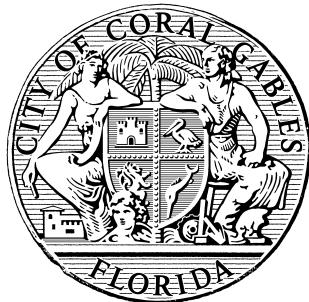


City of Coral Gables

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



Meeting Minutes

Tuesday, April 29, 2008

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*

*David L. Brown, City Manager
Elizabeth M. Hernandez, City Attorney
Walter J. Foeman, City Clerk*

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

INVOCATION

The Invocation was given by Rabbi Edwin Goldberg of Temple Judea.

PLEDGE OF ALLEGIANCE

Commissioner Withers 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 2008-10); (b) Resolution(s) adopted (Resolution No. 2008-54 through Resolution No. 2008-62); (c) Video; (d) Audio Recording; (d) Minutes Folder with Agenda and background information, including items which were submitted at the meeting.

A. PRESENTATIONS AND PROCLAMATIONS

A.-1. 08-0276

Presentation of a Proclamation declaring the week of May 4 through May 10, 2008 as Municipal Clerks Week in Coral Gables

[Note for the Record: In declaring the week of May 4th through 10th, 2008, as "Municipal Clerk's Week" in Coral Gables, Mayor Slesnick, called upon City Clerk Walter Foeman and his staff to join him and the Commission on the dais; further requesting of Mr. Foeman to introduce his staff, whereupon Mr. Foeman conveyed to the Commission that as part of his succession planning, he has set a personal goal of having all four full-time employees in his office become Certified Municipal Clerks; further pointing out that as of this date, that his deputy has gone through the three-year Certified Municipal Clerk's Training regimen, his Operations Service Coordinator is one course shy of completing the necessary course requirements, and beginning this Fall (2008), his Business Applications Developer and his Passport Services Coordinator, will enter the Certification Program.

Mayor Slesnick stated that it is the sign of a great leader when one worries about succession planning].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 1

A.-2. 08-0261

Recognition of Barbara Stein, of Actors' Playhouse; Joe Adler, of GableStage; and Ricky Martinez and Eileen Suarez, of New Theater; for winning the Carbonell Award

[Note for the Record: Mayor Slesnick requested of Mrs. Cathy Swanson-Rivenback, Director of the City's Development Department, to recognize those recipients of the 32nd Annual Carbonell Awards, said recognition, which is given for the best South Florida regional theatre productions during Calendar Year 2007; further noting that each cultural development grant award recipient was also the recipient of the respective nine Carbonell Awards; further recognizing Barbara Stein, of Actors' Playhouse; Joe Adler, of GableStage; Ricky Martinez and Eileen Suarez, of New Theatre, as well as acknowledging those individual recipients of said awards, as more particularly referenced herein below:

Playhouse	Actor/Actress	Production	Category
New Theatre	Michael McKeever	Melt	Best New Work
Actors' Playhouse	Rachel Jones	Urinetown	Best Supporting Actress
Actors' Playhouse	Jim Ballard	Urinetown	Best Supporting Actor
Actors' Playhouse	David Nahey	Urinetown	Best Musical Director
Actors' Playhouse		Le Cage Aux Follies	Best Actor in a Musical
GablesStage		The Lieutenant	Best Production of a Play of Inismore
GablesStage	Joseph Adler	The Lieutenant	Best Director of a Play of Inismore
GablesStage	Kim Morgan	The Lieutenant	Best Supporting Actress of Inismore
GablesStage	Lela Ellem	The Continuum	Best Actress in a Play
New Theatre	Rafael de Acha		Bill Hindeman Award for recognizing significant long term contributions to the region's cultural life].

This Presentation/Protocol Document was Recognized

City Clerk Item No. 4

A.-3. 08-0262

Recognition of Christine Barney, of rbb Public Relations, for being named PR Agency of the Year 2008 by PR Week Magazine

[Note for the Record: Mayor Slesnick requested of Mrs. Cathy Swanson-Rivenback, Director of the City's Development Department, to join him and the Commission in recognizing Christine Barney, from the public relations firm of Reuben Bergen Barney (rbb), a national publications firm that reports on the activities of public relations companies; said company achieved national acclaim in having been selected by PR Magazine as not only the public relations firm (in the small public relations firm category), but also the best overall public relations firm overall (competing against those public relations firms in the small, medium and large categories)].

This Presentation/Protocol Document was Recognized

City Clerk Item No. 5

A.-4. 08-0290

Recognition of the Coral Gables Youth Center Under 14 Girls Soccer Team, Storm, winners of the Division II State Championship

[Note for the Record: In recognizing the Coral Gables Youth Center Under 14 Girls Soccer Team, Storm, who were winners of the Division II State Championship, Commissioner Cabrera pointed out that they defeated a team from Weston, in Naples, by a score of 3-0; further noting that the team had compiled an overall record of 14-5-2; further noting that they became the second Coral Gables Youth Center Girls Soccer Team to win a state championship.

Tim Plummer thanked the Commission for giving these girls recognition on the occasion of their achievement in winning the state title; further acknowledging the great job that the Coral Gables Youth Center performs through its youth sports program; further recognizing that these girls are amongst the top athletes in our City in their respective age group in soccer competition; further recognizing head coach Frank Cause, Joe Villanova (Assistant Coach) and Cristian Cubillas (Assistant Coach); further acknowledging the entire girls team rooster, as more particularly listed herein below:

Player	Position
Rebecca Barrett	(Goalkeeper)
Carolyn Candela	(Forward)
Francesca Cauce	(Forward)
Amanda Delgado	(Midfielder)
Ximena Luna	(Midfielder)
Kiley McCormick	(Defender)
Annette Mejer	(Defender)
Courtney Ortiz	(Midfielder)
Bailey Plummer	(Forward)
Natasha Quirch	(Midfielder)
Alexandra Riesco	(Defender)
Carolina Sabates	(Defender)
Albania Sagarra	(Defender)
Victoria Villanova	(Midfielder)

This Presentation/Protocol Document was Recognized

City Clerk Item No. 3

A.-5. 08-0297

Presentation of a Proclamation declaring the week of April 13-19, 2008 as Miami-Dade Public Library System's National Library Week in Coral Gables

[Note for the Record: In acknowledging Miami-Dade County's Public Library System as our City's own library system, Mayor Slesnick called upon Raymond Santiago, Director for the Miami-Dade Public Library System, to join him and the members of the City Commission on the dais, who also called upon Grace Armada, the new librarian for the Coral Gables Library; also calling upon those members of his staff, who were present, including Sylvia Mora-Ona, Assistant Director over Youth Services Division, Phyllis Alpert, Assistant Director, Main Library and Collections Division, Sam Boldrick, informally referred to as "Mr. Florida History," who is retiring after rendering 39 years of public service, serving in the capacity of manager of the Helen Muir Florida Collection.

Mayor Slesnick also acknowledged retiring Miami-Dade County employee and Coral Gables resident Sam Boldrick, citing that he has done a lot of work in the field of records preservation; further reading the proclamation declaring the week of April 13th through 19th, 2008 as "National Library Week," in the City of Coral Gables, notwithstanding the fact that said week in April has since passed; further stating that the City will continue observing same here, all year long].

