

# **City of Coral Gables**

*405 Biltmore Way  
Coral Gables, FL 33134  
[www.coralgables.com](http://www.coralgables.com)*



## **Meeting Minutes**

**Tuesday, February 11, 2014**

**9:00 AM**

**City Hall, Commission Chambers**

### **City Commission**

*Mayor Jim Cason  
Vice Mayor William H. Kerdyk, Jr.  
Commissioner Patricia Keon  
Commissioner Vince Lago  
Commissioner Frank C. Quesada*

*Patrick G. Salerno, City Manager  
Craig E. Leen, City Attorney  
Walter J. Foeman, City Clerk*

**ROLL CALL**

**Present:** 5 - Mayor Cason, Commissioner Keon, Vice Mayor Kerdyk Jr., Commissioner Lago and Commissioner Quesada

**INVOCATION**

[Note for the Record: Mayor Cason informed the viewing public that we were happy to have with the City Reverend Msgr. Michael Carruthers from St. Augustine Church and Catholic Student Center at the University of Miami; further noting that on May 11, 1991, he was ordained a priest for the Archdiocese of Miami, and served as a priest-secretary to Archbishop Edward A. McCarthy and Archbishop John C. Favalora; further pointing out that Msgr. Carruthers has a degree in exceptional student education, with a specialization in autism from Florida International University; Mayor Cason further mentioned that Reverend Carruthers was appointed rector of St. John Vianney College Seminary in 2005 and in 2010, pastor of St. Augustine Church and Catholic Student Center].

**PLEDGE OF ALLEGIANCE**

Commissioner Quesada 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) Resolution(s) adopted (Resolution No. 2014-26 through Resolution No. 2014-38); (b) Video; (c) Audio Recording; (d) Minutes Folder with Agenda and background information, including items which were submitted at the meeting.

**A. PRESENTATIONS AND PROCLAMATIONS**

- A.-1. [14-2863](#) Presentation of 20 year service pin to Lieutenant Cordell J. Atherley, Police Department.

**Attachments:** [CM 20 Year Service Pin Recipient C. Atherley](#)

[Note for the Record: Following Mayor Cason's reading of the title to Agenda Item A-1 into the public record, City Manager Salerno called upon Human Resources Assistant Director Frank Giallorenzo to present Agenda Item A-1, who in return invited Coral Gables Police Chief Dennis Weiner and Lt. Cordell J. Atherley up, on the occasion of his receipt of his 20 year service pin. Chief Weiner stated that Cordell is an outstanding member of the Coral Gables Police Department and a strong lieutenant in the Police Department organization; further mentioning that through Lt. Thorley's efforts over the years the Police Department has been able to best deploy his departments' resources; adding that Lt. Atherley has been able to work in other areas of the Police Department, such as Specialized Investigations, and he has been a great asset to the department; finally noting that for the past 20 years, fantastic work has been done by the officers in our Police Department].

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

City Clerk Item No. 1

- A.-2. [14-2842](#) Congratulations to Officer Kevin Kelley and Officer Adrian Gonzalez, recipients of the City of Coral Gables Officer of the Month Award, for the month of December 2013.

**Attachments:** [COMMISSION COVER MEMO - OFFICER OF THE MONTH - DECEMBER 2013. NOMINATION MEMO - DECEMBER 2013.pdf](#)

[Note for the Record: Following Mayor Cason's reading of the title to Agenda Item A-2, the City Manager requested of Deputy Human Resources Director Frank Giallorenzo to introduce the item, whereby Chief Weiner was requested to detail the circumstances responsible for the above referenced award recognition, more particularly Officers Kelley and Rodriguez met with the victim who explained that someone who was staying at the Marriott Courtyard Hotel, ordered a Nordstrom credit card using her identity; further explaining that earlier in the evening, she had received a phone call from Nordstrom verifying that she had requested a new credit to be mailed overnight to the Marriott Hotel location. The Chief further pointed out that the victim had told the officers that she had not requested a credit card from Nordstrom. Both officers began to investigate. After several knocks and no answers, they heard movement from a hotel room...The Chief further noted that Officer Kelley could hear the sliding glass door opening. Officer Gonzalez remained at the front door of the offender's room, while Officer Kelley checked the rear exit. During this time

frame, Officer Kelley observed the suspect running from the sliding glass door exit carrying a lot of papers in his hand. Both officers pursued the suspect on foot, until they caught up with the male subject, as his truck came to a stop. The suspect refused to cooperate with the officers. Later, Officer Kelley deployed his Taser striking the suspect in the torso. The suspect violently resisted Officer Gonzalez, striking him in the face. Shortly thereafter, the suspect began to flee again. The officers continued to pursue the suspect until they caught up with him for a second time, whereby the suspect began to resist. The suspect attempted to take Officer Gonzalez' side arm, but he was unsuccessful, after receiving assistance from several additional officers, which ultimately resulted in the placement by Officers Kelley and Gonzalez of the suspect in handcuffs.

Chief Weiner further explained that detectives arrived shortly thereafter and began a follow-up investigation, resulting in documents being found throughout the victim's hotel room, related to numerous theft cases as a result of the pulmonary investigation.

The offender was charged with numerous cases of fraud that had been committed throughout Miami-Dade County-including six outstanding warrants in connection with certain fraud related offenses. The persistence of these officers represents one prime example of the excellent police work that Officers Kelley and Gonzalez bring to their job every day, noted Chief Weiner. He further pointed out that because of their efforts in this case, as well as for their dedication to the department, and to the citizens of Coral Gables, they have been selected as Officers of the Month for the Month for February 2014.

In accepting this accolade, Officer Kelly initially thanked the Kiwanis Club of Coral Gables; further thanking the City Commission for having him and Officer Gonzalez in attendance; further stating that it was an honor to stand before them and accepts this award on behalf of the Police Department; further thanking them and telling them that they will see them soon.

