Withers and seconded by Commissioner Anderson, Mayor Slesnick instructed the City Clerk to call the roll on Agenda Item E-4].

**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:**

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

City Clerk Item No. 30

## **F. CITY COMMISSION ITEMS**

**None**

City Clerk Item No. 31

## **G. BOARDS/COMMITTEES ITEMS**

**None**

City Clerk Item No. 32

## H. CITY MANAGER ITEMS

H.-1. [10-0695](#) Review recruitment process for obtaining the services of a City Attorney.

**Attachments:** [City Attorney Recruitment Process Cover Sheet](#)  
[City Attorney Recruitment Process Outline](#)  
[H-1 Signed Cover Memo](#)

[Note for the Record: Mayor Slesnick prefaced his remarks by stating that the City Commission has received from the City Manager's Office a proposal for the recruitment process of a City Attorney; further initially stating that an acceptable procedure would be that the Human Resources Department will advertise for said position; collect resumes; send said resumes to the City Commission, and ultimately initiate and interview process, etc.

Commissioner Cabrera provided the caveat that the City Commission should incorporate our City Attorney into this process, in the capacity of secretary; further clarifying that he would like to formalize this process by including her-pointing out that the City currently has an accomplished City Attorney, that is known statewide that has achieved many things; further stating that he would like to use her talents, having her review some of the resumes, getting her comments regarding same; further inquiring of the City Attorney regarding her opinion regarding said desire to have her involved in the recruitment process.

City Attorney Hernandez stated that she would be more than happy to provide the City Commission with any input; further stating that she has been approached by several Commissioners asking her for input regarding the selection process.

Mayor Slesnick stated that it is his expectation that the City will have outstanding application response, and is optimistic that the City will go through the recruitment process with rapidity. Commissioner Cabrera further reiterated that he would like to formalize the role of our City Attorney, noting that if the City Commission does not, then she may get left out of the loop, and then information will not get disseminated and properly channeled.

Vice Mayor Kerdyk inquired of his colleagues as to whether it would be prudent to collect resumes now, revisit later the remaining matters involving the recruitment process; further stating that he is uncertain as to how to formalize the process.

Commissioner Cabrera requested of his colleagues that they consider incorporating the City Attorney at the onset, in looking at the candidate criteria. Commissioner Anderson stated that she would like to have the City Attorney on an ad-hoc basis, rather than formalize her role into the process.

Mayor Slesnick synthesized the views of his colleagues regarding said matter, stating

that the City Commission will come back at the next meeting (presently scheduled for November 9, 2011), regarding specific procedure for recruitment; however, as to right now, instruct the City Manager to direct the director of the Department of Human Resources in conjunction with the City Attorney's advice and counsel to develop and place the ad, as soon as possible, in order that the City can begin to receive applications and resumes; further stating that any member of the City Commission who is desirous of reviewing any of the resumes or applications can review them at the Department of Human Resources.

[Note: Commissioner Cabrera earlier had interjected that whatever the aforementioned individuals come up with as it pertains to applications and resumes, that the City Commission would receive copies of same. However, it was ultimately decided that Department of Human Resources would be the appropriate venue for inspection of said documents by any member of the City Commission desirous of viewing same].

**This Agenda Item was Discussed and Filed**

City Clerk Item No. 33

**I. CITY ATTORNEY ITEMS**

I.1. [10-0701](#) Pending Litigation Report

**Attachments:** [PENLIT10\\_26\\_10.doc](#)

**This Agenda Item was Discussed and Filed**

City Clerk Item No. 34

**J. CITY CLERK ITEMS**

**None**

City Clerk Item No. 35

**K. DISCUSSION ITEMS**

Mayor Slesnick: OK...Ms. Anderson?

Commissioner Anderson: I'm speechless (laughter). No I'm good, thank you.

Mayor Slesnick: Mr. Cabrera?

Commissioner Cabrera: I'm sorry, Commissioner Kerdyk is not here; Vice Mayor Kerdyk is not here. Because I remember there was a time that he asked the City Manager's office, and this was a while ago, to come back to us with some sort of an overview of all of the City owned properties, that had potential for use as a park. And I don't recall what we did with that? - If we actually analyzed it, and it was presented to us, but I've been contacted by a citizen that has expressed a real strong inclination to have a City land looked at as a possible passive park. And right now that land is just simply sitting there, and the only advantage is that the land gets used by the contiguous neighbor. But outside of that it has "DO NOT ENTER," you know, prohibited to come into the land...

City Attorney Hernandez: Do you have any idea of when that was requested?

Commissioner Cabrera: I don't...I wish he was still here, because...

City Manager Salerno: Hasn't been while I've been here. I don't recall that, but could have been the prior manager.

Mayor Slesnick: I don't know either?

Commissioner Cabrera: It was prior to the current City Manager.

Mayor Slesnick: OK...Well, try to request that we may....

Commissioner Cabrera: Well, I'd just like to get an update, I mean I believe, if I am not mistaken, the Parks and Recreation Director got an inquiry about that parcel of land, and I don't recall how he responded to it. I mean we just got done buying, you know a lot, not far from this particular area. Not necessarily within a mile of it, but not far from it, and I am just curious; are there other lands like that? - that we could look at making into a passive park, for the enjoyment of all, and so...I'd rather not mention the parcel, only because I don't want to create controversy; but it is a...it's a very beautiful piece of land that is owned by the City of Coral Gables. And as I said before, to the best of my recollection, the only one that benefits from the land being there is the contiguous property owner right next to it. There is no way you could go into the land because we have all kinds of signs. We have at least 2 signs that prohibit entry into that

parcel.