This Presentation/Protocol Document was Presented and Filed

City Clerk Item No. 2

A.-6. [08-0266](#) Presentation of 25 year service pin to Stephen Bush, Fire Department

Attachments: [CM_StephenBush](#)

[Note for the Record: City Manager David Brown recognized Lieutenant Stephen Bush, Fire Department, recipient of his twenty-five year service pin; further noting that Lieutenant Bush joined the City's workforce in September of 1981; became a Emergency Medical Technician in April of 1983; later becoming a paramedic in 1983, before rising through the ranks to become a fire lieutenant in February of 1992; further citing his performance as being among those who strive to perform at the highest level, while expanding his talents; other professional attributes include being fiscally conscious, possessing excellent communication skills, innovative, insightful in his planning, thereby encouraging new and innovative approaches to his work ethic.

In accepting his service pin, Mr. Bush thanked the City Commission and City Manager, expressing his appreciation in having worked for the City; further thanking Local 1210, the City Administration, along with his brothers and sisters of the Fire Department, and most importantly his wife].

This Presentation/Protocol Document was Recognized

City Clerk Item No. 6

A.-7. [08-0267](#) Presentation of 25 year service pin to Joseph Robinson, Fire Department

Attachments: [CM_JosephRobinson](#)

This Presentation/Protocol Document was Recognized

City Clerk Item No. 7

A.-8. [08-0268](#) Presentation of 25 year service pin to James Gossett, Fire Department

Attachments: [CM_JamesGossett](#)

[Note for the Record: City Manager David Brown recognized James Gossett, Fire Department, recipient of his twenty-five year service pin; further noting that Mr. Gossett joined the City's workforce as a firefighter in August of 1981; later being promoted to Firefighter/Emergency Medical Technician in September of 1982, before rising through the ranks to become a Driver/Engineer in 1985; further assuming several organizational posts, including holding positions on both the Firefighter Union and Coral Gables Firefighter Benevolent Association, the latter post he has held for the past ten years.

Among his professional traits, Mr. Gossett has distinguished himself as being one who generates a high volume and quality of work; being a consummate team player, while establishing high standards of performance; further possessing excellent communication and specialty skills, oftentimes being called upon to convey same to the public.

In accepting his service pin, Mr. Gossett acknowledged that the City has been a great place to work, a place that really takes care of its employees].

This Presentation/Protocol Document was Recognized

City Clerk Item No. 8

A.-9. [08-0265](#) Presentation of 20 year service pin to Ronald Crumbley, Public Service Department

Attachments: [CM_RonCrumbley](#)

[Note for the Record: City Manager David Brown recognized Ronald Crumbley, Public Services Department, recipient of his twenty-five year service pin; further noting that Mr. Crumbley joined the City's workforce as a Maintenance Worker I, Landscape Maintenance Division, in April of 1988; was later promoted to a Maintenance Worker II in April of 1995; further promoted to Equipment Operator II in June of 1998, and finally promoted to Foreman, a position he currently maintains today. Mr. Crumbley has distinguished himself as a contributor to many outside organizations and interests, including but not limited to serving as a volunteer during the 50th Anniversary of the Junior Orange Bowl Parade, "Happy Days, Happy Event," the Grotto Renovation Celebration, to name a few. Mr. Crumbley was selected as the Employee of the Month for September 1999, and the Employee of the Year for 1999.

On accepting his service pin, Mr. Crumbley cited the philosophy that no man does anything by himself; further thanking the management and the Commission for enabling him to do the job that he does].

This Presentation/Protocol Document was Recognized

City Clerk Item No. 9

A.-10. 08-0269

Congratulations to Rebeca Dantin, Police Department, recipient of the City of Coral Gables Employee of the Month Award, for the month of May 2008

Attachments: [Cover Memo_RebecaDantin_EOM_MAY2008](#)
[EOM](#)

[Note for the Record: Marjorie Adler, in recognizing Rebeca Dantin as the May 2008, Employee of the Month, noted that she began her career five years ago in the Police Department, Training Division in Calendar Year 2002, thus becoming fulltime during Calendar Year 2004; was promoted to Police Department Training Assistant in April of 2005, before assuming her current position of Investigative Assistant in the Internal Affairs Section (December 2006); further citing that as a member of the Professional Standards Section, Ms. Dantin is constantly reaching out to other sections, training new employees; among her personal attributes. Ms. Adler has acknowledged that she can personally attest to Ms. Dantin's dedication and willingness to go the extra mile. Lieutenant Terri Silverio points out that Rebecca is one of the most knowledgeable forms composers, possessing both creativity and initiative regarding the operational aspects of her unit; a great team player who is quite deserving of the Employee of the Month Award.

In accepting the accolade, Ms. Dantin stated that she wanted to thank her superiors for nominating her, senior staff, her co-workers, friends and family, her husband and family for being with her on the occasion of this event].

This Presentation/Protocol Document was Recognized

City Clerk Item No. 10

B. APPROVAL OF MINUTES**B.-1. 08-0284**

Regular City Commission Meeting of April 8, 2008

Attachments: [CCMtg April 8 2008 agenda item D-2 - Vince Damian - Trial Board](#)
[CCMtg April 8, 2008 Item G-1 - Insurance Advisory Committee.pdf](#)
[CCMtg April 8, 2008 Item G-2 - Insurance Advisory Committee.pdf](#)
[Meeting Minutes 4-8-2008.pdf](#)

A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Withers, that this motion be approved. The motion passed by the following vote:

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

Absent : 1 - Commissioner Cabrera, Jr.

City Clerk Item No. 14

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 Vice Mayor Kerdyk, Jr., seconded by Commissioner Anderson, to Adopt the Consent Agenda. The motion carried by the following vote:

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

[Note for the Record: Commissioner Cabrera inquired of the City Manager as to whether the Property Advisory Board Meeting of February 28, 2008, and the Parking Advisory Board Meeting of February 28, 2008 were both quarterly board meetings; whereby City Manager Brown responded that the former board meeting was quarterly; however, the latter reference was quarterly].

[Note for the Record: Commissioner Cabrera informed the Commission that he and the City Clerk discovered a glitch in our Legistar system, noting that said application would only allow for a designated number of characters to be imported into same, as it pertained to the verbatim transcription regarding the April 8, 2008 Informal Discussion Items].

RESOLUTION NO. 2008-55**C.-1. 08-0275**

Resolution appointing Frank Lynn (nominated by Commissioner Withers) to serve as a member of the Senior Citizens Advisory Board, for the unexpired balance of a two (2) year term, which began on June 1, 2007 through May 31, 2009.

Attachments: [DRAFT - FRANK LYNN- SENIOR CITIZENS BOARD-2008-.pdf](#)
[Senior Citizens Advisory Board-Frank Lynn- Action Req.pdf](#)

A RESOLUTION APPOINTING FRANK LYNN (NOMINATED BY COMMISSIONER WITHERS) TO SERVE AS A MEMBER OF THE SENIOR CITIZENS ADVISORY BOARD, FOR THE UNEXPIRED BALANCE OF A TWO (2) YEAR TERM, WHICH BEGAN ON JUNE 1, 2007 THROUGH MAY 31, 2009.

This Matter was adopted by Resolution Number 2008-55 on the Consent Agenda.

City Clerk Item No. 16

RESOLUTION NO. 2008-56**C.-2. [08-0289](#)**

Resolution of the City Commission amending Resolution No. 2007-46, to change the suspension of False Alarm Fines Program charges to senior citizens from seventy (70) years of age to sixty-five (65) years of age or over, further stipulating that the age reduction shall become effective May 1, 2008.

