

# **City of Coral Gables**

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



## **Meeting Minutes**

**Tuesday, October 13, 2009**

**9:00 AM**

**REVISED AGENDA**

**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**

The Invocation was given by Dr. Roy G. Gatton, Senior Chaplain for Doctors Hospital.

[Note for the Record: Mayor Slesnick thanked Dr. Roy G. Gatton, Senior Chaplain, Doctors Hospital, and further requested of him to take back the City's greetings to those patients and doctors at Doctors Hospital that he has shepherded during their time of trial; further requesting of the public that as we go through the day, that we also keep in mind our City's Police personnel, as our City experiences another tragic moment in Coral Gables; further stating that on this same date that the City has encountered another domestic murder/suicide; further proffering an expression of optimism that we can keep everyone in mind as each and every one of us goes through our daily routine].

**PLEDGE OF ALLEGIANCE**

Commissioner Maria Anderson 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. 2009-47); (b) Resolution(s) adopted (Resolution No. 2009-275 through Resolution No. 2009-295); (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. [09-0675](#)**

Presentation of a Proclamation declaring October 19-25, 2009 as Fire Prevention Week in Coral Gables.

[Note for the Record: Mayor Slesnick prefaced his remarks stating that the City has an opportunity to honor our first line of defense, regarding our City's safety and security; further noting that during this time is when our City annually pays homage to "Fire Prevention Week", a matter which in his opinion is very critical to our City; further stating that generally, prevention is something that is key to almost everything that one does in life, whether it involves preventing crime through education and home training, along with educating people in the principles of morality; or whether it involves prevention of obesity, by educating people how to eat properly; further adding that regarding the prevention of fires, that the best way to fight fires is by never having them.

In recognition of "Fire Prevention Week" in Coral Gables, Mayor Slesnick thanked Fire Chief Walter Reed and his staff for all of the good work that they do in our City; further requesting of him to join him on the dais; whereupon Chief Reed called upon the City's Fire Prevention Chief, namely Hope Gibbs, to share some comments with the public.

Fire Prevention Chief Gibbs stated that Fire Prevention Week is important, not only to our City's Fire Department, but to the residents of our City as well; further thanking the City Commission for taking the time to publicly recognize "Fire Prevention Week" and for continually supporting the department in its goals, etc.

Mayor Slesnick further queried Fire Prevention Chief Gibbs regarding the obtainment of pamphlets, brochures, any material in connection with public education regarding said matter. Fire Prevention Chief Gibbs pointed out that any interested party may stop by our Coral Gables Fire Department, located at 2815 Salzedo Street, to obtain materials regarding fire safety; further stating that additionally, one may frequent any one of our City's Fire Stations, or contact our department and ask for the City's Public Education Office; further stating that Laura Rodriguez is our Public Education Specialist, who has publications/pamphlets in a bilingual format, plus materials for our kids; further stating that by scheduling appointments through the City's Public Education Specialist, one may arrange for the Fire Safety Trailer to visit a designated school location, which will include the bringing of the City's Fire Safety Truck as well].

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

City Clerk Item No. 1

**B. APPROVAL OF MINUTES**

B.-1. [09-0709](#) Regular City Commission Meeting of September 22, 2009

**Attachments:** [Meeting Minutes.pdf](#)  
[Verbatim Transcript - Agenda Item E-3 - Ordinance Amending Chapter 26 Emerg](#)  
[Verbatim Transcript - Agenda Item E-5 - Ordinance to amend CG Country Club.pc](#)  
[Verbatim Transcript - Agenda Item E-9 - Resolution for Fire Protection Services.px](#)

**A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be approved. 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. 2

[Note for the Record: Mayor Slesnick announced that Agenda Items D-1 and F-3 were deferred].

## 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 Cabrera, Jr., to Adopt the Consent Agenda. The motion carried by the following vote:

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

### **RESOLUTION NO. 2009-275**

#### C.-1. [09-0672](#)

Resolution accepting the recommendation of the Chief Procurement Officer to award the Salvadore Park Project to T & G Constructors, pursuant to Section 2-828 of the Procurement Code and Invitation for Bid (IFB) 2009.09.24 in the amount of \$170,456.00 (one hundred seventy thousand, four hundred fifty-six dollars); further authorizing an appropriation of funds for this project.

**Attachments:** [Agenda Cover](#)  
[Resolution](#)  
[Tabulation Sheet](#)  
[T & G Constructors Bid Response](#)  
[C-1 Signed Cover Memo](#)  
[Signed Resolution 2009-275.pdf](#)

A RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO AWARD THE SALVADORE PARK PROJECT TO T & G CONSTRUCTORS PURSUANT TO SECTION 2-828 OF THE PROCUREMENT CODE AND INVITATION FOR BID (IFB) 2009.09.24 IN THE AMOUNT OF \$170,456.00 (ONE HUNDRED SEVENTY THOUSAND FOUR HUNDRED FIFTY-SIX DOLLARS); FURTHER AUTHORIZING AN APPROPRIATION OF FUNDS FOR THIS PROJECT.

**This Matter was adopted by Resolution Number 2009-275 on the Consent Agenda.**

City Clerk Item No. 5

**RESOLUTION NO. 2009-276****C.-2. 09-0679**

Resolution accepting the recommendation of the Chief Procurement Officer to award the Venetian Pool Repair Project to DiPompeo Construction Corporation, pursuant to Section 2-828 of the Procurement Code and Invitation for Bid (IFB) 2009.09.04 in the amount of \$506,130.00 (five hundred six thousand, one hundred thirty dollars); further authorizing an appropriation of funds for this project.

**Attachments:** [dipompeo bid.pdf](#)  
[Tabulation Sheet - Sheet 1.pdf](#)  
[Tabulation Sheet - Sheet 2.pdf](#)  
[Venetian Pool Repairs - Alternates.pdf](#)  
[Draft Agenda Cover \(2\)](#)  
[Draft Reso \(2\)](#)  
[C-2 Signed Cover Memo](#)  
[Signed Resolution 2009-276.pdf](#)

A RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO AWARD THE VENETIAN POOL REPAIR PROJECT TO DIPOMPEO CONSTRUCTION CORPORATION PURSUANT TO SECTION 2-828 OF THE PROCUREMENT CODE AND INVITATION FOR BID (IFB) 2009.09.04 IN THE AMOUNT OF \$506,130.00 (FIVE HUNDRED SIX THOUSAND ONE HUNDRED THIRTY DOLLARS); FURTHER AUTHORIZING AN APPROPRIATION OF FUNDS FOR THIS PROJECT.