Officer Gonzalez gave a special thanks to all of the sergeants, lieutenants and everyone who lent a hand in making this occasion happen; further acknowledging Officer Kelly for the good work that was done by them].

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

City Clerk Item No. 2

**A.-3. [14-2848](#)**

Congratulations to Firefighter William Newman, recipient of the City of Coral Gables Firefighter of the Month Award, for the month of February 2014.

**Attachments:** [Cover Memo, February FF of Month0001](#)  
[Notification Letter, FF of the Month, Feb 20140001](#)

[Note for the Record: Following Mayor Cason's introduction of Agenda Item A-3 into the public record, Interim Fire Chief Stolzenberg stated that Firefighter William Newman, recipient of the Firefighter of the Month recognition for the month of February was unable to be in attendance because of an emergency situation. However, he wanted to provide to the viewing public the outstanding display of initiative surpassing normal job requirements and expectations that Firefighter Newman has demonstrated, as justification as to why he is being recognized; further acknowledging his dedication to the department and to the City. Chief Stolzenberg further stated that while being a firefighter for only 6 years, that he has clearly been a department standout; adding that what makes him special is not just labeling him to a single incident, but the fact that he improves his firefighting skills in all aspects of his job; further pointing out that he is extraordinary in the area of station assignments-completing training reports, entering medical reports, etc. As Interim Fire Chief Stolzenberg pointed out, although these are not glamorous skills, said individuals are required to be successful firefighters.

Interim Fire Chief Stolzenberg pointed out that Firefighter William Newman is one of the hardest working people that he knows and also one of the most valuable individuals of the crew; further pointing out that his enthusiasm for learning and mastering aspects of the Fire Service is inspiring, as well as his resolve to go the extra mile to assist the department is praiseworthy of this recognition-further commenting that he only wishes that he was here right now.

Mayor Cason suggested that he bring Firefighter Newman for the next City Commission Meeting of February 25, 2014 for the photo moment with the City Commission in order that the Commission may meet him in person].

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

City Clerk Item No. 3

- A.-4. [14-2864](#) Presentation of 20 year service pin to Carlos Perez, Public Works Department/Automotive Division.

**Attachments:** [CM 20 Year Service Pin Recipient C. Perez](#)

[Note for the Record: Following Mayor Cason's reading of the title to Agenda Item A-4 into the public record, Human Resources Assistant Director Frank Giallorenzo acknowledged the recipient of a 20-year service pin, namely Carlos Perez, Automotive Division, Department of Public Works; further requesting of both Automotive Division Director Steve Riley and Carlos Perez to join him at the podium in recognition of the presentation of said service pin to Mr. Perez.

Mr. Riley further acknowledged that Carlos is one of his most valued employees in his division, said individual who has been with him since he took over the Automotive Division; further adding that his performance has been nothing but stellar; further pointing out that he was recently promoted to Fire Equipment Mechanic]

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

City Clerk Item No. 4

- A.-5. [14-2865](#) Congratulations to Maikel Lodeiro, Public Works Department, recipient of the City of Coral Gables Employee of the Month Award, for the month of February 2014.

**Attachments:** [EOM February 2014](#)  
[Cover Memo](#) [EOM February 2014](#)

[Note for the Record: Following Mayor Cason's reading of the title to Agenda Item A-5 into the public record, City Manager Salerno requested of Human Resources Assistant Director Frank Giallorenzo to present said item, whereby Mr. DiLorenzo stated that the February 2014 Employee of the Month Award was awarded to Maikel Lodeiro, Public Works Department. During the video presentation segment of the item, Interim Public Works Director Ernesto Pino stated the following:

"Mr. Lodeiro began working with the Public Works Department in December 2012 as a Maintenance Repair Worker. During his short tenure with the City, Mr. Lodeiro has proven to produce outstanding and accurate work, and always doing more than expected. As a Maintenance Repair Worker, Mr. Lodeiro is responsible for performing preventative maintenance, detecting problems and assisting the Utilities Crew members on the storm and sanitary sewer systems. He has knowledgeable skills allowing him to properly use the necessary tools and equipment in performing his job safely and precise.

In addition, Mr. Lodeiro assists with all emergencies related to sewage backups and storm drainage issues. Mr. Lodeiro has demonstrated to be resourceful and very cooperative. He applies properly and efficiently standards of care to the work produced and services provided.

We are proud to have him represent Public Works as February's Employee of the Month."].

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

City Clerk Item No. 5

**B. APPROVAL OF MINUTES**

- B.-1.**    [14-2882](#)            Regular City Commission Meeting of January 28, 2014.

**Attachments:**    [January 28, 2014 CC Meeting Minutes -1](#)  
                              [January 28, 2014 CC Meeting Minutes -2](#)

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

**Yeas :**    4 -    Commissioner Keon, Vice Mayor Kerdyk, Jr., Commissioner Quesada  
                              and Mayor Cason

**Absent :**    1 -    Commissioner Lago

City Clerk Item No. 6



**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 Lago, to Adopt the Consent Agenda. The motion carried by the following vote:**

**Yeas :** 5 - Vice Mayor Kerdyk, Jr., Commissioner Lago, Commissioner Quesada, Commissioner Keon and Mayor Cason

**RESOLUTION NO. 2014-26****C.-1. [14-2846](#)**

Resolution authorizing the acceptance and execution of the Fiscal Year 2013-2014 Emergency Medical Services (EMS) County Grant #C2013 Letter of Understanding and Agreement from the Miami-Dade County Board of County Commissioners and the State of Florida Department of Health; and amending the Fiscal Year 2013-2014 Annual Budget to recognize the grant award as revenue and appropriate such funds to cover the cost of the grant expenditures.