Attachments: [Suspension of False Alarm Fines for Seniors Resolution Cover](#)
[Suspension of False Alarm Fines for Seniors Resolution](#)

A RESOLUTION OF THE CITY COMMISSION AMENDING RESOLUTION NO. 2007-46, TO CHANGE THE SUSPENSION OF FALSE ALARM FINES PROGRAM CHARGES TO SENIOR CITIZENS FROM SEVENTY (70) YEARS OF AGE TO SIXTY-FIVE (65) YEARS OF AGE OR OVER, FURTHER STIPULATING THAT THE AGE REDUCTION SHALL BECOME EFFECTIVE MAY 1, 208.

This Matter was adopted by Resolution Number 2008-56 on the Consent Agenda.

City Clerk Item No. 17

RESOLUTION NO. 2008-57**C.-3. [08-0293](#)**

Resolution of the Coral Gables City Commission with attachments(s), establishing a special revenue fund entitled, "Frequency Reconfiguration Program", to receive funding from Nextel South Corp. ("Nextel") pursuant to a federally mandated Frequency Reconfiguration Agreement ("Agreement") for Wave 3, Stage 2, regarding nationwide reconfiguration of public safety radio communications systems, with partial funding to occur after the execution of such agreement and in part on a reimbursement basis; authorizing the City Manager to accept such funding, to execute the agreement with Nextel, in substantially the attached form, to execute the waiver of privilege and confidentiality ("waiver") in substantially the attached form, required by the Federal Communications Commission ("FCC") and the 800 MHZ transition administrator ("TA"), and to provide all other necessary documents to implement acceptance of and compliance with the agreement, the waiver, and the frequency reconfiguration processes required by the FCC and TA; authorizing funding and appropriations on an as needed basis subject to budgetary approvals for various City Departments to accomplish the reconfiguration processes required by the FCC and the TA and to be determined during the reconciliation process.

Attachments: [frequencyreconfigurationagreement_NEXTEL](#)
[NEXTELresolution 4_29_08](#)
[agendacoversheet_Nextel](#)
[comm nextel](#)

A RESOLUTION OF THE CORAL GABLES CITY COMMISSION WITH ATTACHMENTS(S), ESTABLISHING A SPECIAL REVENUE FUND ENTITLED, "FREQUENCY RECONFIGURATION PROGRAM," TO RECEIVE FUNDING FROM NEXTEL SOUTH CORP. ("NEXTEL") PURSUANT TO A FEDERALLY MANDATED FREQUENCY RECONFIGURATION AGREEMENT ("AGREEMENT") FOR WAVE 3, STAGE 2 REGARDING NATIONWIDE

RECONFIGURATION OF PUBLIC SAFETY RADIO COMMUNICATIONS SYSTEMS, WITH PARTIAL FUNDING TO OCCUR AFTER THE EXECUTION OF SUCH AGREEMENT AND IN PART ON A REIMBURSEMENT BASIS; AUTHORIZING THE CITY MANAGER TO ACCEPT SUCH FUNDING, TO EXECUTE THE AGREEMENT WITH NEXTEL, IN SUBSTANTIALLY THE ATTACHED FORM, TO EXECUTE THE WAIVER OF PRIVILEGE AND CONFIDENTIALITY ("WAIVER") IN SUBSTANTIALLY THE ATTACHED FORM, REQUIRED BY THE FEDERAL COMMUNICATIONS COMMISSION ("FCC") AND THE 800 MHZ TRANSITION ADMINISTRATOR ("TA"), AND TO PROVIDE ALL OTHER NECESSARY DOCUMENTS TO IMPLEMENT ACCEPTANCE OF AND COMPLIANCE WITH THE AGREEMENT, THE WAIVER, AND THE FREQUENCY RECONFIGURATION PROCESSES REQUIRED BY THE FCC AND TA; AUTHORIZING FUNDING AND APPROPRIATIONS ON AN AS NEEDED BASIS SUBJECT TO BUDGETARY APPROVALS FOR VARIOUS CITY DEPARTMENTS TO ACCOMPLISH THE RECONFIGURATION PROCESSES REQUIRED BY THE FCC AND THE TA AND TO BE DETERMINED DURING THE RECONCILIATION PROCESS.

This Matter was adopted by Resolution Number 2008-57 on the Consent Agenda.

City Clerk Item No. 18

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

C.-4. [08-0270](#) Insurance Advisory Committee Meeting of April 16, 2008

Attachments: [CM_IAC_DraftMtgMin.](#)
[IAC_DraftMin_041608](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 19

C.-5. [08-0277](#) Property Advisory Board Meeting of February 28, 2008

Attachments: [Property Advisory Board Minutes Cover22808](#)
[Property Advisory Board Minutes22808](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 20

C.-6. [08-0260](#) Library Advisory Board Meeting of April 9, 2008

Attachments: [LB Cover Sheet 4-9-08na](#)
[Library Minutes 4-9-08](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 21

C.-7. [08-0263](#) School and Community Relations Committee Meeting of March 18, 2008

Attachments: [march 18](#)
[summary of march 08](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 22

C.-8. [08-0264](#) Parking Advisory Board Meeting of February 28, 2008

Attachments: [cover_pab 02-28-08](#)
[pab minutes of 02-28-08](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 23

C.-9. [08-0273](#) Senior Citizens Advisory Board Meeting of April 7, 2008

Attachments: [Min 04-07-2008 Draft](#)
[Cover Memo 04-07-08 Summary](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 24

C.-10. [08-0278](#) Traffic Advisory Board Meeting of March 18, 2008

Attachments: [Traffic Advisory Board Cover31808](#)
[Traffic Advisory Board Minutes 31808](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 25

C.-11. [08-0280](#) International Affairs Coordinating Council Meeting of March 27, 2008

Attachments: [IACC Cover 32708](#)
[IACC Minutes32708](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 26

C.-12. [08-0281](#) Coral Gables Advisory Board on Disability Affairs Meeting of March 12, 2008

Attachments: [Disability Affairs Board Minutes Cover 31208](#)
[Disability Affair Boards Minutes 31208](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 27

C.-13. [08-0285](#) Budget Audit Advisory Board (Memorandum)

Attachments: [Budget Audit Memo](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 28

C.-14. [08-0291](#) Board of Adjustment Meeting of April 7, 2008

Attachments: [Cover Memo.pdf](#)
[Meeting Minutes 04-07-08.pdf](#)
[Notice of Advertisement.pdf](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 29

C.-15. [08-0296](#) Parks and Recreation Youth Advisory Board Meeting of March 20, 2008

Attachments: [Min 3-20-2008 draft](#)
[Cover Memo YAB 3-20-08 Summary](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 30

D. PERSONAL APPEARANCES

D.-1. [08-0210](#) Joe Natoli, University of Miami Senior Vice President of Business and Finance; and Tony Villamil, CEO of The Washington Economics Group, to present the University of Miami's Economic Impact in Coral Gables

Attachments: [Economic Impact Study2](#)

[Note for the Record: Joe Natoli, University of Miami (hereinafter referred to as UM) Senior Vice President of Business and Finance addressed the City Commission regarding the Economic Impact Report, stating the following: that UM is one of the three largest employers in Miami-Dade County, generating a total economic impact up to \$4.5 billion dollars annually (up 15% from just two years ago); that the total employment impact is approximately 42,000 jobs in Miami-Dade County; further stating that the results of the Momentum Campaign has amassed a total of \$1.4 billion in contributions and commitments; that UM is attracting one of the best faculties in the nation and providing a world class facility; that the UM has broken ground on a new alumni facility to be home for an alumni group of roughly 140,000 graduates; has the Number One Baseball Team in the country; further anticipating the addition of more university housing; discontinuance of driving vehicles on the campus, a policy which will eliminate an estimated 500 cars; the establishment of a Life Science Park; a better campus environment, a new activity center; expanding the university's wellness center, medical center, clinical research center, new parking garage, new children's center; further stating that its employees have generated financial support to United Way in excess of \$1 million; in short, Vice President Natoli concluded his remarks with a quote from George Merrick stating that "a great city and a great university go hand in hand;" further thanking the City for the support that it has given the university.