[Note for the Record: Commissioner Cabrera noted that in as much as the City is moving forward with Phase II of the Venetian Pool Project, that he would like to be informed by the City Manager as to the timeline for completion of same?- whereby City Manager called upon Public Works Director Alberto Delgado to approach the dais, who informed the City Commission that there is a window between November 2009 (starting date for construction) and March 2010 (projected completion time), which is based on scheduled activities to occur at the Venetian Pool).

City Manager Salerno added that he is aware that Commissioner Cabrera is concerned about the date that the Venetian Pool will be open to the public, in addition to the construction date; further informing the City Commission that staff has informed him that the opening date is projected to be two weeks from completion of the construction phase of the Venetian Pool Project.

Commissioner Cabrera further added that it is important to broadcast said matter in a public forum, in order to let people know that we are in the Phase II of said project.]

**This Matter was adopted by Resolution Number 2009-276 on the Consent Agenda.**

City Clerk Item No. 6

**RESOLUTION NO. 2009-277****C.-3. [09-0689](#)**

Resolution authorizing the donation of one used surplus Ford Crown Victoria sedan to the Coral Gables Community Foundation for use by the CoralGables@Home Initiative.

**Attachments:** [C-3 Signed Cover Memo](#)  
[Car Donation Resolution](#)  
[Signed Resolution 2009-277.pdf](#)

A RESOLUTION AUTHORIZING THE DONATION OF ONE USED SURPLUS FORD CROWN VICTORIA SEDAN TO THE CORAL GABLES COMMUNITY FOUNDATION FOR USE BY THE CORALGABLES@HOME INITIATIVE.

**This Matter was adopted by Resolution Number 2009-277 on the Consent Agenda.**

City Clerk Item No. 7

**RESOLUTION NO. 2009-278****C.-4. [09-0673](#)**

Resolution appointing Mario Chaluja (nominated by Commissioner Cabrera) 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 -Mario Chaluja - Emergency Management Division](#)  
[Mario Chaluja - Emergency Management Division](#)  
[C-4 Signed Cover Memo](#)  
[Signed Resolution 2009-278.pdf](#)

A RESOLUTION APPOINTING MARIO CHALUJA (NOMINATED BY COMMISSIONER CABRERA), 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 2009-278 on the Consent Agenda.**

City Clerk Item No. 8

**RESOLUTION NO. 2009-279****C.-5. [09-0674](#)**

Resolution appointing Joyce Thompson (nominated by Commissioner Cabrera) to serve as a member of the Pinewood Cemetery Advisory Board for a two (2) year term, beginning June 1, 2009 through May 31, 2011.

**Attachments:** [Joyce Thompson- Pinewood Cemetery](#)  
[R-2009- Resolution - Joyce Thompson - Pinewood Cemetery](#)  
[C-5 Signed Cover Memo](#)  
[Signed Resolution 2009-279.pdf](#)

A RESOLUTION APPOINTING JOYCE THOMPSON (NOMINATED BY COMMISSIONER CABRERA), TO SERVE AS A MEMBER OF THE PINWOOD CEMETERY ADVISORY BOARD, FOR A TWO (2) YEAR TERM, BEGINNING JUNE 1, 2009 THROUGH MAY 31, 2011.

**This Matter was adopted by Resolution Number 2009-279 on the Consent Agenda.**

City Clerk Item No. 9



**RESOLUTION NO. 2009-280****C.-6. [09-0701](#)**

Resolution appointing Cynthia Drew (nominated by Commissioner Anderson) 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:** [Cynthia Drew - Emergency Management Division](#)  
[R-2009- Resolution - Cynthia Drew- Emergency Management Division](#)  
[C-6 Signed Cover Memo](#)  
[Signed Resolution 2009-280.pdf](#)

A RESOLUTION APPOINTING CYNTHIA DREW (NOMINATED BY COMMISSIONER ANDERSON), 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 2009-280 on the Consent Agenda.**

City Clerk Item No. 10

**RESOLUTION NO. 2009-281****C.-7. [09-0702](#)**

Resolution appointing Francisco Botran (nominated by Commissioner Anderson) 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:** [Francisco Botran - Emergency Management Division](#)  
[R-2009- Resolution - Francisco Botran- Emergency Management Division](#)  
[C-7 Signed Cover Memo](#)  
[Signed Resolution 2009-281.pdf](#)

A RESOLUTION APPOINTING FRANCISCO BOTRAN (NOMINATED BY COMMISSIONER ANDERSON), 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 2009-281 on the Consent Agenda.**

City Clerk Item No. 11

**RESOLUTION NO. 2009-282****C.-8. [09-0676](#)**

Resolution recognizing October 18-24, 2009 as City Government Week and encouraging all citizens to support the celebration and corresponding activities.

**Attachments:** [R-2009-City Government Week Draft](#)  
[C-8 Signed Cover Memo](#)  
[Government Week](#)  
[Signed Resolution 2009-282.pdf](#)

A RESOLUTION RECOGNIZING CITY GOVERNMENT WEEK OCTOBER 18 - 24, 2009, AND ENCOURAGING ALL CITIZENS TO SUPPORT THE CELEBRATION AND CORRESPONDING ACTIVITIES.

**This Matter was adopted by Resolution Number 2009-282 on the Consent Agenda.**

City Clerk Item No. 12

**RESOLUTION NO. 2009-283**

**C.-10. [09-0670](#)**

Resolution authorizing the extension of a contract with Genuine Parts Company, d/b/a NAPA Auto Parts, pursuant to Section 2-834 (d) of the Procurement Code on a month-to-month, as-needed basis until such time a new contract is approved or a new vehicle parts strategy is implemented.

