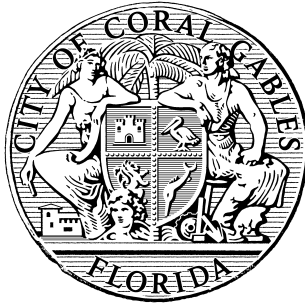


# **City of Coral Gables**

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



## **Meeting Minutes**

**Tuesday, December 13, 2011**

**9:00 AM**

**REVISED AGENDA - ADDITIONAL ITEM - H-1**

**City Hall, Commission Chambers**

### **City Commission**

*Mayor Jim Cason  
Vice Mayor William H. Kerdyk, Jr.  
Commissioner Maria Anderson  
Commissioner Rafael "Ralph" Cabrera, Jr.  
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 Anderson, Commissioner Cabrera Jr., Vice Mayor Kerdyk Jr. and Commissioner Quesada

**INVOCATION**

Reverend Mario Emilio Milian from Saint Thomas Episcopal Parish gave the Invocation.

**PLEDGE OF ALLEGIANCE**

Vice Mayor Kerdyk led the Pledge of Allegiance.

**A. PRESENTATIONS AND PROCLAMATIONS****Non  
Agenda** [11-1254](#)

Presentation of a plaque to Public Works Director Glen Kephart for his participation in the Coral Gables Estates Homeowners Association improvement program.

[Note for the Record: Renee Guerra, President of the Coral Gables Estates Homeowners Association made a presentation of a plaque to Public Works Director Glen Kephart. Mr. Guerra stated that his association has had a long history of working together with the City of Coral Gables and its officials; further adding that the Coral Gables Estates Homeowners Association embarked upon an enhancement improvement program, and that he was here to recognize Public Works Director Glen Kephart for the fine job done by he and his staff; further adding that for his great leadership and dedicated service to the people of Coral Gables Estates, that he is presenting him with a plaque].

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

City Clerk Item No. 1

**A.-1.** [11-1213](#)

Presentation of a Proclamation declaring December 13, 2011 as Rev. Arnold Perry Day in Coral Gables.

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

City Clerk Item No. 53

- A.-2. [11-1231](#) Presentation of 25 years service pin to Michael J. Grant, Public Works Department.

**Attachments:** [CM\\_grant](#)

[Note for the Record: Human Resources Director Elsa Jaramillo-Velez presented Michael J. Grant with a 25-year service pin- further noting that Mr. Grant began his employment with the City in December 1, 1986 as an Engineering Aide I in the Public Works Department, later to be promoted as a Maintenance Worker II (1988), reclassified and handled various challenges of Road Inspector, Street Improvement Technician and Special Construction Inspector before being promoted to Construction Manager (2003); finally noting that in Calendar Year 1995, he received the “Employee of the Year” honor.

In presenting him with his 25-year pin, Public Works Director Glen Kephart stated that he is doing so on behalf of his entire department; further noting that his institutional knowledge has been invaluable, adding that because of his knowledge, skill and fortitude it has enabled him and the department to get many things accomplished.

In accepting this recognition Mr. Grant thanked Mr. Kephart and his department very much, pointing out that without all of the affected people, the work could not be done.

Vice Mayor Kerdyk extended his gratitude to Mr. Grant, also citing that Mike does a good job, oftentimes having to satisfy some very demanding residents of our City].

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

City Clerk Item No. 2

**A.-3. [11-1202](#)**

Congratulations to Officers Alfred “Freddy” Fernandez and Eduardo “Eddie” Orbe, recipients of the City of Coral Gables Police Officer of the Month Award, for the month of November 2011.

**Attachments:** [COMMISSION COVER MEMO - OFFICERS OF THE MONTH - NOV Nomination Memo for Nov.](#)

[Note for the Record: City Manager Salerno requested of Coral Gables Police Chief Weiner to approach the dais in connection with Agenda Item A-3, wherein Chief Weiner extended his congratulations to Officers Eduardo “Eddie” Orbe and Alfred “Freddy” Fernandez on being recipients of the City of Coral Gables Police Officers of the Month for November 2011; further pointing out that on the morning of November 7, 2011 that the Coral Gables Police Department received a phone call from a man who stated that he was in route to an insurance office to settle a dispute in connection with a claim; Police Chief Weiner stated that the report indicated that the suspect was extremely agitated and distressed.