**Attachments:** [Letter of Understanding and Agreement](#)  
[Copy of State Award Letter to the County](#)  
[Distribution of Expected New Revenue Schedule](#)  
[Request for Grant Distribution](#)  
[M-D County's Work Plan, revised 08-01-13](#)  
[Draft Resolution, EMS County Grant #C2013](#)  
[C-1 Signed Cover Memo](#)

RESOLUTION AUTHORIZING THE ACCEPTANCE AND EXECUTION OF THE FISCAL YEAR 2013-2014 EMERGENCY MEDICAL SERVICES (EMS) COUNTY GRANT #C2013 LETTER OF UNDERSTANDING AND AGREEMENT FROM THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS AND THE STATE OF FLORIDA DEPARTMENT OF HEALTH; AND AMENDING THE FISCAL YEAR 2013-2014 ANNUAL BUDGET TO RECOGNIZE THE GRANT AWARD AS REVENUE AND APPROPRIATE SUCH FUNDS TO COVER THE COST OF THE GRANT EXPENDITURES.

**This Matter was adopted by Resolution Number 2014-26 on the Consent Agenda.**

City Clerk Item No. 7

**RESOLUTION NO. 2014-27****C.-2. [14-2850](#)**

Resolution authorizing encumbrance in the amount of \$8,748.15 or 15% of the State Forfeited Asset Fund (F.A.F.) moneys to provide for the support and operation of crime prevention, drug abuse prevention, safe neighborhood, or school resource officer programs, as required under the Florida Contraband Forfeiture Act.

**Attachments:** [Resolution Draft-\\$8,748.15-2014 15% Set Aside-01.29.2014.pdf](#)  
[C-2 Signed Cover Memo](#)

RESOLUTION AUTHORIZING ENCUMBRANCE IN THE AMOUNT OF \$8,748.15 OR 15 PERCENT OF THE STATE FORFEITED ASSET FUND (F.A.F.) MONEYS TO PROVIDE FOR THE SUPPORT AND OPERATION OF CRIME PREVENTION, DRUG ABUSE PREVENTION, SAFE NEIGHBORHOOD, OR SCHOOL RESOURCE OFFICER PROGRAMS, AS REQUIRED UNDER THE FLORIDA CONTRABAND FORFEITURE ACT.

**This Matter was adopted by Resolution Number 2014-27 on the Consent Agenda.**

City Clerk Item No. 8

**RESOLUTION NO. 2014-28****C.-3. [14-2851](#)**

Resolution authorizing expenditure in the amount of \$33,023 from State Forfeited Asset Fund (F.A.F.) moneys to fund the Coral Gables Citizens Crime Watch, Inc. Program.

**Attachments:** [Resolution Draft-\\$33,023-2014 Crime Watch-01.29.2014.pdf](#)  
[C-3 Signed Cover Memo](#)

RESOLUTION AUTHORIZING EXPENDITURE IN THE AMOUNT OF \$33,023 FROM STATE FORFEITED ASSET FUND (F.A.F.) MONEYS FOR THE CORAL GABLES CITIZENS CRIME WATCH, INC. PROGRAM.

**This Matter was adopted by Resolution Number 2014-28 on the Consent Agenda.**

City Clerk Item No. 9

**RESOLUTION NO. 2014-29**

- C.-4. [14-2852](#) Resolution authorizing expenditures in the amount of \$14,664 from Federal Forfeited Asset Fund (F.A.F.) monies for the acquisition of additional law enforcement equipment; the M.U.S.T. Ballistic Shields and Light Kits for utilization by the Coral Gables Police Department.

**Attachments:** [Resolution Draft-\\$14,664-BallisticShields-01.29.2014.pdf](#)  
[C-4 Signed Cover Memo](#)

RESOLUTION AUTHORIZING EXPENDITURES IN THE AMOUNT OF \$14,664 FROM FEDERAL FORFEITED ASSET FUND (F.A.F.) MONIES FOR THE ACQUISITION OF ADDITIONAL LAW ENFORCEMENT EQUIPMENT; THE M.U.S.T. BALLISTIC SHIELDS AND LIGHT KITS FOR UTILIZATION BY THE CORAL GABLES POLICE DEPARTMENT.

**This Matter was adopted by Resolution Number 2014-29 on the Consent Agenda.**

City Clerk Item No. 10

**RESOLUTION NO. 2014-30**

- C.-5. [14-2853](#) Resolution authorizing expenditures in the amount of \$9,927.26 from Federal Forfeited Asset Fund (F.A.F.) monies for the acquisition of additional law enforcement equipment; the Mobile Surveillance Cameras for utilization by the Coral Gables Police Department.

**Attachments:** [Resolution Draft-\\$9,927.26-MobileSurveillanceCameras-01.29.2014.pdf](#)  
[C-5 Signed Cover Memo](#)

RESOLUTION AUTHORIZING EXPENDITURES IN THE AMOUNT OF \$9,927.26 FROM FEDERAL FORFEITED ASSET FUND (F.A.F.) MONIES FOR THE ACQUISITION OF ADDITIONAL LAW ENFORCEMENT EQUIPMENT; THE MOBILE SURVEILLANCE CAMERAS FOR UTILIZATION BY THE CORAL GABLES POLICE DEPARTMENT.

**This Matter was adopted by Resolution Number 2014-30 on the Consent Agenda.**

City Clerk Item No. 11

**RESOLUTION NO. 2014-31**

- C.-6. [14-2854](#) Resolution authorizing expenditures in the amount of \$24,317.66 from Federal Forfeited Asset Fund (F.A.F.) monies for the acquisition of additional law enforcement equipment; the Night Vision and Thermal Imaging Devices for utilization by the Coral Gables Police Department.