**Attachments:** [NAPA Cover Memo](#)  
[NAPA Resolution](#)  
[C-10 Signed Cover Memo](#)  
[Signed Resolution 2009-283.pdf](#)

A RESOLUTION AUTHORIZING THE EXTENSION OF A CONTRACT WITH GENUINE PARTS COMPANY, D/B/A NAPA AUTO PARTS PURSUANT TO SECTION 2-834 (D) OF THE PROCUREMENT CODE ON A MONTH TO MONTH AS NEEDED BASIS UNTIL SUCH TIME AS A NEW CONTRACT IS APPROVED OR A NEW VEHICLE PARTS STRATEGY IS IMPLEMENTED.

**This Matter was adopted by Resolution Number 2009-283 on the Consent Agenda.**

City Clerk Item No. 13

**RESOLUTION NO. 2009-284**

**C.-11. [09-0663](#)**

Resolution accepting the recommendation of the Chief Procurement Officer to award a contract for William H. Kerdyk Tennis Center Renovations and Storage / Bleachers Building to BMA Construction, Inc., pursuant to Section 2-828 of the Procurement Code and Invitation for Bid (IFB) 2009.08.20 in the amount of \$148,775.00 (one hundred forty-eight thousand, seven hundred seventy-five dollars); further authorizing an appropriation of funds for this project.

**Attachments:** [BMA Construction, Inc. Bid Response](#)  
[Tabulation Sheet](#)  
[Draft Agenda Cover \(2\)](#)  
[Resolution \(2\)](#)  
[C-11 Signed Cover Memo](#)  
[Signed Resolution 2009-284.pdf](#)

A RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO AWARD A CONTRACT FOR THE WILLIAM H. KERDYK TENNIS CENTER RENOVATIONS AND STORAGE / BLEACHERS BUILDING TO BMA CONSTRUCTION, INC., PURSUANT TO SECTION 2-828 OF THE PROCUREMENT CODE AND INVITATION FOR BID (IFB) 2009.08.20 IN THE AMOUNT OF \$148,775.00 (ONE HUNDRED FORTY-EIGHT THOUSAND SEVEN HUNDRED SEVENTY-FIVE DOLLARS); FURTHER AUTHORIZING AN APPROPRIATION OF FUNDS FOR THIS PROJECT.

**This Matter was adopted by Resolution Number 2009-284 on the Consent Agenda.**

City Clerk Item No. 14

**RESOLUTION NO. 2009-285****C.-12. [09-0666](#)**

Resolution accepting a donation from the United States Marshals Service Regional Fugitive Task Force, in the amount of \$28,000.00 (twenty-eight thousand dollars) to purchase and equip a vehicle to be used by the Coral Gables Police Department for the joint law enforcement task efforts.

**Attachments:** [RESOLUTION - US MARSHAL](#)  
[US MARSHALL MOU](#)  
[C-12 Signed Cover Memo](#)  
[COMMISSION COVER MEMO - US MARSHAL VEHICLE](#)  
[Signed Resolution 2009-285.pdf](#)

A RESOLUTION ACCEPTING A DONATION FROM THE UNITED STATES MARSHALS SERVICE REGIONAL FUGITIVE TASK FORCE, IN THE AMOUNT OF \$28,000, TO PURCHASE AND EQUIP A VEHICLE TO BE USED BY THE CORAL GABLES POLICE DEPARTMENT FOR THE JOINT LAW ENFORCEMENT TASK EFFORTS.

**This Matter was adopted by Resolution Number 2009-285 on the Consent Agenda.**

City Clerk Item No. 15

**RESOLUTION NO. 2009-286****C.-13. [09-0695](#)**

Resolution authorizing the execution of an agreement with South Florida Water Management District (SFWMD) for the purpose of reallocating a previously-awarded grant of \$500,000.00 (five hundred thousand dollars) from Phase I Design and Permitting to Phase II Construction of the Coral Gables Waterway Dredging Project.

**Attachments:** [2003-201 SFWMD](#)  
[DREDGING RESOLUTION](#)  
[Maria cover dredging](#)  
[SFWMD agreement](#)  
[C-13 Signed Cover Memo](#)  
[Signed Resolution 2009-286.pdf](#)

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH SOUTH FLORIDA WATER MANAGEMENT DISTRICT (SFWMD) FOR THE PURPOSE OF REALLOCATING A PREVIOUSLY AWARDED GRANT OF \$500,000 FROM PHASE I DESIGN AND PERMITTING TO PHASE II CONSTRUCTION OF THE CORAL GABLES WATERWAY DREDGING PROJECT.

**This Matter was adopted by Resolution Number 2009-286 on the Consent Agenda.**

City Clerk Item No. 16

**RESOLUTION NO. 2009-287****C.14.1 09-0710**

Resolution appointing Matt Bokor (nominated by Mayor Slesnick) to serve as a member of the Communications Committee for a two (2) year term, beginning June 1, 2009 through May 31, 2011.

**Attachments:** [R-2009- Resolution - Matt Bokor - Communications Committee](#)  
[Matt Bokor - Communications Committee](#)  
[Signed Resolution 2009-287.pdf](#)

A RESOLUTION APPOINTING MATT BOKOR (NOMINATED BY MAYOR SLESNICK), TO SERVE AS A MEMBER OF THE COMMUNICATIONS COMMITTEE, FOR A TWO (2) YEAR TERM, BEGINNING JUNE 1, 2009 THROUGH MAY 31, 2011.

**This Matter was adopted by Resolution Number 2009-287 on the Consent Agenda.**

City Clerk Item No. 17

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

**C.-15. 09-0626**

Economic Development Board Meeting of September 2, 2009

**Attachments:** [EDB. Commission cover no action 10-13-09.pdf](#)  
[EDB Minutes 9 2 09.pdf](#)

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

City Clerk Item No. 18

**C.-16. 09-0654**

Traffic Advisory Board Meeting of August 18, 2009

**Attachments:** [Traffic Advisory Board Minutes Cover](#)  
[Traffic Advisory Board Minutes](#)

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

City Clerk Item No. 19

**C.-17. 09-0661**

Code Enforcement Board Meeting of September 16, 2009

**Attachments:** [memo cover sept 09](#)  
[sept 2009](#)  
[ROLLCALL SEPT 09](#)

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

City Clerk Item No. 20

- C.-18. [09-0662](#) Communications Committee Meeting of September 17, 2009

**Attachments:** [Microsoft Word - communicationsminutesagendaoctober09.pdf](#)  
[Microsoft Word - minutes september 2009.pdf](#)