Police Chief Weiner further stated that based on what the suspect had said and his threatening tone, that the dispatcher immediately dispatched Officers Orbe and Fernandez to the insurance office in question resulting from the distraught caller who sounded potentially dangerous and violent; further noting that the aforementioned officers arrived immediately at the incident location and positioned themselves at the insurance company’s office in a strategic location to prevent the suspect from entering the insurance office and creating a potentially harmful situation to the insurance office staff and others whom were working.

Police Chief Weiner stated that the 911 Operator Tabitha Garcia kept the suspect on the telephone line by continually talking to him, convincing him to continue speaking to the Police Department rather than to the insurance company; further adding that once the suspect arrived to the Police Department, Officer Orbe met with him and was able to establish a rapport with him-while Officer Fernandez remained at the insurance office to secure the safety of the employees and also to communicate with the employees what had taken place with the caller, including what had him so upset.

Chief Weiner stated that the officers had noted that the suspect appeared physically drained and was very emotional, asking them to please help him and his family; further explaining to the officers that he was a self-employed truck driver who was the victim of a traffic crash on Interstate I-95, that had disabled his truck, and that without his truck, he would not be able to work, and that he was about to lose his truck and his home, all of this which was about to occur when his wife was expecting their first child; further stating that said individual had not paid the bills from the car crash because he had filed for bankruptcy.

Officers Obre and Fernandez notified the insurance company, who took action paying for the damages to the car from the accident as well as for lost wages, resulting in the aforementioned suspect being able to pay for the repair of his truck, as well as resume working.

Chief Weiner finally stated that said actions described above represented a positive resolution to a very volatile situation-further noting that the actions taken by Officers Obre and Fernandez went above and beyond the call of duty to assist a citizen who was in dire need of assistance].

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

City Clerk Item No. 3

**B. APPROVAL OF MINUTES**

- B.-1. [11-1245](#)** Regular City Commission Meeting of November 8, 2011.

**Attachments:** [Verbatim Transcript - Agenda Item E-1 - Neighborhood Renaissance Program Str](#)  
[Verbatim Transcript - Agenda Item E-2 E-3 E-4 are related - Change of Land Use](#)  
[Verbatim Transcript - Agenda Item E-6 - Zoning Code Text Amd - Development S](#)  
[Verbatim Transcript - Agenda Item E-8 - Zoning Code Text Amendment - Article 4](#)  
[Verbatim Transcript - Agenda Item I-1 - Biltmore Discussion](#)  
[MeetingMinutes](#)

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

**Yeas :** 5 - Commissioner Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Quesada and Mayor Cason

City Clerk Item No. 4

- B.-2. [11-1241](#)** First Annual Meeting between City of Coral Gables and University of Miami of November 29, 2011.

**Attachments:** [First Annual Meeting between City of Coral Gables and University of Miami transc](#)

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

**Yeas :** 5 - Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Quesada, Commissioner Anderson and Mayor Cason

City Clerk Item No. 5

## C. CONSENT AGENDA

All items listed within this section entitled "Consent Agenda" are considered to be self-explanatory and are not expected to require additional review or discussion, unless a member of the City Commission or a citizen so requests, in which case, the item will be removed from the Consent Agenda and considered along with the regular order of business. Hearing no objections to the items listed under the "Consent Agenda", a vote on the adoption of the Consent Agenda will be taken.

### Passed the Consent Agenda

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

Yeas : 5 - Vice Mayor Kerdyk, Jr., Commissioner Quesada, Commissioner Anderson, Commissioner Cabrera, Jr. and Mayor Cason

### RESOLUTION NO. 2011-280

#### C.-1. [11-1198](#)

Resolution authorizing Saint George Antiochian Orthodox Cathedral to sell alcoholic beverages as part of the St. George's Festival on 320 Palermo Avenue on Friday, February 10, 2012 from 11:00 a.m. to midnight; on Saturday, February 11, 2012 from 11:00 a.m. to midnight; and on Sunday, February 12, 2012 from 12:00 p.m. to 6:00 p.m., subject to Florida Department of Professional Regulation requirements.