Tony Villamil, CEO of The Washington Economics Group pointed out to the City Commission that one factor was omitted in working with the University of Miami, namely that knowledge is key; further noting that UM has become a global network anchor to attract high level jobs (approximately 40% of its employees are Coral Gables residents; further noting that UM is countercyclical, in that the stability of its employment base is critical to Coral Gables, our state, etc., in maintaining a certain level of purchasing power; that in Calendar Year 2000, the total economic impact generated by UM on our City was \$537 million, and in Calendar Year 2007, that the

total economic impact (labor income generated by UM activities) had climbed to approximately \$1.4 billion; further stating that the labor income generated in Calendar Year 2000, accounted for \$190 million, and \$580 million in Calendar Year 2007 (including the inflationary adjustment); also noting that the employment rate rose from 8,500 in Calendar Year 2000 to 11,256 in Calendar Year 2007, thus representing a 30 percent increase in employment and income. Mayor Slesnick further pointed out that a published study, goes into greater detail regarding UM's economic impact, is now available; whereupon Vice President Natoli added that information is also available on UM's website, for anyone who does not have a hardcopy of same.

Mayor Slesnick further informed the public that on the NBC Today's Show, that Coral Gables was highlighted as one of the four or five cities that retirees can migrate to begin a secondary life; further noting that several shots used in said film footage were from the University of Miami's campus; further commending Former UM President Thaddeus Foote II and current UM President Donna Shalala for their initiatives].

This Agenda Item was Discussed

City Clerk Item No. 11

D.-2. 08-0283

Joe Natoli, University of Miami Senior Vice President for Business and Finance, to present the Campus Art Master Plan

Attachments: [University of Miami Master Plan Presentation](#)

[Note for the Record: Associate Vice President, Campus Planning and Development, Janette Gavarrete stated that on December 11/08, that the City Commission passed the Art in Public Places Ordinance on First Reading; further noting that contained within Section 20.0103 of said legislation, is certain language pertaining to those designated accredited colleges and universities that maintains on their respective campuses a public accessible permanent collection of art of at least 30 sculptures and other public art, in accordance with a campus art master plan, would be exempt; further stating that said ordinance requires that the UM would come back before the City Commission to present a campus art master plan, and comply and affirm with the Commission the matter of sufficiency; further noting that the brochure that is before the Commission on this date, explains the selection criteria; placement; maintenance of the permanent collection; future sculptures, the process for communicating and educating the community; locating sculptures; identifying works of art, etc.; further urging the City Commission to consider passage of legislation Confirming the Sufficiency of the University of Miami's exemption.

Mayor Slesnick instructed the City Manager to work with City Attorney Hernandez in preparation of said legislation (in the form of a resolution), for the upcoming City Commission Meeting of May 13, 2008.

Commissioner Cabrera commended Ms. Gavarrete individually and on behalf of the University of Miami for her outstanding efforts. Mayor Slesnick further complimented Ms. Gavarrete for said art collection that is publicly on view, and acknowledged Bryan Dursum, director of the Lowe Museum. Ms. Gavarrete also thanked Mrs. Cathy Swanson-Rivenback and other administrative officials whom were part of the Coral Gables commitment. Mayor Slesnick concluded by requesting of UM representatives to extend an invitation to incoming Athletic Director Kirby Hocutt, to introduce himself to our citizenry; also, to extend parting good-bys to outgoing retiring Athletic Director Paul Dee].

This Agenda Item was Discussed

City Clerk Item No. 12

E. PUBLIC HEARINGS

ORDINANCES ON SECOND READING

Items E-1 and E-3 are related

ORDINANCE NO. 2008-10

E.-1. [08-0249](#)

An Ordinance of the City of Coral Gables, Florida, repealing Ordinance No. 1515, relocating a dedicated easement for public use from Lot 10 to 9, Block 17, Industrial Section (Gables Gateway); providing for a repealer provision, a savings clause, a severability clause, providing for codification; and providing for an effective date. (PZB Vote: 5-0) (Passed on First Reading April 8, 2008)

Attachments: [04 08 08 City Commission Cover Memo re: Gables Gateway](#)
[04 08 08 Exhibit A: Draft Ordinance - easement relocation 1st reading](#)
[04 08 08 Exhibit B: Draft Resolution - mxd site plan review](#)
[04 08 08 Exhibit C: 03 12 08 Staff Report \(w attachments\)](#)
[04 08 08 Exhibit D: Excerpts of 03 12 08 PZB Meeting Minutes](#)
[04 08 08 Exhibit E: CC - Gables Gateway PPT \(no video\)](#)
[04 29 08 Gables Gateway CC Memo w exhibits \(legistar\)](#)

AN ORDINANCE OF THE CITY OF CORAL GABLES, FLORIDA REPEALING ORDINANCE NO. 1515, RELOCATING A DEDICATED EASEMENT FOR PUBLIC USE FROM LOT 10 TO 9, BLOCK 17, INDUSTRIAL SECTION (GABLES GATEWAY); PROVIDING FOR A REPEALER PROVISION, A SAVINGS CLAUSE, A SEVERABILITY CLAUSE, PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Note for the Record: A copy of the verbatim transcript of Agenda Item E-1 is available for public inspection in the City Clerk's Office and in Legistar].

A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Ordinance Number 2008-10. The motion passed by the following vote:

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

City Clerk Item No. 31

ORDINANCES ON FIRST READING

E.-2. [08-0287](#) An Ordinance amending Chapter 50 of the "Code of the City of Coral Gables," entitled "Pensions," clarifying the effective date of the five percent employee contribution by firefighter participants; providing for an effective date; and repealing all Ordinances inconsistent herewith (Passed on First Reading April 29, 2008)

Attachments: [CM_OrdinanceFF](#)
[Ordinance_FF Contributions_42208_Updated](#)
[CM_OrdinanceOn2ndReadingFF](#)
[Ordinance_FF Contributions](#)

[Note for the Record: A copy of the verbatim transcript of Agenda Item E-2 is available for public inspection in the City Clerk's Office and in Legistar].

A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be approved as an Ordinance on First Reading. 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. 15

RESOLUTIONS**RESOLUTION NO. 2008-58****E.-3. 08-0250**

Resolution of the City Commission of Coral Gables approving an amendment to a mixed-use site plan, for the proposed mixed-use project referred to as "Gables Gateway", located on property legally described as Lots 1-23 and Lots 76-88, Block 17, Industrial Section (intersection of LeJeune Road, Granello Avenue and Ponce de Leon Boulevard), Coral Gables, Florida; and including required conditions; and providing for an effective date.