Mayor Slesnick: Can we take a look at land that we own? City land that is un-utilized as anything else, but City land and, see what there is to develop...

City Manager Salerno: Sure Mayor.

Mayor Slesnick: Can you share with the Manager?

Commissioner Cabrera: He can have his Parks and Recreation Director tell him.

Mayor Slesnick: OK...Anything else?

Commissioner Cabrera: No, nothing else.

Mayor Slesnick: Mr. Withers?

Commissioner Withers: I probably should have mentioned it when the Junior Orange Bowl was here, but I just want to make sure that the City has, or maybe its Junior Orange Bowl reached out to all of the merchants, to make sure that 4 p.m. start time, and then shutting the City down on January 2nd...

Commissioner Anderson: Yes

Commissioner Withers: Remember the last time we changed dates and time?-I mean the merchants went nuts...

Commissioner Anderson: Right, I think that's a good idea, channel it through the...to the BID maybe talk with them.

Mayor Slesnick: They are not open on Sundays.

Commissioner Withers: I don't know? That's what I am saying I...

Mayor Slesnick: No I don't think there are any merchants open on Sunday.

Commissioner Anderson: On Sunday?

Commissioner Withers: I know, that's why I picked the day...that's good. When they said it was a Sunday, I think it's good; but I really think that maybe we get the BID, or the Chamber to maybe do some kind of marketing effort on their behalf. You know, what I am talking about? Just so...

Mayor Slesnick: Sure...yes. remember last time they went nuts, it was a New Year's Eve.

Commissioner Withers: It was that New Year's Eve... the restaurants...it was a mess... So I think Sunday is going to be OK but...

Mayor Slesnick: It's early, and most eaters are...

Commissioner Withers: 4 o'clock...

Mayor Slesnick: After 6 p.m. so...

Commissioner Withers: Yes...

Mayor Slesnick: I think it's probably good...Mr. Manager, did you have anything else?

City Manager Salerno: No, nothing Mayor.

Mayor Slesnick: OK. I received, while we were in session, two calls, which I'll relate to you, and that is that Roxcy Bolton called to say that she was sorry, she could not be here today and that she is very proud of her role in the Donald Hopkins/ William Cooper Scholarship Fund and its inception, and so we thank Ms. Bolton for her participation in that program and it's inception. And secondly...

Commissioner Cabrera: I certainly did not intentionally leave her out, I just was trying to say that Jim has continued to champion this cause; but it's my understanding from several sources that she was an integral part of this creation, if not the person that gave the initial idea to Commissioner Barker.

Mayor Slesnick: Anyways, we also got a call from Laurie, an E-mail from Laurie Kraus, the reverend from the Riviera Presbyterian Church, let me just read it to you, it's quick but I am going to close with her prayer that she sent us. (Reads letter): *"My deepest apologies for missing my opportunity to open this morning's Commission Meeting with the invocation. As I explained to Lillian my cell phone's untimely demise over the weekend messed up my calendar record, and apparently my memory isn't what it used to be. I had especially looked forward to leading this invocation this morning, because I was eager to invite"- and this is the part I want to stress (continues to read) "to invite you all, everyone in the City to join us at the Coral Gables Interfaith Annual Thanksgiving Eve Service which my Congregation, Riviera Presbyterian is hosting this year. This service will be at 7 p.m., at our sanctuary, followed by a reception. We'll be focusing on the power of interfaith dialogue and giving thanks for the wonderful relationships our*

*Coral Gables congregations of all faiths have shared for many years. Hope to see you there, in the mean time blessing on your work this morning.”* Now, she failed to mention the date of the interfaith service, but it’s usually...

Commissioner Anderson: The Wednesday before Thanksgiving...

Mayor Slesnick: It’s usually the Wednesday before Thanksgiving, which is...

Commissioner Anderson: The Wed...Yes, Thanksgiving Eve.

Mayor Slesnick: Thanksgiving Eve, 7 p.m., but we’ll get that information out on our E-News and also at next meeting. She goes on to say (continues reading) *“here’s the prayer I would have offered from the Buddhist tradition. In honor of the Dalai Lama’s visit to the University of Miami this afternoon, may every creature abound in well being and peace. May every living being weak or strong, the long and the small, the short and the medium sized, the meek and the great. May every living being seen and unseen, those dwelling far off, those near by, those already born, those waiting to be born, may all attain inward peace. Within yourselves, foster limitless concern for every living creature; display a heart of boundless love for all the world, and all of its height, and depth and broad extent. Love unrestrained without hate or enmity and as you stand or walk, sit or lay, and so overcome by drowsiness devote your mind entirely to this it is known as living here life divine.”* And that is the Buddha, so in honor of the Dalai Lama’s visit we read Laurie Kraus’s invocation from the Buddha and we wish you all a very pleasant holiday season. For the Halloween season, be safe and we’ll be back here the second Tuesday of November.

City Clerk Item No. 36

## **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 12:37 pm on October 26, 2010. The next regular meeting of the City Commission has been scheduled for November 9, 2010, beginning 9 a.m.]

DONALD D. SLESNICK  
MAYOR

ATTEST:

WALTER J. FOEMAN  
CITY CLERK