**Attachments:** [Resolution Draft-\\$24,317.66-NightVisionThermalImaging-01.29.2014.pdf](#)  
[C-6 Signed Cover Memo](#)

RESOLUTION AUTHORIZING EXPENDITURES IN THE AMOUNT OF \$24,317.66 FROM FEDERAL FORFEITED ASSET FUND (F.A.F.) MONIES FOR THE ACQUISITION OF ADDITIONAL LAW ENFORCEMENT EQUIPMENT; THE NIGHT VISION AND THERMAL IMAGING DEVICES FOR UTILIZATION BY THE CORAL GABLES POLICE DEPARTMENT.

**This Matter was adopted by Resolution Number 2014-31 on the Consent Agenda.**

City Clerk Item No. 12

**RESOLUTION NO. 2014-32**

- C.-7. [14-2855](#) Resolution authorizing expenditures in the amount of \$49,328.06 from Federal Forfeited Asset Fund (F.A.F.) monies for the acquisition of additional law enforcement equipment; the SWAT Equipment (Communication, Safety/Protection, Training) for utilization by the Coral Gables Police Department.

**Attachments:** [Resolution Draft-\\$49,328.06-SWATEquipment-01.29.2014.pdf](#)  
[C-7 Signed Cover Memo](#)

RESOLUTION AUTHORIZING EXPENDITURES IN THE AMOUNT OF \$49,328.06 FROM FEDERAL FORFEITED ASSET FUND (F.A.F.) MONIES FOR THE ACQUISITION OF ADDITIONAL LAW ENFORCEMENT EQUIPMENT; THE SWAT EQUIPMENT (COMMUNICATION, SAFETY/PROTECTION, TRAINING) FOR UTILIZATION BY THE CORAL GABLES POLICE DEPARTMENT.

**This Matter was adopted by Resolution Number 2014-32 on the Consent Agenda.**

City Clerk Item No. 13

**RESOLUTION NO. 2014-33**

- C.-8. [14-2856](#) Resolution authorizing expenditures in the amount of \$65,800 from Federal Forfeited Asset Fund (F.A.F.) monies for the acquisition of additional law enforcement equipment; the Riot Shields and Equipment for utilization by the Coral Gables Police Department.

**Attachments:** [Resolution Draft-\\$65,800-RiotShieldsEquipment-01.29.2014.pdf](#)  
[C-8 Signed Cover Memo](#)

RESOLUTION AUTHORIZING EXPENDITURES IN THE AMOUNT OF \$65,800 FROM FEDERAL FORFEITED ASSET FUND (F.A.F.) MONIES FOR THE ACQUISITION OF ADDITIONAL LAW ENFORCEMENT EQUIPMENT; THE RIOT SHIELDS AND EQUIPMENT FOR UTILIZATION BY THE CORAL GABLES POLICE DEPARTMENT.

**This Matter was adopted by Resolution Number 2014-33 on the Consent Agenda.**

City Clerk Item No. 14

**RESOLUTION NO. 2014-34**

- C.-9. [14-2857](#) Resolution authorizing expenditures in the amount of \$10,500 from Federal Forfeited Asset Fund (F.A.F.) monies for the acquisition of additional law enforcement equipment; the first-year subscription to SnapTrends for utilization by the Coral Gables Police Department.

**Attachments:** [Resolution Draft-\\$10,500-SnapTrendsYear1-01.29.2014.pdf](#)  
[C-9 Signed Cover Memo](#)

RESOLUTION AUTHORIZING EXPENDITURES IN THE AMOUNT OF \$10,500 FROM FEDERAL FORFEITED ASSET FUND (F.A.F.) MONIES FOR THE ACQUISITION OF ADDITIONAL LAW ENFORCEMENT EQUIPMENT; THE FIRST-YEAR SUBSCRIPTION TO SNAPTRENDS FOR UTILIZATION BY THE CORAL GABLES POLICE DEPARTMENT.

**This Matter was adopted by Resolution Number 2014-34 on the Consent Agenda.**

City Clerk Item No. 15

**RESOLUTION NO. 2014-35**

- C.-10. [14-2859](#) Resolution accepting the recommendation of the Chief Procurement Officer to award the Bella Vista Seawall contract to Shoreline Foundation, Inc., pursuant to Invitation for Bid (IFB) 2014.01.06 and Section 2-828 of the Procurement Code entitled "Contract Award."

**Attachments:** [Draft Resolution](#)  
[Tabulation Sheet](#)  
[Shoreline Foundation](#)  
[C-10 Signed Cover Memo](#)

RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO AWARD THE BELLA VISTA SEAWALL CONTRACT TO SHORELINE FOUNDATION, INC., PURSUANT TO INVITATION FOR BID (IFB) 2014.01.06 AND SECTION 2-828 OF THE PROCUREMENT CODE ENTITLED "CONTRACT AWARD."

[Note for the Record: Commissioner Quesada proffered certain comments regarding Agenda Item C-10, The Bella Vista Seawall-pointing out that the neighborhood has been complaining about that matter for some time, and that is nice to see that said issue is finally moving forward; further stating that he grew up in this area, and that he lived there for some time, and that he is very familiar with the neighbors, and they tend to call him when it pertained to the Seawall matter pretty quickly and often-adding that the neighbors were fearing that the seawall was eroding and that it would collapse. Mayor Cason also mentioned that he had received calls about this matter also, about one year to a year-and-a-half ago].