Attachments:

[04 08 08 City Commission Cover Memo: Gables Gateway](#)
[04 08 08 Exhibit A: Draft Ordinance - easement relocation 1st Reading](#)
[04 08 08 Exhibit B: Draft Resolution - mxd site plan review](#)
[04 08 08 Exhibit C: 03 12 08 Staff Report \(w attachments\)](#)
[04 08 08 Exhibit D: Excerpts of 03 12 08 PZB Meeting Minutes](#)
[04 08 08 Exhibit E: CC - Gables Gateway PPT \(no video\)](#)
[04 29 08 Gables Gateway CC Memo w exhibits \(legistar\)](#)

A RESOLUTION OF THE CITY COMMISSION OF CORAL GABLES, FLORIDA APPROVING AN AMENDMENT TO A MIXED-USE SITE PLAN, FOR THE PROPOSED MIXED-USE PROJECT REFERRED TO AS "GABLES GATEWAY", LOCATED ON PROPERTY LEGALLY DESCRIBED AS LOTS 1-23 AND LOTS 76-88, BLOCK 17, INDUSTRIAL SECTION (INTERSECTION OF LEJEUNE ROAD, GRANELLO AVENUE AND PONCE DE LEON BOULEVARD), CORAL GABLES, FLORIDA; AND INCLUDING REQUIRED CONDITIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2008-58. 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

F. CITY COMMISSION ITEMS**F.-1. 08-0303**

Discussion on traffic calming
Commissioner Rafael "Ralph" Cabrera, Jr.

[Note for the Record: Commissioner Cabrera informed the Commission that he had met with the director of Miami-Dade County's Department of Public Works, to discuss an on-going issue that has been plaguing our traffic calming initiative; further stating that when our City's Public Works Department installs a traffic calming device, it calls for a voting process that includes those affected persons within a designated radius; once said vote has been taken, those residents voting for said traffic calming

device, their votes are counted; those who failed to vote for said traffic calming device, are counted also as a negative vote, along with those who have voted against said measure; further noting that following said meeting with City officials, that now there has been a shift in policy wherein the County will no longer count those residents failing to vote as a no vote; instead, said matter will now be recorded as a **no response**; further clarifying that said issue pertains to everything but traffic calming circles; further clarifying that the only ballot that Miami-Dade County is now interested in collecting are those four corner properties that are affected by the traffic calming circles; further pointing out that if one of the residents of those four corner properties are against said traffic calming circles, then said traffic calming devices will fail to get erected.

Commissioner Cabrera acknowledged the fact that he had met with Assistant City Manager Maria Jimenez, acknowledged Public Works Director Alberto Delgado for providing supportive documentation, as well as Miami-Dade County Commissioner Carlos Gimenez, who provided him with all of the regulations that affected both Miami-Dade County and our City; further informing the Commission that he had also met with Miami-Dade County Public Works Director Esther Callas and Executive Assistant to the County Manager Henry Sori.

Commissioner Withers inquired as to whether Commissioner Cabrera had a chance to broach the subject that the BID is faced with, (i.e. said election involves a majority of the affected property owners within the BID boundaries; not a percentage of the ballots returned); whereupon Commissioner Cabrera stated that the County's Public Works Director is open about it, stating that the aforementioned measure had to be put in.

Mayor Slesnick pointed out to Commissioner Cabrera that in the case of the upcoming Hammock Lakes Election, that no responses will be counted as no votes in said election, because said matter is not a traffic calming issue, but instead a taxing vote issue; further adding that it does not match our system of government].

This Agenda Item was Discussed

City Clerk Item No. 33

G. BOARDS/COMMITTEES ITEMS

Items G-1 and H-2 are related

G.-1. [08-0272](#) Presentation of excerpts from the Insurance Advisory Committee Meeting of April 16, 2008, requesting the following action from the City Commission:

The Insurance Advisory Committee is recommending that the City accept the Health, Dental, and Life Insurance rate renewal proposals, effective July 1, 2008.

Attachments: [CM_B&C_IACExcerpt](#)
[IAC_DraftMinExcerpt_041608](#)
[Shafer&Assoc_CCG_2008HealthDentalLifeIns.Renewal](#)

This Agenda Item was Discussed

City Clerk Item No. 34

H. CITY MANAGER ITEMS

Time Certain: 10:00 a.m.

RESOLUTION NO. 2008-54 (As Amended)

H.-1. [08-0302](#) Resolution approving creation of a Special Taxing District by Miami-Dade County for Hammock Lakes, Coral Gables, Florida, for purpose of providing for twenty-four hours stationary security guard service subject to compliance with applicable Miami-Dade County requirements, approving construction of a guard house facility, a road closure with an emergency access gate, operation of traffic control devices, and requiring execution of Interlocal Agreement between City and Miami-Dade County.

Attachments: [Hammock Lakes Cover](#)
[Hammock Lakes Resolution](#)
[Hammock Lakes Map](#)
[Hammock Lakes 101904 Minutes](#)
[Hammock Lakes 11508 Minutes](#)

[Note for the Record: A copy of the verbatim transcript of Agenda Item H-1 is available for public inspection in the City Clerk's Office and in Legistar].

A motion was made by Commissioner Cabrera, Jr., seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted as amended by Resolution Number 2008-54. The motion passed by the following vote:

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

Nays : 2 - Commissioner Anderson and Commissioner Withers

City Clerk Item No. 13

Items H-2 and G-1 are related**RESOLUTION NO. 2008-59****H.-2. 08-0271**

Resolution authorizing the City Manager to renew the medical insurance plan with HUMANA, in an amount not to exceed \$3,455,598 (12.2% cost increase over last year), for an additional one-year term, effective July 1, 2008; and further authorizing the renewal of the Blue Cross/Blue Shield dental plan (with no premium increase over last year) and Standard Insurance Company life insurance plan (with no premium increase over last year) for an additional one-year term, effective July 1, 2008.

Attachments: [CM Ordinance_Humana](#)
[Resolution_Humana_Renewal_2008-2009](#)
[Shafer&Assoc.CCG_2008HealthDentalLifeInsRenewal](#)

A RESOLUTION AUTHORIZING THE CITY MANAGER TO RENEW THE MEDICAL INSURANCE PLAN WITH HUMANA, IN AN AMOUNT NOT TO EXCEED \$3,455,598 (12.2% COST INCREASE OVER LAST YEAR), FOR AN ADDITIONAL ONE -YEAR TERM, EFFECTIVE JULY 1, 2008; AND FURTHER AUTHORIZING THE RENEWAL OF THE BLUE CROSS/BLUE SHIELD DENTAL PLAN(WITH NO PREMIUM INCREASE OVER LAST YEAR) AND STANDARD INSURANCE COMPANY LIFE INSURANCE PLAN (WITH NO PREMIUM INCREASE OVER LAST YEAR) FOR AN ADDITIONAL ONE-YEAR TERM, EFFECTIVE JULY 1, 2008.

[Note for the Record: City Manager Brown, following reading the proposed resolution into the record, stated that the Insurance Advisory Board has recommended that the City accept the health, dental and life insurance rate renewal proposals. Human Resources Director Marj Adler acknowledged the successful negotiations by Bill Shafer, our City's insurance consultant, in negotiating a 12.2% renewal cost increase over last year, with no premium increase over last year for both the dental (Blue Cross / Blue Shied) and insurance plan (Standard Insurance Company Life Insurance Plan); further stating that this represents the third year of the same rates for dental which is paid by City employees, life insurance, death and dismemberment; further expressing her surprise that there was less controversy at the time of takeover (from CIGNA to Humana).

Commissioner Cabrera pointed out that he has a client in his business that has a little more than 10% higher utilization than the City, whereby he had to deliver a 70 percent increase; further commanding Bob Shafer for negotiating the rate down to only a 5% increase, since the typical trend in the industry is roughly between 12 and 15 percent, plus a change in plan design, along with a reduction in benefits.

Vice Mayor Kerdyk inquired as to how long has the City been in the previous plan with CIGNA?-whereby City Consultant Shafer responded roughly between 1989 and 2004. Vice Mayor Kerdyk further inquired as to the average span of time before going out to competitive bidding for a medical insurance plan?- whereby Mr. Shafer

responded by saying roughly three to five years.