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

City Clerk Item No. 21

- C.-19. [09-0664](#) Board of Adjustment Meeting of September 1, 2009

**Attachments:** [Cover Memo - 10-13-09](#)  
[BOARD OF ADJUSTMENT RECAP 9-01-09](#)  
[BOADJ Notice 9-01-09](#)  
[BOADJ Summary 9-01-09](#)

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

City Clerk Item No. 22

- C.-20. [09-0668](#) Landscape Beautification Advisory Board Meeting of October 1, 2009

**Attachments:** [LBAB Minutes 10-1-09 signed.pdf](#)  
[BC Cover Sheet 10-1-09 na](#)  
[Minutes BC 10-1-09](#)

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

City Clerk Item No. 23

- C.-21. [09-0669](#) Senior Citizens Advisory Board Meeting of September 14, 2009

**Attachments:** [Cover Sheet.Minutes 09-14-09.pdf](#)  
[Min 09-14-2009 draft.pdf](#)  
[Attendance List of 09-14-09 meeting.pdf](#)

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

City Clerk Item No. 24

- C.-22. [09-0680](#) Parks and Recreation Youth Advisory Board Meeting of September 22, 2009

**Attachments:** [Cover Memo YAB 9-22-09.pdf](#)  
[Min 9-22-2009.pdf](#)

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

City Clerk Item No. 25

- C.-23. [09-0691](#) Cultural Development Board Meeting of August 19, 2009

**Attachments:** [08a Commission cover no action 10-13-09](#)  
[08 CDB Minutes AUGUST 19 2009](#)

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

City Clerk Item No. 26

- C.-24. [09-0708](#) Budget/Audit Advisory Board Meeting of August 20, 2009

**Attachments:** [082009-Minutes-1.pdf](#)  
[101309-Cover Memo CC Minutes 082009.pdf](#)

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

City Clerk Item No. 27

**Pulled from Consent Agenda****RESOLUTION NO. 2009-288****C.-9. [09-0677](#)**

Resolution urging the State Legislature to enact legislation prohibiting an individual from writing, sending or receiving text messages while operating a motor vehicle; further directing the City Clerk to transmit a copy of this resolution to the officials as stated herein.

**Attachments:** [Text Messages \(Bill Information\)](#)  
[R-2009-TEXT MESSAGES](#)  
[C-9 Signed Cover Memo](#)  
[Text Messages](#)  
[Signed Resolution 2009-288.pdf](#)

A RESOLUTION URGING THE STATE LEGISLATURE TO ENACT LEGISLATION PROHIBITING AN INDIVIDUAL FROM WRITING, SENDING OR RECEIVING TEXT MESSAGES WHILE OPERATING A MOTOR VEHICLE; FURTHER DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE OFFICIALS AS STATED HEREIN.

[Note for the Record: Commissioner Cabrera informed his colleagues that the City of Parkland has been a leader in enacting local legislation in connection with prohibiting any individual from writing, sending or receiving text messages while operating a motor vehicle; further inquiring of his colleagues as to how do they feel about drafting our own local legislation regarding said matter; further directing the City Attorney to research the aforementioned matter, including how the City of Parkland proceeded in furtherance of enacting its own local legislation regarding same.

Mayor Slesnick expressed his views regarding said matter, stating that he was unsure if our City has the legal authority to enact local legislation regarding said matter; further suggesting that it may be within the legal purview of the state; further noting that other municipalities have adopted similar legislation like ours, urging the state legislature to prohibit individuals from writing, sending or receiving text messages while driving a motor vehicle].

**A motion was made by Commissioner Cabrera, Jr., seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2009-288. 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. 28



**RESOLUTION NO. 2009-289****C.-14. 09-0699**

Resolution authorizing the appropriation of funds from the Capital Improvement Fund for the Cocoplum Guardhouse Improvement in the amount of \$375,000.00 (three hundred seventy-five thousand dollars) for the Cocoplum Guardhouse improvements and renovations.

**Attachments:** [Agenda Item 10-13-09 Appropriation of Funds for Cocoplum GH](#)  
[Cocoplum Guardhouse Appropriation of Funds](#)  
[C-14 Signed Cover Memo](#)  
[Signed Resolution 2009-289.pdf](#)

A RESOLUTION AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE CAPITAL IMPROVEMENT FUND FOR THE COCOPLUM GUARDHOUSE IMPROVEMENT IN THE AMOUNT OF THREE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS (\$375,000) FOR THE COCOPLUM GUARDHOUSE IMPROVEMENTS AND RENOVATIONS.

[Note for the Record: City Manager Salerno requested of Assistant City Manager Maria Jimenez to approach the dais, who presented said matter to the City Commission, whereby Ms. Jimenez explained to the members of the City Commission, that at our next meeting, the Administration will be bringing forth the preliminary assessment roll, for the Cocoplum Guardhouse Improvement; further mentioning that this method of assessment had been discussed with all three parties (the Marina, Tahiti Beach and) will provide: site improvements to all property owners; the Guard House construction will be assessed to all property owners of Cocoplum 1 and Cocoplum 2, respectively, which includes Cocoplum Residential, the Cocoplum Marina and Tahiti Beach; further pointing out that on a happier note, that the construction costs were substantially less than the original estimates, considering the fact that the City benefited from a time when the construction estimates were a little higher than the actual bids that came in; further stating that the agenda item addresses the proposed authorization of funds from the Capital Improvement Fund for the Cocoplum Guardhouse Improvements in the amount of \$375,000 [Note: The actual assessed amount is \$425,000] for the Cocoplum Guardhouse Improvements and Renovations, which is being considered on this same date, for the City Commission's consideration, review and possible approval; further stating that said matter was awarded back in August of 2009.