**This Matter was adopted by Resolution Number 2014-35 on the Consent Agenda.**

City Clerk Item No. 16

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

- C.-12. [14-2833](#) Cultural Development Board Meeting of December 16, 2013

**Attachments:** [CDB Commission cover 2-11-14](#)  
[CDB Minutes December 16 2013](#)

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

City Clerk Item No. 17

- C.-13. [14-2858](#) Economic Development Board Meeting of December 13, 2013

**Attachments:** [EDB. 2.11.14 Commission cover](#)  
[EDB Minutes 12-13-13](#)

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

City Clerk Item No. 18

- C.-14. [14-2860](#) Traffic Advisory Board Meeting of November 19, 2013

**Attachments:** [Traffic Advisory Board minutes 11-19-13 COVER](#)  
[TAB minutes 11-19-13](#)

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

City Clerk Item No. 19

- C.-15. [14-2862](#) Traffic Advisory Board Meeting of December 17, 2013

**Attachments:** [Traffic Advisory Board minutes 12-17-13 COVER](#)  
[TAB minutes 12-17-13](#)

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

City Clerk Item No. 20

- C.-16. [14-2867](#) Communications Committee Meeting of January 16, 2014

**Attachments:** [Agendaitemfebruary2013](#)  
[minutes january 2014](#)

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

City Clerk Item No. 21

- C.-17. [14-2874](#) Budget/Audit Advisory Board Meeting of January 29, 2014

**Attachments:** [Budget-Audit 2-11-14 Cover Memo](#)  
[Budget Audit Minutes January 29 2014](#)

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

City Clerk Item No. 22

**Pulled from Consent Agenda****RESOLUTION NO. 2014-36**

- C.-11. [14-2878](#) Resolution accepting the recommendation of the Chief Procurement Officer pursuant to Section 2-583 of the Procurement Code entitled "Application of the Code" to waive the Procurement Code to lease from Peterson's Harley-Davidson of Miami, LLC, eleven (11) 2014 Harley-Davidson FLHP Motorcycles for a term of twenty-four (24) months.

**Attachments:** [Harley-Davidson Resolution 2-11-14](#)  
[C-11 Signed Cover Memo](#)

RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER PURSUANT TO SECTION 2-583 OF THE PROCUREMENT CODE ENTITLED "APPLICATION OF THE CODE" TO WAIVE THE PROCUREMENT CODE TO LEASE FROM PETERSON'S HARLEY-DAVIDSON OF MIAMI, LLC ELEVEN (11) 2014 HARLEY-DAVIDSON FLHP MOTORCYCLES FOR A TERM OF TWENTY-FOUR (24) MONTHS.

A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Quesada, that this matter be adopted by Resolution Number 2014-36. The motion passed by the following vote.

**Yeas :** 5 - Commissioner Lago, Commissioner Quesada, Commissioner Keon, Vice Mayor Kerdyk, Jr. and Mayor Cason

City Clerk Item No. 23

**D. PERSONAL APPEARANCES**

- D.-1. [14-2875](#) Appearance of Ramon Ferrer, FPL Manager of External Affairs, regarding maintenance of their street lights.

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

**This Agenda Item was Discussed and Filed**

City Clerk Item No. 24



## E. PUBLIC HEARINGS

### ORDINANCES ON FIRST READING

Anyone who wishes to address the City Commission on an item to be considered for public hearing must fill out a Speaker Card and turn it in to the City Clerk. Speaker Cards can be obtained on the credenza located outside the Office of the Mayor, during the day of the City Commission Meeting.

#### **ORDINANCE NO. 2014-02**

**E.-1. [14-2866](#)**

Zoning Code Text Amendment. An Ordinance of the City Commission of Coral Gables, Florida providing for text amendments to the City of Coral Gables Official Zoning Code, Article 5, "Development Standards", Division 19, "Signs", Section 5-1911, "Encroachments over public rights-of-way", by eliminating the requirement for a restrictive covenant for signs which encroach nine (9) inches or less into the public right-of-way; providing for severability, repealer, codification, and an effective date. (Passed on First Reading February 11, 2014)

**Attachments:** [Exhibit B - 01 08 14 PZB Staff Report](#)  
[Exhibit C - Excerpt of 01 18 14 PZB Meeting Minutes](#)  
[Exhibit A - Draft Ordinance \(with strike-thru and underline\) 1st Reading](#)  
[E-1 Signed Cover Memo 2-11-14](#)  
[02 25 14 CC Cover Memo re: Sign encroachment 2nd reading](#)  
[02 25 14 Exhibit A - Sign encroachments Ordinance - 2nd reading](#)  
[E-1 Signed Cover Memo 2-25-14](#)

[Note for the Record: Agenda Item E-1 Following City Manager Salerno's reading of the title to Agenda Item E-1 into the record, there being no public testimony proffered by any member of the public, nor there being any deliberation from any members of the City Commission, following a motion being made by Commissioner Keon and seconded by Vice Mayor Kerdyk, Mayor Cason instructed the City Clerk to Call the Roll on Agenda Item E-1].

**A motion was made by Commissioner Quesada, seconded by Vice Mayor Kerdyk, Jr., that this matter be approved as an Ordinance on First Reading. The motion passed by the following vote.**

**Yeas :** 5 - Commissioner Quesada, Commissioner Keon, Vice Mayor Kerdyk, Jr.,  
Commissioner Lago and Mayor Cason

City Clerk Item No. 25

**ORDINANCE NO. 2014-03****E.-2. 14-2871**

Zoning Code Text Amendment. An Ordinance of the City Commission of Coral Gables, Florida providing for text amendments to the City of Coral Gables Official Zoning Code, Article 3, "Development Review", Division 20, "Art in Public Places", amending the Art in Public Places Code provisions and Article 8, "Definitions", amending and creating new definitions; and providing for severability, repealer, codification, and an effective date. (Passed on First Reading February 11, 2014)