Commissioner Cabrera suggested that the Administration consider placement in the next edition of our Employee Newsletter coverage regarding health, dental and life insurance benefits to inform and educate our employees on health/medical benefits prior to the July 1st, 2008 effective renewal date with HUMANA].

A motion was made by Commissioner Cabrera, Jr., seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2008-59. 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. 35

RESOLUTION NO. 2008-60

H.-3. 08-0279

Resolution accepting the bid of Diegon, LLC., in the sum of \$117,193.66, as the lowest and most responsive bid, for the interior refurbishment of the first floor men's locker rooms at the Central Police Station, 2801 Salzedo Street, Coral Gables, Florida.

Attachments:

[Naty Soto letter](#)
[Police Mens Locker Room Refurbishment Resolution Cover](#)
[Police Mens Locker Room Refurbishment Resolution](#)
[Police Mens Locker Room Refurbishment Tab Sheet](#)

[Note for the Record: Following the reading of the proposed resolution by the City Manager into the public record, accepting the bid of **Diegon, LLC** as the lowest and most responsive bid (\$117,193.66) for the interior refurbishment of the first floor locker rooms, **Mr. Delgado** informed the Commission that four bids were received, said proposals came in below the budgeted amount of \$150,000; further stating that the consultant has submitted a ledger stating that the recommended company had complied with the procurement requirements, and therefore said consultant is recommending Diegon for approval of the award].

A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Anderson, that this motion be adopted by Resolution Number 2008-60. 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. 36

H-4. [08-0298](#)

Combined report from City Attorney and City Clerk on Charter Amendment costs, time line, and legal issues

Attachments: [Report for City Commission Meeting.pdf](#)

[Note for the Record: City Clerk Walter Foeman stated that at the April 8th, 2008 City Commission Meeting, that the Commission had instructed the City Attorney and City Clerk to prepare a report regarding the initiative and referendum method for amending our City's Charter; further pointing out that he has prepared and distributed certain charts (i.e. petitioning and referendum process; administrative deadlines for the petitioning and referendum process, etc.) in connection with same; further advising the Commission that both he and City Attorney Hernandez have met with Vince Damian, Esq. Chairman of the Coral Gables Political Action Committee; further noting key operative dates relative to both the August 26th and November 4th Elections, including but not limited to June 20th, the deadline for receipt of all legislation to be submitted to Miami-Dade County for the upcoming August 26th Primary Election, is by June 20, 2008; the deadline for receipt of all legislation to be submitted to Miami-Dade County for the forthcoming November 4th, 2008 General Election, is by August 22, 2008; other administrative deadlines are more fully outlined in the requested report, which was previously distributed to the Commission and is also on file in the City Clerk's Office; further pointing out to the Commission that pursuant to section 110.151, F.S., the Miami-Dade County Supervisor of Elections has to approve any amendment issues prior to directing the City Attorney to place same on the ballot (Note: the City Clerk's Office had inquired of Mr. Sola regarding space availability, and was informed that they will try to accommodate our city's request; further stating that it is the intent of the County Supervisor of Elections to only have a four-page ballot; however, with the placement of municipal issues on same will add even more pages to said ballot); further addressing the matter of cost factors associated with the new optical scan voting system (i.e. without any prior year history regarding our soon to be implemented optical scan voting system, the rough estimates received from Miami-Dade County Elections Department indicate one will be looking at approximately \$9,000 for piggybacking off of a Countywide Election-either the August Primary or forthcoming November 4th General Election, plus the additional cost for advertising, which will include an additional \$14,000 plus amount for advertising in the Miami Herald, a legally defined newspaper of general circulation, if our City elects to use said paper to advertise in the fifth, third and Sunday prior (for placement of the sample ballot) to the week in which the election is to held, as compared to roughly \$700 plus to advertise in accordance with statutory requirements, on said dates (English only) in the Daily Business Review, also a legally defined newspaper of general circulation; further stating that the cost for a stand alone is considerably higher (i.e. \$140,000); further informing the Commission that several cost reducing alternatives are being explored by Miami-Dade County (i.e. consolidated municipal election date (i.e. either joining Miami-Dade County Election date, or an agreed upon municipal election date (i.e. as articulated in the resolution proffered by the City of Miami Springs) ; further adding

that Miami-Dade County League of Cities has expressed opposition to same, citing that it denied the will of the voter an opportunity to change said Charter Amendment via the ballot.

City Attorney Hernandez acknowledged having met with Mr. Damian reviewing the language drafted by him as more fully articulated in her attached memo to the Commission; listening to his preference to place said proposal on the November 4th, 2008 General Election Ballot, as compared to the Coral Gables PAC utilizing the petitioning method; further noting that although Mr. Damian is not present today, his spokespersons are present and have requested an opportunity to be heard regarding said matter.

[Note for the Record: The discussion by the Commission and those speakers providing public input are included in its entirety in the attached transcript, that is included in Legistar and on file in the Clerk's Office].

This Agenda Item was Discussed and Filed

City Clerk Item No. 37

Non Agenda Item

RESOLUTION NO. 2008-61

NA.H. 08-0307
-4.1.

A Resolution instructing the City Attorney to prepare language in Ordinance form calling for an amendment to the City of Coral Gables Charter, pertaining to the proposed establishment of term limits for our Mayor and members of the City Commission; further clarifying that the proposed term for Mayor shall be for a period of eight (8) years; further stating that the proposed term of service for a member of the Commission shall be twelve (12) years; further instructing the City Attorney to follow the State of Florida Constitution with regard to whether or not said matter regarding years of service should be prospective or retrospective; said Special Election shall be scheduled for April 14, 2009, and to be held concomitant with our upcoming General Biennial Election on said date.

A RESOLUTION INSTRUCTING THE CITY ATTORNEY TO PREPARE LANGUAGE IN ORDINANCE FORM CALLING FOR AN AMENDMENT TO THE CITY OF CORAL GABLES CHARTER, PERTAINING TO THE PROPOSED ESTABLISHMENT OF TERM LIMITS FOR OUR MAYOR AND MEMBERS OF THE CITY COMMISSION; FURTHER CLARIFYING THAT THE PROPOSED TERM FOR MAYOR SHALL BE FOR A PERIOD OF EIGHT (8) YEARS; FURTHER STATING THAT THE PROPOSED TERM OF SERVICE FOR A MEMBER OF THE COMMISSION SHALL BE TWELVE (12) YEARS; FURTHER INSTRUCTING THE CITY ATTORNEY TO FOLLOW THE STATE OF FLORIDA CONSTITUTION WITH REGARD TO WHETHER OR NOT SAID MATTER REGARDING YEARS OF SERVICE SHOULD BE PROSPECTIVE OR RETROSPECTIVE; SAID SPECIAL ELECTION SHALL BE SCHEDULED FOR APRIL 14, 2009, AND TO BE HELD CONCOMITANT WITH OUR UPCOMING GENERAL BIENNIAL ELECTION ON SAID DATE.

A motion was made by Commissioner Cabrera, Jr., seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2008-61. The motion passed by the following vote:

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

Nays : 2 - Commissioner Withers and Commissioner Anderson

City Clerk Item No. 38

H.-5. 08-0300

Discussion regarding City-sponsored special events (Deferred from the April 29, 2008 Meeting)

Attachments: [Special Events Costs by Function Memorandum](#)

[Note for the Record: **Commissioner Anderson** requested of the Commission to consider deferring consideration of this issue; whereupon Mayor Slesnick reminded his colleagues that if a lively discussion on said matter is to ensue, then one must be mindful of the timetable for consideration of same.