**Attachments:** [Special Events Application and Permit.pdf](#)  
[Resolution for St. George's Festival.pdf](#)  
[Cover Memo.pdf](#)  
[C-1 Signed Cover Memo](#)  
[Signed Resolution 2011-280](#)

RESOLUTION AUTHORIZING SAINT GEORGE ANTIOCHIAN ORTHODOX CATHEDRAL TO SELL ALCHOLIC BEVERAGES AS PART OF THE ST. GEORGE'S FESTIVAL ON PALERMO AVENUE ON FRIDAY, FEBRUARY 10, 2012 FROM 11:00 A.M. TO MIDNIGHT, ON SATURDAY, FEBRUARY 11, 2012, FROM 11:00 A.M. TO MIDNIGHT, AND ON SUNDAY, FEBRUARY 12, 2012 FROM 12:00 NOON UNTIL 6:00 P.M., SUBJECT TO FLORIDA DEPARTMENT OF PROFESSIONAL REGULATION REQUIREMENTS.

**This Matter was adopted by Resolution Number 2011-280 on the Consent Agenda.**

City Clerk Item No. 6

**RESOLUTION NO. 2011-281**

- C.-2. [11-1218](#) Resolution authorizing the execution of a Memorandum of Understanding between the City of Coral Gables and the School Board of Miami-Dade County for joint use of facilities at Coral Gables Senior High School and various City recreational facilities.

**Attachments:** [MOU - Coral Gables High School MOU 2011.pdf](#)  
[Exhibit A.pdf](#)  
[Resolution for Coral Gables High School - 2011.pdf](#)  
[Cover Memo for Coral Gables High School.pdf](#)  
[C-2 Signed Cover Memo](#)  
[Signed Resolution 2011-281](#)

RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF CORAL GABLES AND THE SCHOOL BOARD OF MIAMI-DADE COUNTY FOR JOINT USE OF FACILITIES AT CORAL GABLES SENIOR HIGH SCHOOL AND VARIOUS CITY RECREATIONAL FACILITIES.

**This Matter was adopted by Resolution Number 2011-281 on the Consent Agenda.**

City Clerk Item No. 7

**RESOLUTION NO. 2011-282**

- C.-3. [11-1200](#) Resolution confirming Louan Zagarino to serve as a member of the Pinewood Cemetery Advisory Board (appointed by the Board-As-A-Whole) for a two (2) year term beginning June 1, 2011 through May 31, 2013.

**Attachments:** [Cover Memo - Board-As-A-Whole-Pinewood Cemetery Advisory Board R-2011 - Draft - Board-As-A-Whole - Pinewood Cemetery Advisory Board](#)  
[C-3 Signed Cover Memo](#)  
[Signed Resolution 2011-282](#)

RESOLUTION CONFIRMING LOUAN ZAGARINO TO SERVE AS A MEMBER OF THE PINWOOD CEMETERY ADVISORY BOARD (APPOINTED BY THE BOARD-AS--A-WHOLE) FOR A TWO (2) YEAR TERM, BEGINNING JUNE 1, 2011 THROUGH MAY 31, 2013.

**This Matter was adopted by Resolution Number 2011-282 on the Consent Agenda.**

City Clerk Item No. 8

**RESOLUTION NO. 2011-283**

- C.-4. [11-1221](#) Resolution authorizing the waiving of the cost of parking meter rentals for the 61st Annual Beaux Arts Festival of Art.

**Attachments:** [Beaux Arts Festival letter 2012](#)  
[cover sheet Beaux Art Festival 2012](#)  
[Beaux Arts Reso 2012](#)  
[C-4 Signed Cover Memo](#)  
[Signed Resolution 2011-283](#)

RESOLUTION AUTHORIZING THE WAIVER OF THE COST OF PARKING METER RENTALS FOR THE 61ST ANNUAL BEAUX ARTS FESTIVAL OF ART.

**This Matter was adopted by Resolution Number 2011-283 on the Consent Agenda.**

City Clerk Item No. 9

**RESOLUTION NO. 2011-284**

- C.-5. [11-1226](#) Resolution authorizing the waiving of the cost of renting thirty (30) parking spaces along San Amaro Drive for the 2011 Junior Orange Bowl International Tennis Championship from December 14, 2011 through December 23, 2011.