**Attachments:** [Exhibit A - 02 11 14 Ordinance re Art in Public Places 1st reading \(underlined and](#)  
[Exhibit B - 02 11 14 Ordinance re Art in Public Places 1st reading \(clean version\)](#)  
[Exhibit C - 01 08 14 PZB Staff Report w attachments](#)  
[Exhibit D - 01 08 14 Excerpt of PZB Meeting Minutes](#)  
[Exhibit E - Historic Preservation Board Minutes 12 20 12](#)  
[Exhibit F - Cultural Development Board Minutes of 04 25 12](#)  
[E-2 Signed Cover Memo 2-11-14](#)  
[02 25 14 Exhibit A - Ordinance re ZC Text Amendment - Art in Public Places 2nd r](#)  
[02 25 14 CC Cover Memo re: Art in public places 2nd reading](#)  
[E-2 Signed Cover Memo 2-25-14](#)  
[E-2 Signed Cover Memo Revised 2-25-14](#)  
[Exhibit B Revised 2-25-14](#)  
[Exhibit A Revised 2-25-14](#)

[Note for the Record: Item E-2: Following City Manager Salerno's reading of the title to Agenda Item E-2 into the public record, there was no public testimony proffered by any member of the public; however, Commissioner Keon queried of the City Manager as to whether the vendors to a given project upon entering into an agreement with the City, know the soft costs of said project at the inception?-Prior to the issuance of a building permit?-whereupon the City Manager indicated that said vendors know the soft costs because they are the negotiators of said costs - they are responsible for developing the art work; they negotiate their fees.

Hearing no further deliberations by any member of the City Commission, on a motion by Commissioner Keon and seconded by Vice Mayor Kerdyk, Mayor Cason instructed the City Clerk to Call the Roll on Agenda Item E-2].

**A motion was made by Commissioner Keon, seconded by Vice Mayor Kerdyk, Jr., that this matter be approved as an Ordinance on First Reading. The motion passed by the following vote.**

**Yeas :** 5 - Commissioner Keon, Vice Mayor Kerdyk, Jr., Commissioner Lago, Commissioner Quesada and Mayor Cason

City Clerk Item No. 26

**F. CITY COMMISSION ITEMS****RESOLUTION NO. 2014-37 (As Amended)**

- F.-1.**     [14-2881](#)     Discussion regarding extension of trolley service.  
                                 Commissioner Vince Lago

**Attachments:**     [F-1 Resolution \(Trolley Extension\)](#)

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

**A motion was made by Commissioner Quesada, seconded by Commissioner Keon, that this matter be adopted by Resolution Number 2014-37. The motion passed by the following vote.**

**Yeas :**    5 -    Vice Mayor Kerdyk, Jr., Commissioner Lago, Commissioner Quesada,  
                                 Commissioner Keon and Mayor Cason

City Clerk Item No. 27

**G. BOARDS/COMMITTEES ITEMS**

**None**

City Clerk Item No. 28

**H. CITY MANAGER ITEMS**

- H.-1. [14-2872](#) Presentation of Quarterly Report for the three months ended December 31, 2013.

**Attachments:** [Quarterly Report December 2013](#)  
[H-1 Signed Cover Memo](#)

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

**This Agenda Item was Discussed and Filed**

City Clerk Item No. 29

**RESOLUTION NO. 2014-38**

- H.-2. [14-2873](#) Resolution authorizing a budget amendment to the Fiscal Year 2013-2014 Annual Budget to recognize as revenue a transfer from General Fund Reserve and to appropriate such funds to paint the City's bridges and to develop a sustainability master plan.

**Attachments:** [Resolution - Bridge Painting Sustainability Master Plan](#)  
[H-2 Signed Cover Memo](#)

RESOLUTION AUTHORIZING A BUDGET AMENDMENT TO THE FISCAL YEAR 2013-2014 ANNUAL BUDGET TO RECOGNIZE AS REVENUE A TRANSFER FROM GENERAL FUND RESERVE AND TO APPROPRIATE SUCH FUNDS TO PAINT THE CITY'S BRIDGES AND TO DEVELOP A SUSTAINABILITY MASTER PLAN.

**A motion was made by Commissioner Keon, seconded by Vice Mayor Kerdyk, Jr., that this matter be adopted by Resolution Number 2014-38. The motion passed by the following vote.**

**Yeas :** 5 - Commissioner Lago, Commissioner Quesada, Commissioner Keon, Vice Mayor Kerdyk, Jr. and Mayor Cason

City Clerk Item No. 30

**I. CITY ATTORNEY ITEMS**

None

City Clerk Item No. 31

**J. CITY CLERK ITEMS**

None

City Clerk Item No. 32

**K. DISCUSSION ITEMS**

Mayor Cason: Discussion?

Commissioner Keon: I have two very quick things at the last Commission Meeting I asked the City Attorney about this issue of target ranges in our backyard, I don't know that, that will ever be a practice in our City, but I want to ensure that it won't be. That it won't be, so I asked the attorney to look at that, and how do we affect that, that is not going to happen in this City.

City Attorney Leen: I asked for an opinion from Judge Izzy (Israel) Reyes who is a former Circuit Court Judge, he gives us Police legal advice and from Manny (Manuel) Guarch his associate, we discussed this at length it is our view, and it is his view, and I am going to put this opinion in the record that in the City of Coral Gables, because of the size of many of our lots and the structure of our City, there is not a lot of space where someone could have a target range in their backyard. There would be an inherent danger that would always exist because of the proximity of other houses and the right of way on a 5,000 square foot or a 10,000 square foot lot. So it is his opinion that as a general matter shooting a firearm in such a small area would always be negligent or would generally be negligent unless extensive precautions were taken that generally won't be taken. So his view was that as a general matter, if a police officer is informed that is someone is shooting a firearm in the backyard, the police can take action. Sometimes, they have to seek a warrant, for an arrest warrant, but they can take action, and so the purpose of this opinion is to make that clear that in the City of Coral Gables we plan to enforce the State Statutes on firearms to the full extent of the law, and I am also getting an opinion on civil enforcement mechanisms that we can take such as an injunction. I think it is better...I mean, hopefully this will never, we haven't had a report of it, but it has been in the news, so we thought it is good to be clear, now that we plan to enforce the law to the full extent that is consistent with Section 790.33 of the Florida Statutes, which does require local jurisdictions to enforce State firearms laws. So we are simply following State Law.