**Questions, Inquiries, Comments and Concerns from the City Commission:** **Commissioner Cabrera** stated that the last time said matter appeared before the City Commission, there were three homeowners associations trying to present to the Commission how said assessment would be levied; further stating that the one contentious issue had to do with the Marina, more particularly, if there will be a special taxing district, whether the Marina will share the same responsibilities as the other property owners; further inquiring through **City Manager Salerno** of **Ms. Jimenez**, what happens if the actual cost of construction is less than the monies that are

collected? Ms. Jimenez stated for the record that the preliminary assessment is what the property owners are expecting to pay, however, said amounts have not been determined yet; further stating that during the ordering of the District, the residents are provided with what the City thinks the property owners assessment will be, said anticipated assessments are provided, all property owners are publicly noticed, and a public hearing is scheduled, wherein the City hears from the property owners, what their concerns are regarding said matter; further stating that at the City Commission Meeting of September 23, 2008, there were representatives from Tahiti Beach, and the Marina stating that they have a guardhouse and they should not have to pay the same assessment as the others; further stating that at the next City Commission Meeting, in bringing forth the preliminary assessment roll, it will address the question of what the homeowners will pay; further adding that the proposed authorization of funds in the bid amount of \$375,000 represents the actual cost of the Improvement District, which will be divided amongst the different costs.

Commissioner Cabrera further inquired of Ms. Jimenez about the funding amount of \$375,000 in funds for the Cocoplum Guardhouse Improvements and Renovations, whereby Ms. Jimenez replied that said amount represents the actual amount of the Improvement District. Commissioner Cabrera requested further clarification as to whether the funding amount is the actual amount needed to renovate the guardhouse building-whereby Ms. Jimenez clarified that said amount represents the security system, landscaping, site improvements, etc.]

**A motion was made by Commissioner Cabrera, Jr., seconded by Commissioner Anderson, that this motion be adopted by Resolution Number 2009-289. 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

**D. PERSONAL APPEARANCES****RESOLUTION NO. 2009-306****D.-1. 09-0678**

Resolution authorizing the following Release of Unity of Title Agreements for the property located at 1029-1037 Valencia Avenue: Release of Unity of Title Agreement for Lots 20-23, Block 12, Coral Gables Section A; Release of Unity of Title Agreement for Lots 18-19, Block 12, Coral Gables Section A; and further relasing the Restrictive Covenant for special approaches on Lots 20-23, Block 12, Coral Gables Section A, according to the Plat thereof; further providing a new Unity of Title to be executed for Lots 18-20, Block 12, Coral Gables Section A, and Unity of Title for Lots 21-23, Block 12, Coral Gables Section A, according to the Plat thereof, recorded in Plat Book 5, Page 102 of the Public Records of Miami-Dade County, Florida, and further authorize the executed respectively, an a form as approved by the City Attorney. (Deferred from the October 13, 2009 City Commission Meeting)

**Attachments:** [CC 10/27/09 Atty's Correspondence](#)  
[CC 10/27/09 Exhibit A](#)  
[CC 10/27/09 Exhibit B](#)  
[CC 10/27/09 Exhibit C](#)  
[CC 10/27/09 Exhibit D](#)  
[CC 10/27/09 Memoranda & Correspondence](#)  
[CC Oct 27, 09 Cover Memo](#)  
[Signed Resolution 2009-306.pdf](#)  
[Unity of Title Resolution](#)  
[H-1 Signed Cover Memo](#)

City Clerk Item No. 3

**RESOLUTION NO. 2009-291****D.-2. [09-0605](#)**

Chief Judge Joel H. Brown, on behalf of the Eleventh Judicial Circuit of Florida, Administrative Office of the Courts, requesting an amendment to Resolution No. 28447 to allow for a third court room and chambers within the existing space for the Coral Gables Branch Courthouse, located at 3100 Ponce de Leon Boulevard, Coral Gables, Florida.

**Attachments:** [Letter from the Honorable Judge Joel H. Brown](#)  
[Memoranda](#)  
[Resolution 28447](#)  
[Microsoft Word - CC Oct 13, 09. Cover Memo Court Rm](#)  
[D-2 Signed Cover Memo](#)  
[Courthouse 3100 Ponce Resolution](#)  
[Microsoft Word - Draft Resolution CG Branch Court Hse.](#)  
[Signed Resolution 2009-291.pdf](#)

A RESOLUTION AMENDING THE PREVIOUSLY APPROVED RESOLUTION NO. 28447 WHICH GRANTED APPROVAL TO REINSTATE THE BUILDING PERMIT FOR THE SUBJECT PROPERTY BASED ON A DETERMINATION THAT A 90% ADMINISTRATIVE USE, WITH 10% ACCESSORY USE, CAN LEGALLY OPERATE IN A CB COMMERCIAL DISTRICT, WITH CONDITIONS FOR THE CORAL GABLES BRANCH COURT HOUSE, LOCATED AT 3100 PONCE DE LEON BOULEVARD, CORAL GABLES, FLORIDA; WHEREAS, THE CORAL GABLES BRANCH COURTHOUSE DESIRES TO AMEND THE CONDITION THAT TWO COURTROOMS SHALL NOT BE INCREASED IN NUMBER AND OR SIZE TO THREE COURTROOMS WITH A 16% ACCESSORY USE, LEAVING 84% FOR ADMINISTRATIVE USE. THE APPROVAL AND ALL OTHER CONDITIONS OF APPROVAL CONTAINED IN RESOLUTION NUMBER 28447 SHALL REMAIN IN EFFECT; AND PROVIDING FOR AN EFFECTIVE DATE.

[Note for the Record: The verbatim transcript for Agenda Item No. D-2 is available for public inspection in the Office of the City Clerk and in Legistar].

**A motion was made by Commissioner Anderson, seconded by Commissioner Withers, that this motion be adopted by Resolution Number 2009-291. 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. 32

## E. PUBLIC HEARINGS

### ORDINANCES ON SECOND READING

#### **ORDINANCE NO. 2009-47 (As Amended)**

E.-1. **09-0640**

An Ordinance of the City Commission of Coral Gables amending the previous conditions of approval (Ordinance No. 3587) and changes to the previously approved site plan for the Country Club of Coral Gables to include outdoor dining on south side of property facing North Greenway Drive, enclosed/open air outdoor area on west side of property and improvements to existing porte-cochere on the rear of the property, legally described as Lots 1-9 and 37-39, Block 32, Section "B" (997 North Greenway Drive), Coral Gables, Florida, and including required conditions; providing for a repealer provision, a savings clause, and a severability clause; and providing for an effective date. (Second Reading November 17, 2009, vote: 2-2)