**Attachments:** [JOB letter 2011](#)  
[JOB Tennis Reso 2011](#)  
[cover sheet JOB tennis 2011](#)  
[C-5 Signed Cover Memo](#)  
[Signed Resolution 2011-284](#)

RESOLUTION AUTHORIZING THE WAIVER OF THE COST OF RENTING THIRTY (30) PARKING SPACES ALONG SAN AMARO DRIVE FOR THE 2011 JUNIOR ORANGE BOWL INTERNATIONAL TENNIS CHAMPIONSHIP FROM DECEMBER 14, 2011 THROUGH DECEMBER 23, 2011.

**This Matter was adopted by Resolution Number 2011-284 on the Consent Agenda.**

City Clerk Item No. 10

**RESOLUTION NO. 2011-285****C.-6. [11-1239](#)**

Resolution authorizing the City Manager to execute Supplemental No. Two to the Florida Department of Transportation Joint Participation Agreement (JPA) No. APF47 entered into June 16, 2009, between the Florida Department of Transportation and the City of Coral Gables to remove the requirement for low floors in trolley procurement specifications and extend the time for use of financial assistance (in the amount of \$377,000.00) for the purchase of two (2) new 30-foot long, heavy-duty, low-floor, replacement shuttle buses for the Coral Gables Trolley Program.

**Attachments:** [Supplemental Number 2](#)  
[Resolution 2009-122](#)  
[JPA Trolley Purchase](#)  
[Cover Sheet JPA Supplemental Number Two](#)  
[Trolley Supplemental No 2 resolution](#)  
[C-6 Signed Cover Memo](#)  
[R-2011-285 Revised Version-01-04-2012](#)  
[Signed Resolution 2011-285](#)

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE TRANSPORTATION JOINT PARTICIPATION AGREEMENT (JPA) NO. APF47 ENTERED INTO JUNE 16, 2009 BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION AND THE CITY OF CORAL GABLES TO REMOVE THE REQUIREMENT FOR LOW FLOORS IN TROLLEY PROCUREMENT SPECIFICATIONS AND EXTEND THE TIME FOR USE OF FINANCIAL ASSISTANCE (IN THE AMOUNT OF \$377,000.00) FOR THE PURCHASE OF TWO (2) NEW 30-FOOT LONG, HEAVY-DUTY, LOW-FLOOR, REPLACEMENT SHUTTLE BUSES FOR THE CORAL GABLES TROLLEY PROGRAM.

**This Matter was adopted by Resolution Number 2011-285 on the Consent Agenda.**

City Clerk Item No. 11

**RESOLUTION NO. 2011-286****C.-7. [11-1238](#)**

Resolution authorizing the waiving of the cost of the facility rental fee for the usage of the Venetian Pool for the 63rd Annual Mayor's Reception for the 2012 Junior Orange Bowl International Youth Festival on Monday, January 2, 2012.

**Attachments:** [Resolution for JOB.pdf](#)  
[JOB Letter.pdf](#)  
[Cover memo for JOB.pdf](#)  
[C-7 Signed Cover Memo](#)  
[Signed Resolution 2011-286](#)

RESOLUTION AUTHORIZING THE WAIVER OF THE COST OF THE FACILITY RENTAL FEE FOR THE USAGE OF THE VENETIAN POOL FOR THE 63RD ANNUAL MAYOR'S RECEPTION FOR THE 2012 JUNIOR ORANGE BOWL INTERNATIONAL YOUTH FESTIVAL ON MONDAY, JANUARY 2, 2012.

**This Matter was adopted by Resolution Number 2011-286 on the Consent Agenda.**

City Clerk Item No. 12

**RESOLUTION NO. 2011-287**

C.-8. [11-1210](#) Resolution approving the fiscal year 2011-2012 Cultural Grants.

**Attachments:** [Commission Cover 12-13-11 \(2011-2012 Cultural Grants\).pdf](#)  
[CDB minutes 11-16-11.pdf](#)  
[Resolution 12 13 11 \(Grant Recommendations\).pdf](#)  
[C-8 Signed Cover Memo](#)  
[Signed Resolution 2011-287](#)

RESOLUTION APPROVING THE FISCAL YEAR 2011-2012 CULTURAL GRANTS.