Commissioner Keon: Thank you. The other issue I had been talking about the last couple of meetings is on abandoned properties. I want us to no longer rely on simply fining property owners or whatever for properties that have been abandoned, because all they do is run and it never gets fixed and it stays until it somehow settles when the property sells and sometimes that is two, three, four years that, that eyesore sits in a community and it affects the quality of life within that particular neighborhood and so I

continue to work with Craig on this, and I would like an update as to where we are because writing fines doesn't work.

City Attorney Leen: I have a couple of draft ordinances and resolutions. I have spoken to staff about them, I am going to be circulating them, and I am going to be circulating them to you, too Commissioner and any other Commissioners that want to see them in advance...

Commissioner Lago: Just going off on what Commissioner Keon said, it doesn't work and we discussed that in long detail before, but it is very interesting. I think you mentioned it Craig or it was Commissioner Keon that mentioned it in the last meeting. I was speaking to a friend of mine who is a banker and he represents distressed assets for a bank, and I was talking to him about the issue we were having in this City, and we are not the only City. There is a whole multitude of City's and the County that are having the same issue as we are in reference to abandoned homes for distressed properties and he told me, that once you tie the lien to the bank you will see how quickly the bank reacts.

City Attorney Leen: Well that is what we are doing.

Commissioner Lago: And specially his bank and once you tie it onto the owner they just wait four or five years and the City mitigates it, because a \$500,000 fine is going to be mitigated to peanuts. Go ahead Mayor.

Mayor Cason: I just sent you an article, the State of New York as a state is looking at ways to go after the banks with liens...

City Attorney Leen: And I appreciate that Mr. Mayor, we are looking at that. We are looking at maybe using a forfeiture proceeding, as well where the bank is complicit in the failure to remedy the problems with the property and we are looking at a lot of the properties including the Cotorro one that was mentioned again. I received another complain about it. So we are taking a look at it with Code Enforcement and all of that is going to be part of this. The idea is that these new ordinances and resolutions will give us additional tools to be able to address those houses.

Commissioner Keon: Would we talk also about those homes that have some Historic Designation...

City Attorney Leen: Yes, that will be part of it. Also, if I just may request, I don't want

to discuss it now, because obviously we have an executive session coming up, but I do want to request an executive session on the FPL matter. There is a chance that it is going to go forward next month. I still don't think it will, but there is a chance the cabinet proceeding will, so we would want to have an executive session before then, and so I just request that, but I will set that up with the Manager.

Commissioner Keon: Can I ask the articles that are in the paper recently about the consent decrees with the sewers in the County is that separate from our City sewer system or is it inclusive in our City sewer system.

City Manager Salerno: To the extent that those lines are in the City, but it is the County's responsibility it is their consent decree.

Commissioner Keon: And you will let us know, what the affect and the impact is on our City and when they are going to deal with the sewer lines in our City.

City Manager Salerno: Well it is a long, long term plan to address that.

Commissioner Keon: I would like to know when we are. Also I wondered if we got any names for the Green Task Force? Did we do an article in the E-News?

City Manager Salerno: E-News is coming out on Wednesday and the next one after the last one we had a meeting on a Tuesday, it came out the following Wednesday. The next one is tomorrow and there is an article in it for that.

Commissioner Keon: OK. When are we going to move forward?- or what is your timetable?- your thoughts on the parking garages on Andalusia.

City Manager Salerno: I am sorry.

Commissioner Keon: What is your timetable on the parking garages on Andalusia?

Commissioner Lago: I am happy you brought that up, because that was one of the questions I was going to ask.

City Manager Salerno: We are still reviewing and working with the consultants to prepare that document. So it is not ready.

Commissioner Keon: When do you anticipate it might go out? Might...

City Manager Salerno: I don't want to be held to this, that is why...

Commissioner Keon: Might.

City Manager Salerno: 60 days, something like that.

Commissioner Keon: So you are thinking that in about 60 days an RFP might be ready, approximately. Or could be ready?

City Manager Salerno: As I have discussed with members of the Commission, once we have a draft document I will circulated with each of you.

Commissioner Keon: OK.

City Manager Salerno: Then meet with you all, get your input and direction and make whatever appropriate changes are needed, so I am not counting...

Commissioner Keon: Ok. I will ask you differently, when would you expect to have the draft report that we would review?

City Manager Salerno: Hopefully within 60 days.

Commissioner Keon: OK.

City Manager Salerno: It is more important, that those are complex issues, obviously.

Commissioner Keon: Yes.

City Manager Salerno: And if we go down the wrong path and don't do it will be 10 years like the last one which didn't result in...

Commissioner Keon: It's OK, I just wondered where we were.

Mayor Cason: Two months.

Commissioner Keon: Thank you, that is all I need.



Mayor Cason: Bill.

Vice Mayor Kerdyk: Thank you, just one item. I have been talking to the City Manager about Granada Golf Course and I got another complain as I was coming into the Commission today and actually they told me that they were getting several signatures on it. Mr. City Manager you and I are going to meet out there at some point, so that we can take a look at it, and look at the facility because I am going to tell you, it is going to probably take some re-grassing at this point.

Commissioner Keon: I think we talked about it.

Commissioner Quesada: I heard a similar complaint.

Mayor Cason: And we have money in the budget for that, don't we?

Commissioner Lago: I was going to give you an update.