**Attachments:** [09 22 09 CC Cover Memo: Country Club of Coral Gables 1st reading](#)  
[09 22 09 Exhibit A: Ordinance - Country Club of Coral Gables site plan- 1st reading](#)  
[09 22 09 Exhibit B: 09 16 09 Staff report and attachments](#)  
[E-5 Signed Cover Memo](#)  
[10 13 09 Exhibit B: 09 22 09 CC Summary Minutes with items entered into the record](#)  
[10 13 09 Exhibit C: Letter from Applicant re alternative plan](#)  
[10 13 09 Exhibit D: Applicant's Alternative Site Plan](#)  
[10 13 09 Exhibit E: Site Plan Package presented at 1st Reading](#)  
[10 13 09 Exhibit F: 09 16 09 PZB Staff report](#)  
[10 13 09 Exhibit G: Public Comments Country Club of CG amend site plan review](#)  
[10 13 09 Exhibit H: Applicant's PowerPoint Presentation](#)  
[10 13 09 Exhibit A: Ordinance re Country Club of CG 2nd reading](#)  
[10 13 09 CC Cover Memo re: Country Club of CG 2nd reading](#)  
[E-1 Signed Cover Memo](#)  
[Conflict of Interest Form-8B - Rafael Cabrera Jr.](#)  
[11 17 09 Exhibit A: Proposed CGCC Ordinance 2nd reading](#)  
[11 17 09 Exhibit B: 10 13 09 CC Mtg Minutes](#)  
[11 17 09 Exhibit C: Letter from Applicant re alternative plan](#)  
[11 17 09 Exhibit D: Applicant's Alternative Site Plan](#)  
[11 17 09 Exhibit E: 11.03.09 neighborhood meeting summary of public comments](#)  
[11 17 09 Exhibit F: 11 03 09 Neighborhood Meeting Sign-In Sheet](#)  
[11 17 09 Exhibit G: 11 03 09 CGCC Neighborhood presentation](#)  
[11 17 09 Exhibit I: 10 26 09 Neighborhood Letter](#)  
[11 17 09 Exhibit J: 10 13 09 Ordinance No 2009-47](#)  
[11 17 09 CC Cover Memo re: CGCC 2nd reading - outdoor seating](#)  
[11 17 09 Exhibit H: 11 17 09 Updated Public Comments](#)  
[E-7 Signed Cover Memo](#)  
[Signed Ordinance 2009-47.pdf](#)  
[12 15 09 Exhibit A: 11 17 09 Proposed CGCC Ordinance 2nd reading](#)  
[12 15 09 Exhibit B: Add'l correspondence](#)  
[12 15 09 CC Cover Memo: CGCC 2nd reading CC cover memo](#)  
[E-1 Signed Cover Memo](#)  
[Verbatim Transcript - CCMtg December 15 2009 - Country Club Outdoor Dining.ppt](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES AMENDING THE PREVIOUS CONDITIONS OF APPROVAL (ORDINANCE NO. 3587) AND CHANGES TO THE PREVIOUSLY APPROVED SITE PLAN FOR

THE COUNTRY CLUB OF CORAL GABLES TO INCLUDE OUTDOOR DINING ON SOUTH SIDE OF PROPERTY FACING NORTH GREENWAY DRIVE, ENCLOSED/OPEN AIR OUTDOOR AREA ON WEST SIDE OF PROPERTY AND IMPROVEMENTS TO EXISTING PORTE-COCHERE ON THE REAR OF THE PROPERTY, LEGALLY DESCRIBED AS LOTS 1-9 AND 37-39, BLOCK 32, SECTION "B" (997 NORTH GREENWAY DRIVE), CORAL GABLES, FLORIDA, AND INCLUDING REQUIRED CONDITIONS; FURTHER PROVIDING FOR THE FOLLOWING PROVISIONS: (1) THAT THE ISSUE OF OUTSIDE DINING ON NORTH GREENWAY DRIVE BE DEFERRED UNTIL THE CITY COMMISSION MEETING PRESENTLY SCHEDULED FOR NOVEMBER 17, 2009L FURTHER STATING THAT DURING THE INTERIM, A PUBLIC MEETING WILL BE HELD AS SET BY AND NOTICED BY THE CITY OF CORAL GABLES, IN ORDER FOR THE RESIDENTS TO MEET WITH MR. NICK DI DONATO, OPERATOR OF THE CORAL GABLES COUNTRY CLUB AND PRESIDENT AND CEO OF LIBERTY ENTERTAINMENT GROUP, AS WELL AS SPEAK WITH HIM REGARDING HIS PROPOSALS (INCLUDING BUT NOT LIMITED TO ORIGINAL ALTERNATE AND POSSIBLY ADDITIONAL PROPOSALS) FOR SAID FACILITY; FURTHER 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 No. E-1 is available for public inspection in the Office of the City Clerk and in Legistar].

[Note for the Record: Commissioner Anderson instructed the City Clerk to place a caveat under her no vote, stating that while she fully supports the success of the Country Club and of the venture, that her "no" vote has been recorded purely on philosophical reasons; further stating that she supports the plan as presented; further expressing hope that the proceedings to be undertaking are fruitful and enable the City to move forward with this facility].

**A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Withers, that this motion be adopted as amended by Ordinance Number 2009-47. The motion passed by the following vote:**

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

**Nays :** 1 - Commissioner Anderson

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

City Clerk Item No. 33(a)

**RESOLUTION NO. 2009-292****Non     [09-0748](#)  
Agenda**

A Resolution directing the City Manager and the City Attorney to return to the City Commission with a recommendation regarding an extension of time under the lease agreement between Liberty Entertainment Group and the City of Coral Gables.

**Attachments:**    [Signed Resolution 2009-292.pdf](#)

A RESOLUTION DIRECTING THE CITY MANAGER AND THE CITY ATTORNEY TO COME BACK AT THE CITY COMMISSION MEETING PRESENTLY SCHEDULED FOR TUESDAY, NOVEMBER 17, 2009, WITH A REPORT AND RECOMMENDATION REGARDING EXTENSION OF THE TIME FRAME UNDER THE LEASE AGREEMENT BETWEEN LIBERTY ENTERTAINMENT GROUP AND THE CITY FOR OPENING OF THE OUTDOOR DINING MATTER BE HELD IN ABEYANCE UNTIL SUCH TIME AS THE CITY COMMISSION HAS CONCLUDED SAID ISSUE.