Vice Mayor Kerdyk stated that he was also in agreement with the request for deferral; further instructing the City Manager to provide to the Commission prior to discussion before the governing body, some real recommendations. City Manager Brown stated that said recommendations have already been prepared, but in summary detail; further stating that he will provide to the Commission in greater detail said recommendations.

Mayor Slesnick informed his colleagues that he had previously requested of the City Manager that if said Fourth of July Celebration is not to be held at the Biltmore Hotel, then the administration would proffer some alternative recommendation(s) for celebration, if the Commission is to sign off on said matter].

This Agenda Item was Discussed and Deferred

City Clerk Item No. 39

I. CITY ATTORNEY ITEMS**RESOLUTION NO. 2008-62****I.-1. 08-0295**

Resolution of the City of Coral Gables instructing the City Attorney to proceed with filing an action against Javier Carrion and Guillermo Martinez d/b/a Jewels on the Mile, for breach of the Lease Agreement for failure to pay rent.

Attachments: [jewels on the mile resolution](#)
[comm_286miraclemile_jewelsonmile](#)
[agendacoversheet jewels](#)

A RESOLUTION OF THE CITY OF CORAL GABLES INSTRUCTING THE CITY ATTORNEY TO PROCEED WITH FILING AN ACTION AGAINST JAVIER CARRION AND GUILLERMO MARTINEZ D/B/A JEWELS ON THE MILE FOR BREACH OF THE LEASE AGREEMENT FOR FAILURE TO PAY RENT.

[Note for the Record: **City Attorney Hernandez** informed the Commission that she had been working with the Administration and representatives from Jewels on the Mile in connection with attempting to bring in a new tenant; however said negotiations have failed, resulting in a breach of rental agreement; said company is presently in arrears for rent owed and due; further stating that as a consequence of the failed negotiations, and our Finance Department's attempt to recoup past rent in the amount of \$15,000, that the City Attorney is requesting of the Commission to authorize her to file a collections' action against Javier Carrion and Guillermo Martinez d/b/a Jewels on the Mile].

[Note for the Record: Although a motion was made for this item, being moved by Commission Anderson and seconded by Vice Mayor Kerdyk, the roll call vote was not taken until after the City's new Compliance Officer (Chief Auditor) was introduced by City Manager Brown.

Vice Mayor Kerdyk inquired of **City Manager Brown** if there were any additional accounts that have late payments regarding other lease agreements?-further inquiring about **Giralda Garage Karma** (Municipal Garage No. 6, which includes the following tenants: Grazzianos; Fritz and Franz and Karma). Mr. Brown explained to the Commission that said business had to obtain additional capital; however, they have closed their doors, but were up to date with their payments; further informing the Commission that said business was desirous of negotiating a five-year lease agreement. Vice Mayor Kerdyk pointed out that one of the reasons the City has a retail tenant is to stimulate the street; however, noting that a blacked out tenant defeats that purpose; further urging the City Manager to be mindful of said matter when negotiating any future lease agreements].

A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2008-62. 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. 40

I.-2 [08-0292](#) Pending Litigation Report

Attachments: [PENLIT.4 29 08](#)

[Note for the Record: **City Attorney Hernandez** informed the Commission that oral arguments in connection with the Florida Rules of Appellate Procedure have been set by the Florida Supreme Court to begin on June 10, 2008].

This Ordinance was Discussed

City Clerk Item No. 42

J. CITY CLERK ITEMS**None**

City Clerk Item No. 43

K. DISCUSSION ITEMS

Mayor Slesnick: I am going to let you go first this time David, do you have any additional comments?

City Manager Brown: I have one piece of information to the Commission and for the viewing audience. We have a new chief compliance officer in the City of Coral Gables. She is in the audience. Her name is Laurie St John. She is C.P.A. by career, and also an attorney. She comes out of Colorado. She has been on the job for about six days. Laurie would you stand up, say a few words to the Commission; would you approach the microphone.

Laurie St John: Good afternoon City Attorney, Commissioners and Mr. Brown. I am very pleased to have accepted this position. I look forward to working with all of the department heads and staff for the City of Coral Gables to carry out my duties and responsibilities in the most efficient and effective manner possible, in the best interest of the City of Coral Gables. And you can add one more to the resident list of the City of Coral Gables.

Commissioner Cabrera: Excellent; good stuff.

Commissioner Anderson: Best of luck.

Laurie St John: Thank you very much, it is a pleasure to be here.

Commissioner Cabrera: Ma'am, where is your office? Is it at the Police Department?

City Manager Brown: Seventy two...

Commissioner Cabrera: Seventy Second Avenue, OK.

City Manager Brown: Laurie comes with experience on both--from outside auditing and inside auditing, public and private, well rounded; and I am pretty much giving her a blank check to go around to the directors to check the liabilities, both operationally and financially, and to get the Budget Advisory Board to bring up a brand new budget

audit plan, and to make changes; to take a clean sweep of our liabilities and make the changes so we can protect against them.

Commissioner Anderson: Great, I am looking forward to it.

Laurie St John: Thank you for the opportunity to serve you.

Mayor Slesnick: Thank you. I have been reminded by the City Clerk we did not vote on I-1, the City Attorney's resolution; we did have a motion and a second. Mr. Clerk, if you would call the roll, please.

City Clerk Foeman: Vice Mayor Kerdyk?

Vice Mayor Kerdyk: Yes

City Clerk Foeman: Commissioner Withers?

Commissioner Withers: Yes

City Clerk Foeman: Commissioner Anderson?

Commissioner Anderson: Yes

City Clerk Foeman: Commissioner Cabrera?

Commissioner Cabrera: Yes

City Clerk Foeman: Mayor Slesnick?

Mayor Slesnick: Yes. Ms. Anderson.

Commissioner Anderson: I have one item, and I have talked to the City Manager. We have a lot of inquiries on the Segovia Median: If you could at the next Commission Meeting, give an update on where it is, a timetable, on that particular project.

City Manager Brown: Shall Do.

Commissioner Anderson: Thank you.

Mayor Slesnick: Mr. Cabrera?

Commissioner Anderson: That's it, thank you.

Commissioner Cabrera: Mr. Manager I came across these bumper stickers at our townhall meeting that Commissioner Gimenez and I had several weeks ago at the Youth Center, on cycling. They are created by Miami-Dade County's MPO Department; and what this is, ladies and gentlemen, this is a law that was put in effect in our State over a year ago; and basically what it reads is that motorists are to steer three feet away from cyclists; and it was done because obviously a lot of cyclist have lost their lives or been very injured from cars driving right next to them and hitting them with their sideview mirror, or worst then, that with their vehicles; and the reason I bring it to you today is, I am just wondering if the Commission and you would support installing these bumper stickers on City vehicles, not take-home vehicles, not like police vehicles and other take-home vehicles, but whatever fleet of vehicles we have in our City, so that we can get the word out that there is a law and it does affect motorists in our state. I am just curious if there is support of that; the County is willing to give us as many as we'd like.

City Manager Brown: Commissioner, I have no problem.

Commissioner Anderson: I don't either; it is a good educational process.

Commissioner Cabrera: Well, I appreciate that.

City Manager Brown: If you give me the phone number I'll make arrangements.

Commissioner Cabrera: All we need to know is how many, you know; and if we could put them on Public Service vehicles or Public Works.

City Manager Brown: We'll put them on the maintenance and that fleet.