**This Matter was adopted by Resolution Number 2011-287 on the Consent Agenda.**

City Clerk Item No. 13

**RESOLUTION NO. 2011-288**

C.-9. [11-1212](#) Resolution authorizing The Palace Management Group, LLC to install a custom wrap with graphic images and signs on the existing temporary construction fence on the right-of-way at 45 and 50 Andalusia Avenue, Coral Gables, Florida.

**Attachments:** [Exhibit A Palace Fence Wrap](#)  
[Resolution - 12.13.11 \(Palace Temp Fence\)](#)  
[Palace Commission Cover](#)  
[C-9 Cover Memo](#)  
[Signed Resolution 2011-288](#)

RESOLUTION AUTHORIZING THE PALACE MANAGEMENT GROUP, LLC TO INSTALL A CUSTOM WRAP WITH GRAPHIC IMAGES AND SIGNS ON THE EXISTING TEMPORARY CONSTRUCTION FENCE ON THE RIGHT-OF-WAY AT 45 AND 50 ANDALUSIA AVENUE, CORAL GABLES, FL.

**This Matter was adopted by Resolution Number 2011-288 on the Consent Agenda.**

City Clerk Item No. 14

**RESOLUTION NO. 2011-289****C.-10. 11-1211**

Resolution accepting the recommendation of the Chief Procurement Officer to award the Campana and Rovino Pump Station Rehabilitation Project to Intercounty Engineering, Inc., in the amount of \$820,000 pursuant to Section 2-828 entitled "Contract Award" of the Procurement Code and Invitation for Bid (IFB) 2011.10.21.

**Attachments:** [Recommendation.pdf](#)  
[Tabulation.pdf](#)  
[Bid Response.pdf](#)  
[Draft Reso.doc](#)  
[C-10 Signed Cover Memo](#)  
[Signed Resolution 2011-289](#)

RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO AWARD THE CAMPANA AND ROVINO PUMP STATION REHABILITATION PROJECT TO INTERCOUNTY ENGINEERING, INC., IN THE AMOUNT OF \$820,000 PURSUANT TO SECTION 2-828 ENTITLED "CONTRACT AWARD" OF THE PROCUREMENT CODE AND INVITATION FOR BID (IFB) 2011.10.21.

**This Matter was adopted by Resolution Number 2011-289 on the Consent Agenda.**

City Clerk Item No. 15

**RESOLUTION NO. 2011-290****C.-11. 11-1215**

Resolution accepting the recommendation of the Chief Procurement Officer to authorize negotiations with C3TS, Inc., David Plummer & Associates and Atkins North America, Inc., of continuing contracts for traffic engineering consulting services pursuant to Florida Statute 287.055, known as the "Consultants Competitive Negotiation Act" and Request for Qualifications (RFQ) 2011.08.19a.

**Attachments:** [Traffic Engineering Consulting Services - Draft Agenda](#)  
[Traffic Engineering Consulting Services - Draft Reso](#)  
[C-11 Signed Cover Memo](#)  
[Signed Resolution 2011-290](#)

RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO AUTHORIZE NEGOTIATIONS WITH C3TS, INC., DAVID PLUMMER & ASSOCIATES AND ATKINS NORTH AMERICA, OF CONTINUING CONTRACTS FOR TRAFFIC ENGINEERING CONSULTING SERVICES PURSUANT TO FLORIDA STATUTE 287.055, KNOWN AS THE "CONSULTANTS COMPETITIVE NEGOTIATION ACT" AND REQUEST FOR QUALIFICATIONS (RFQ) 2011.08.19A.

**This Matter was adopted by Resolution Number 2011-290 on the Consent Agenda.**

City Clerk Item No. 16

**RESOLUTION NO. 2011-291****C.-12. [11-1216](#)**

Resolution accepting the recommendation of the Chief Procurement Officer to authorize negotiations with Curtis + Rogers Design Studio, Geomantic Designs, Inc., and Bermello Ajamil & Partners, Inc., of continuing contracts for landscape architect consulting services pursuant to Florida Statute 287.055, known as the "Consultants Competitive Negotiation Act" and Request for Qualifications (RFQ) 2011.08.19C.