City Manager Salerno: We have several hundred thousand, that was dedicated toward largely the shade structures, that are around the course are extremely old and largely those dollars were allocated to principally do that, not exclusively. So we are working on what needs to be done from an irrigation stand point, the course has not had an investment in...Commissioner how long has it being since?

Vice Mayor Kerdyk: I don't know, but I bet you twenty years.

City Manager Salerno: Twenty years. It is reaching its.

Vice Mayor Kerdyk: It has reached.

City Manager Salerno: Grass has life expectancy, and you just can't. It reaches a point specially on the greens that you just can't keep reseeding or over seeding I should say, to address them. So the bigger issue I think we are trying to work through those issues because it is a combination of resources and timing because to do some of this work also means closing the course for considerable periods of time. So it is a balancing act as to what the community would be willing to support in that regard. If you talk about replacing greens you know that is a decent amount of time fairways etcetera and not likely we would be talking about replacing the fairways more like

putting sprigs into there and the timeframe.

Vice Mayor Kerdyk: It is a big thing.

City Manager Salerno: It is not as simple and straightforward as saying we would like to make it better, but it is resource intense dollar wise, we are working on that and we will be going out there Commissioner shortly.

Vice Mayor Kerdyk: Thank you. That is it for me.

Mayor Cason: Vince.

Commissioner Lago: I wasn't going to mention this, but now that the Vice Mayor mentioned it, I'll move forward on it, I received a phone call from a friend of mine in reference to the Granada Golf Course. They are putting forth a petition, which I am supposed to go by his home and pick it up. My understanding is that there have been over 100 signatures of individuals who are frequent users of the Granada Golf Course. I am neither a golfer and I don't pretend to be one, I have been out there it is pretty horrific when I get out there more debits than anything else, but these individuals who have signed this petition are adamant and they are requesting you know some assistance. I was going to ask the Manager in reference to an update the greens keeper is he still the one that was assigned is he still on staff?

City Manager Salerno: Yes.

Commissioner Lago: OK. Now I asked two weeks ago, Mr. Manager do you have an update in regards to the Circle on Miller and Alhambra Circle?

City Manager Salerno: After that meeting, I asked staff to prepare a report, the due date for that report is tomorrow and as soon as I have it I will provide it to the Commission.

Commissioner Lago: Thank you Sir. I also received, I imagine some of you may have received also an email from a concerned resident in reference to they are requesting a traffic study at the intersection of Salzedo Street and Navarre Avenue, that is in reference to the potential business that is coming up called 2020 Salzedo Project. They are looking for a traffic study a traffic circle he says that right now, I am going to swing by there today, I am going to do it tomorrow morning, when there is more traffic

in the morning to really see what is going on...

Commissioner Keon: It is terrible.

Commissioner Lago: He says that right now it is an issue of speeding cars and of course when you build the building they are on the outskirts of the CDB, so what you are going to have there?- hopefully we can alleviate some of the current stress before 2020 comes into play.

City Manager Salerno: I can add to that, I received a copy of the email as well. The staff report on that project had already identified that a traffic circle was called for as mitigation to the project to the one block to the South, not to Navarre, but to Minorca which is the other border on their project.

Commissioner Keon: Why would you do it...I am sorry to the South.

City Manager Salerno: That is the recommendation of our traffic consultant Tim Plummer.

Commissioner Keon: It is the traffic going out of downtown, usually into that neighborhood.

City Manager Salerno: It is right next to it. It is adjacent to that, so they have already recommended it, and the recommendations on that project call from, from staff a traffic calming circle at Minorca. So it is the immediate block, the southern portion of the project, it has already been recommended and ultimately you will hear that, you wouldn't have multiple traffic circles, but Mr. Plummer has identified that, that is the best location, not what the resident requested, but immediately adjacent.

Commissioner Lago: And my final item I would like to acknowledge and congratulate Cindy Lerner who is the Pinecrest Mayor for taking helm of the League of Cities which I attended this Saturday, it was a great gala, where she was installed as President of the League of Cities, that is important and we must commend her for her undertaking, but I want to commend her for something else that is pretty interesting. The City of Pinecrest was just able to unveil a free electric car charging station in the City. You know that is no small task and they incredible part about it, not only are they setting the trend, but they also got it donated from Nissan in December of 2013. So we are the City of Coral Gables, and I know we are waiting for the sustainability plan to come

forth. You know we are going to hopefully come right behind Pinecrest and be able to offer that feature to the residents. Who as you turn around everywhere you go in our downtown in this City you see more Teslas, you see more Nissan Leafs, you see more Mitsubishis. They are everywhere.

Mayor Cason: Doesn't FPL plan to do one on Route 1?- if I am not mistaken.

City Manager Salerno: That is correct Mayor. I think that there is a grant that FPL is working on which is to put stations all along the US1 corridor, including some inside the City of Coral Gables.

Commissioner Lago: And the other great thing about this is that, this is what is really cool, not only did they get a grant, not only do they have a charging station, but it is free, so you are basically pushing the residents into a more sustainable lifestyle.

Mayor Cason: That is great.

Commissioner Keon: It would be good if we could include those in our garages. It would encourage people with those cars to park in our garages and it would be an additional amenity in the garages that we...

Commissioner Lago: It is a great idea.

Commissioner Keon: Specially the new one.

Commissioner Lago: We should push that in the RFQ, in the RFQ when they come out.

Commissioner Keon: We should look into that.

Commissioner Quesada: That is a great point.

Commissioner Lago: Thank you Commissioner.

Commissioner Quesada: I have nothing. Let's go to an executive session.

Mayor Cason: So we will adjourn this meeting.

City Clerk Item No. 33

### **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 11:38 am on February 11, 2014. The next regular meeting of the City Commission has been scheduled for February 25, 2014, beginning 9 a.m.]

JIM CASON  
MAYOR

ATTEST:

WALTER J. FOEMAN  
CITY CLERK