Commissioner Cabrera: Well, you know what I thought would be good, to get them on the bumpers of vehicles that are continuously out in the streets of Coral Gables, both residential and the downtown area; and that would go a long way to help the MPO; incidentally, the director of the MPO is a Coral Gables resident, Mr. Henderson, Dave Henderson.

Commissioner Anderson: And make some available to folks who would like to put them on their individual vehicles.

Commissioner Cabrera: Right, very good, I'll have some here at City Hall, if people want to put them on their own, thank you, on their own bumpers.

Mayor Slesnick: Mr. Kerdyk?

Commissioner Cabrera: No, I am not done.

Commissioner Kerdyk: He just started.

Commissioner Cabrera: I just started. I want to thank the Manager for putting together the memorandum regarding our meetings with County Commissioners Gimenez and Sosa regarding road impact fees. If any of you have any other questions by all means let the Manager know. I know he is working on a number of issues right now on that.

City Manager Brown: [Inaudible]I hope that you have a copy..., both Commissioners have the entire list of...

Commissioner Cabrera: Yes, and my next item has to do with the memorandum that you wrote on April 8th regarding City Commission Meetings, where you went ahead and provided the outline for how a citizen gets on the Agenda; I am just wondering if there is a way to simplify this and make it available to the public at large, so they understand how it works, and there is already a policy in place.

City Manager Brown: We can summarize that and put it out on E-News. We can put that on a newsletter.

Commissioner Cabrera: I would like for the citizen that may be watching or reading about what is going on in their government; that if they want to come before us and there is a process in place and it seems to be a workable process, and it is not contentious and it is not difficult to do. That's all. And the last item and this is the most uncomfortable to discuss, but I have no choice but to bring up because we have already talked about it publicly. We have received your memo. I am assuming we all looked at your memo of April 14, regarding the Purchasing Card Policy; and I appreciate the fact that you took the time to do this; I also read in the newspaper, in one of the newspapers, that you reduced the number of purchasing cards.

City Manager Brown: We did by 14.

Commissioner Cabrera: By 14 cards.

City Manager Brown: Yes.

Commissioner Cabrera: I just need to go on record, because I did speak to one of the newspapers. I am not here to micromanage you on this policy, and at the end of the day you do what three of five people tell you to do; the bottom line is that I would feel most comfortable if each department had two P-Cards, one for directors and one for a liaison to the purchasing department, but I don't know your business as well as you

know your business, because I am not here day to day, but I can share with you that I would be a lot more comfortable with 36 cards than with what you currently have. At the same time you are making strides to improve the process. On the other side of the coin, when we talked about the purchasing cards situation and we shared with you our discontent; I brought up a discussion, and actually I have the verbatim minutes in here, where I address the fact Mayor Slesnick had sent you an E-mail, where he copied the rest of the Commission, and asked you for clarification on the policies that relate to employees drinking alcohol while on duty; furthermore Vice Mayor Kerdyk said he would like hear what your thoughts were and the fact that maybe we should be doing business in City Hall instead of necessarily out in the restaurants; and he furthermore stated that he liked to see some sort of memorandum from you, and you had made a verbal commitment that it would be on our desk by that Friday; I have yet to see that memo, and I would like you to please make that a priority; and let me tell you why I am discussing this publicly, because I couldn't very easily have this conversation with you by phone, or in your office, but we already discussed this on a public realm; and I think it is important that those that are watching understand that we are trying to be as transparent with this process as we can be. But I don't know how you feel Don, or you Bill.

Commissioner Kerdyk: I was going to mention the same thing.

Commissioner Cabrera: OK.

City Manager Brown: I'll have it done, that took a little bit more research.

Commissioner Cabrera: Thank you sir. That is it for me.

Mayor Slesnick: Bill?

Commissioner Kerdyk: I have two items; the first one is I have not heard of the Miracle Mile Sidewalk update lately, but could you provide us one of those.

City Manager Brown: Are you talking about the Street Escape?

Commissioner Kerdyk: Street Escape, Yes.

Mayor Slesnick: Another easy issue.

Commissioner Kerdyk: Well, you might as well bring them one after the other. And the second thing was just a point of knowledge I had the opportunity of being down in Guatemala of all places last weekend.

Commissioner Cabrera: Did you say Guatemala?

Commissioner Kerdyk: Yeah, Guatemala.

Commissioner Cabrera: Wow!

Commissioner Kerdyk: And I had the real distinct pleasure of visiting our Sister City at my expense, by the way.

Commissioner Cabrera: I heard you took a P-Card with you.

Commissioner Kerdyk: Well I got to tell you, I was amazed. That City was built in 1543, and it was the Capital of the Americas at that time and certainly of Guatemala; but in 1750 or 1773 they had an earthquake there; and essentially, they moved the capital to Guatemala City, and of course Guatemala City has developed into a three (3) million person capital, whereas Antigua has remained small and has its charm, and I mean it is a fantastic place; and what was interesting when I was talking to the Mayor and everybody there is they have 27 Sister Cities. Everybody wants to be a Sister City of Antigua; but one of their best relationships is with the City of Coral Gables; and I encourage each of you, if you ever have the chance to go down to Guatemala, it is only a two-and-a-half hour trip, to take the trip and go there and visit our Sister City because it is a spectacular place, very nice people, and it is certainly an eye-opening experience. Thank you.

Commissioner Withers: Are you starting a golf tournament there?

Commissioner Kerdyk: Actually, you know in Guatemala City, yeah.

Commissioner Cabrera: He started a branch of Kerdyk Real Estate.

Commissioner Withers: Just one quick thing. On May 14th at the Biltmore, the NBC's Today Show will be broadcasting live from the pool, the program the International Association of Firefighters (1210) helped kick-start the SafeStart Program; they are actually going to be filming some babies floating in the pool. So you all are welcome to come.

Commissioner Cabrera: Can you get somebody to shoot us an e-mail on that so we can stop by?

Commissioner Withers: Sure, I'll go ahead and forward this to you. Actually, I have this, I'll forward it to Dave and he can forward it out.

City Manager Brown: Ok, I'll do that.

Mayor Slesnick: Is that it?

Commissioner Withers: That is it, coach.

Mayor Slesnick: Do they want someone to be the baby, to be trained about the swimming?

Commissioner Withers: I think they want you in a Speedo, Don.

Mayor Slesnick: See, I was going to volunteer my granddaughter.

Commissioner Withers: Well there you go, I will forward this and absolutely.

Mayor Slesnick: OK.

Commissioner Cabrera: See I would never say that to you.

[Inaudible]

Mayor Slesnick: Two quick things, one is David, I wish we could get less dangerous binders here. So far Mr. Cabrera and I, I just found out what happened to you, we have both cut ourselves on these sharp-edge binders.

Commissioner Cabrera: Mine is a worker's comp claim.

Mayor Slesnick: Secondly, I just wanted to say thank you to my fellow Commission members. Today was a long and hard day, and today could have been one of the most contentious days of issues we have had in a long time and, I have to tell you, I felt a great deal of mutual respect and civility from each of you as we handled these issues between one another. I thank you for letting me serve with you and with that, we'll adjourned.

Commissioner Cabrera: Thank you.

Commissioner Anderson: Thank you.

Commissioner Cabrera: That was a nice thing of you to say.

Mayor Slesnick: Well, it was.

Commissioner Cabrera: Good way to end the meeting, very positive.

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 3:10pm on April 29, 2008. The next regular meeting of the City Commission has been scheduled for May 13, 2008, beginning 9 a.m.]

DONALD D. SLESNICK
MAYOR

ATTEST:

WALTER J. FOEMAN
CITY CLERK