[Note for the Record: Commissioner Anderson instructed the City Clerk to place a caveat under her no vote, stating that while she fully supports the success of the Country Club and of the venture, that her “no” vote has been recorded purely on philosophical reasons; further stating that she supports the plan as presented; further expressing hope that the proceedings to be undertaking are fruitful and enable the City to move forward with this facility].

**A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Withers, that this motion be adopted by Resolution Number 2009-292. The motion passed unanimously.**

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

**Nays :** 1 - Commissioner Anderson

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

City Clerk Item No. 33(b)

**F. CITY COMMISSION ITEMS****RESOLUTION NO. 2009-290**

- F.-1. [09-0694](#)** Resolution of the City of Commission appointing Rafael "Ralph" Cabrera, Jr. to serve as Director and Donald D. Slesnick II, Mayor, to serve as an alternate to represent the City of Coral Gables on the Miami-Dade County League of Cities Board of Directors for a one-year term, beginning February 1, 2010 through February 28, 2011.  
Commission-As-A-Whole

**Attachments:** [F-1 Signed Cover Memo](#)  
[R-2009-Draft -MDCLC](#)  
[MDCLC](#)  
[Signed Resolution 2009-290.pdf](#)

[Note for the Record: Mayor Slesnick prefaced his remarks by stating that he has served on the Miami-Dade League of Cities Board of Directors for the past eight years; further stating that because of his obligations to other matters, including the Florida League of Mayors (Mayor Slesnick is currently serving as its president), also because he has received an expression of interest from Commissioner Cabrera, that he would be happy to serve on the aforementioned Board, that it is altogether fitting and proper that he proffer Commissioner Cabrera's name; further stating that he will be happy to serve as the alternate to said Board, on behalf of the City].

**A motion was made by Commissioner Anderson, seconded by Commissioner Withers, that this motion be adopted by Resolution Number 2009-290. The motion passed by the following vote:**

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

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

City Clerk Item No. 30



**F.-2.     [09-0704](#)**

2010 U. S. Census "Complete Count Committee" - Coral Gables Communications Committee.

Mayor Donald D. Slesnick, II

[Note for the Record: Mayor Slesnick prefaced his remarks by stating that representatives from the U.S. Census had provided him with an abundance of literature, that they are taking to each Mayor of each governmental unit across the country; further stating that said Census representatives are also asking the respective Mayors to appoint a Complete Census Count Committee; further acknowledging the importance of the census, as it relates to revenue sharing, planning issues, usage of parks and open space, etc.; further noting that during the last census count, that the City of Coral Gables had attained one of the highest response rates, a 77 percent return; further proffering the naming of the Coral Gables Communications Committee to be the Complete Count Committee, indicating that they will interface with the U.S. Census].

**This Agenda Item was approved**

City Clerk Item No. 31

**F.-3.     09-0649**

Discussion regarding the Biltmore Hotel. (Deferred from the September 22, 2009 City Commission Meeting)

Commissioner Rafael "Ralph" Cabrera, Jr.

**This Agenda Item was Deferred**

City Clerk Item No. 4

**G.     BOARDS/COMMITTEES ITEMS**

**None**

City Clerk Item No. 34

**H. CITY MANAGER ITEMS****RESOLUTION NO. 2009-293****H.-1. 09-0690**

Resolution pursuant to Section 2-26 of the City Code, entitled "Regular Meetings, Special Meetings" setting forth City Commission meeting dates for the months of November and December, as follows: Tuesday, November 17, 2009 and Tuesday, December 15, 2009.

**Attachments:** [H-1 Signed Cover Memo](#)  
[Commission Meeting Dates Resolution](#)  
[November 2009 Calendar](#)  
[December 2009 Calendar](#)  
[Signed Resolution 2009-293.pdf](#)

[Note for the Record: Following the reading of Agenda Item H-1 by the City Manager, there being no public testimony 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 Kerdyk, Mayor Slesnick instructed the City Clerk to call the roll on Agenda Item H-1].

**A motion was made by Commissioner Withers, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2009-293. 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. 35

**I. CITY ATTORNEY ITEMS****RESOLUTION NO. 2009-294****Non 09-0749  
Agenda**

A Resolution granting authority to the City Attorney to file an action for the purpose of resolving discrepancies in connection with the proposed bike path along Ingraham Park.

**Attachments:** [Signed Resolution 2009-294.pdf](#)

A RESOLUTION GRANTING AUTHORITY TO CITY ATTORNEY TO FILE AN ACTION TO QUIET TITLE FOR THE PURPOSE OF RESOLVING ANY MINOR DISCREPANCIES AND INCONGRUITIES IN CONNECTION WITH PROPOSED PLAN BY MIAMI-DADE COUNTY, TO INCLUDE A BIKE PATH ALONG INGRAHAM PARK, IN FURTHERANCE OF COMPLETION OF ANY TITLE AND PLANNING ISSUES ASSOCIATED THEREWITH.

[Note for the Record: The verbatim transcript for Non-Agenda Item I-1 is available for public inspection in the Office of the City Clerk and in Legistar].

A motion was made by Commissioner Cabrera, Jr., seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2009-294. The motion passed by the following vote:

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

**Absent :** 1 - Commissioner Anderson

City Clerk Item No. 36(a)

**RESOLUTION NO. 2009-295**

**Non     [09-0750](#)**  
**Agenda**

A Resolution objecting to any proposed zoning change in the "Little Gables Area", supporting the continued residential use of the area.

**Attachments:**    [Signed Resolution 2009-295.pdf](#)

RESOLUTION OBJECTING TO ANY PROPOSED CHANGE IN ZONING IN THE "LITTLE GABLES AREA" (SAID AREA LOCATED AT 4200-4204 SW 15TH STREET, AND MORE PARTICULARLY DESCRIBED AS THE CORNER OF LEJEUNE ROAD AND S.W. 15TH STREET), THEREBY SUPPORTING THE CONTINUED RESIDENTIAL USE OF THE PROPERTY AND THE AREA IN VIEW OF THE FACT THAT THIS AREA IS A PROPOSED CITY OF CORAL GABLES ANNEXATION AREA.

[Note for the Record: The verbatim transcript for Non-Agenda Item I-2 is available for public inspection in the Office of the City Clerk and in Legistar].

A motion was made by Commissioner Withers, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2009-295. 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(b)

**J. CITY CLERK ITEMS**

None

City Clerk Item No. 37

**K. DISCUSSION ITEMS**

Mayor Slesnick: Ms. Anderson.

Commissioner Anderson: Yes, I'd like for the Clerk on that last vote of the Country Club issue to please put the caveat under my "no" votes somehow, while I fully support the success of the club and the venture, my dissent was purely on philosophical reasons, and that I support the plan as presented and that's why I voted no just on principle, but I do wish that these proceedings that are going to be undertaken be successful and fruitful, so that we can move forward on this club which sits idle and cost the City between \$8,000 to \$9,000 a month to hold together. So thank you.

Mayor Slesnick: Maria before you do any other things, could I just tag along to that an additional note, and I know its for my sake and that is, I was reminded by a watcher of our meeting who sent me an e-mail that we also in my list of things we turned down, we turned down Roy's Restaurant at 550 Biltmore Way because of the objections of Biltmore 2 residents, so it was just another example of sometimes we have that discussion. Mr. Cabrera.

Commissioner Cabrera: Wanted to take this opportunity to thank the City Attorney as well as her entire staff for the informational and educational seminar to Board and Committee members. I think we had over 140 attendees, and I know the City Manager spoke at this event, and I had the opportunity to welcome the group after recovering from a fall, and I just wanted to once again thank the City Attorney and her staff for putting together a very productive outing for the folks that serve us on Boards and Committees.

City Attorney Hernandez: Thank you sir.

Commissioner Cabrera: I wanted to also ask the City Manager's office to provide the Commission at some point in the not-so-distant future with an update regarding all the City contracted properties, specifically what the status is of their insurance coverage's, because I know that was done once before by Ms. Jimenez, and I just wanted to find out where we are today with who has coverage and is it the appropriate levels of coverage for those properties; and last I wanted to just mention to the Manager that it would be, at least for me, I would enjoy the opportunity in a public forum of meeting the new Automotive Director, I believe that person is on board, and maybe at the next

Commission meeting that individual can stop by and say hello. I just think it's kind of nice when a new director is hired for them to get an opportunity to meet us publicly and then it gives the public the opportunity to see that face for the first time. That's it for me. Thank you.

Mayor Slesnick: Mr. Kerdyk.

Vice Mayor Kerdyk: Yes Mayor, just two quick items. First of all I think that if we are talking about City Attorney staff, we'd be remiss not to mention the retiring of one of our very, very fine employees in the City, Sharon. I was saddened to hear after 24 years she has decided...well saddened and happy for her, I guess, saddened for the City and happy for her, that she is going to go ahead and take retirement at this time, it's a tremendous loss I'm sure for your staff, and also the City of Coral Gables. So Sharon, I wish you very well in whatever undertaking you take, and you are a fantastic employee and a good resident of the City of Coral Gables, so we'll miss you; and then the other thing is, you probably know this, but I'm...

Mayor Slesnick: I think we should do some kind of resolution to say good-bye and so forth...

Vice Mayor Kerdyk: I think it's great.

Mayor Slesnick: She retires at the end of the month Liz?

City Attorney Hernandez: Yes sir.

Mayor Slesnick: Well maybe if Liz and the City Clerk could work on a resolution that we could say farewell, OK. I'm sorry.

Vice Mayor Kerdyk: No, not at all. And the other issue is more for the residents of the City of Coral Gables, especially those 65 years and older. I see that we have a Senior Taxi Discount program. I'm sure each of you know about this, but if you want to be taken around the City of Coral Gables, there is the Coral Gables Taxi Service in the City is providing discount coupons and the person that you would touch base with if you are 65 years and older, you are not quite there yet Chip, but getting close, is Paul Hunt, who can be reached at 460-5608. I think it's an innovative program that our Senior Citizens Board has undertaken on behalf of the City of Coral Gables, and I just want to raise this in a public forum, I know that the City has put this on other venues like our E-NEWS and other avenues exploiting this very good program. But again, if you have any issues and want to learn further about this Paul Hunt is the person to talk to. Thank you.

Commissioner Withers: Nothing Your Honor. (Laughter)

Mayor Slesnick: Tagging along with your last comments. Also, I don't know if Dona, did you share that report I asked you for with the entire Commission about the drug discount? We also have a drug discount which is open to all citizens regardless of age, which is sponsored by the National League of Cities and now us; Dona's last report was that, by the way, by computer they can calculate who has used it, and the savings so far was what \$20,000?- so in other words people in the City are using that and we've seen savings of \$20,000 or so to our...would you get the latest figures and circulate those because....and let's put that on E-NEWS too.

Vice Mayor Kerdyk: Both programs if you could readvertise them on E-NEWS.

Mayor Slesnick: Congratulations go out to Katia Castellanos; we've just been notified that she has been picked as one of the outstanding Latin women of our community. She is our Victims Advocate at the Police Department, and she'll be honored in November at a major ceremony at the Signature Grand in Davie. She has been our Employee of the Month.

Commissioner Anderson: Should bring her after she receives her award and maybe come back and give her our own thanks.

Mayor Slesnick: I will tell you all that I had a personal experience with her. She at my request personally accompanied me to the funeral home to meet the parents of the young man who was killed at Coral Gables Senior High School, and there were two things I noted: one is her compassion and her involvement in this entire matter was much more than just professional, it was in a very positive way personal to the extent of bringing comfort to the family, and the family had accepted very few people in Miami because they were not known here. They were from different places, and you could tell that they had readily taken her into the family, and she was able to really communicate and express the sympathy of the City in a great way. So we thank you for your great service Katia. I think that does it; and with that we will be meeting here in two weeks on the fourth Tuesday of the month which is October 27. Thank you all and thank everyone for attendance. We are adjourned.

City Clerk Item No. 38

**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 11:26 am on October 13, 2009. The next regular meeting of the City Commission has been scheduled for October 27, 2009, beginning 9 a.m.]

DONALD D. SLESNICK  
MAYOR

ATTEST:

WALTER J. FOEMAN  
CITY CLERK