**Attachments:** [Landscape Architect Consulting Services - Draft Agenda](#)  
[Landscape Architect Consulting Services - Draft Reso](#)  
[C-12 Signed Cover Memo](#)  
[Signed Resolution 2011-291](#)

RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO AUTHORIZE NEGOTIATIONS WITH CURTIS + ROGERS DESIGN STUDIO, GEOMANTIC DESIGNS, INC., AND BERMELLO AJAMIL & PARTNERS, INC., OF CONTINUING CONTRACTS FOR LANDSCAPE ARCHITECT CONSULTING SERVICES PURSUANT TO FLORIDA STATUTE 287.055, KNOWN AS THE "CONSULTANTS COMPETITIVE NEGOTIATION ACT" AND REQUEST FOR QUALIFICATIONS (RFQ) 2011.08.19C.

**This Matter was adopted by Resolution Number 2011-291 on the Consent Agenda.**

City Clerk Item No. 17

**RESOLUTION NO. 2011-292****C.-13. [11-1246](#)**

Resolution accepting the recommendation of the Chief Procurement Officer to approve continuing contracts for an initial two (2) year period with an option for one (1) additional two (2) year period with AECOM Technical Services, Inc., Hazen and Sawyer P.C., Camp Dresser and McKee (CDM) , Inc., and URS Corporation Southern for environmental engineering consulting services pursuant to Florida Statute 287.055, known as the "Consultants Competitive Negotiation Act" and Request for Qualifications (RFQ) 2011.05.13.

**Attachments:** [Environmental Engineering Contracts - Draft Agenda](#)  
[Environmental Engineering Contracts - Draft Reso](#)  
[C-13 Signed Cover Memo](#)  
[Signed Resolution 2011-292](#)

RESOLUTION ACCEPTING THE RECOMMENDATION OF THE CHIEF PROCUREMENT OFFICER TO APPROVE CONTINUING CONTRACTS FOR AN INITIAL TWO (2) YEAR PERIOD WITH AN OPTION FOR ONE (1) ADDITIONAL TWO (2) YEAR PERIOD WITH AECOM TECHNICAL SERVICES, INC., HAZEN AND SAWYER P.C., CAMP DRESSER AND MCKEE (CDM), INC., AND URS CORPORATION SOUTHERN FOR ENVIRONMENTAL ENGINEERING CONSULTING SERVICES PURSUANT TO FLORIDA STATUTE 287.055, KNOWN AS THE "CONSULTANTS COMPETITIVE NEGOTIATION ACT" AND REQUEST FOR QUALIFICATIONS (RFQ) 2011.05.13.

**This Matter was adopted by Resolution Number 2011-292 on the Consent Agenda.**

City Clerk Item No. 18

**RESOLUTION NO. 2011-293****C.-14. [11-1223](#)**

Resolution authorizing the granting of an easement to Florida Power & Light Company to place electrical facilities for the Sanitary Sewer Pump Station "E" located along the west side of Lot 1 of the Sunrise Harbour Park at 25 West Sunrise Avenue, Coral Gables, Florida.

**Attachments:** [Legal Description](#)  
[Exhibit A](#)  
[FPL Easement - COVER](#)  
[FPL Easement - RESOL](#)  
[Easement](#)  
[C-14 Signed Cover Memo](#)  
[Signed Resolution 2011-293](#)

RESOLUTION AUTHORIZING THE GRANTING OF AN EASEMENT TO FLORIDA POWER & LIGHT COMPANY TO PLACE ELECTRICAL FACILITIES FOR THE SANITARY SEWER PUMP STATION "E" LOCATED ALONG THE WEST SIDE OF LOT 1 OF THE SUNRISE HARBOUR PARK AT 25 WEST SUNRISE AVENUE, CORAL GABLES, FLORIDA.

**This Matter was adopted by Resolution Number 2011-293 on the Consent Agenda.**

City Clerk Item No. 19

**RESOLUTION NO. 2011-294****C.-15. [11-1230](#)**

Resolution authorizing the execution of Amendment No. 3 to the Florida Department of Environmental Protection (DEP) Agreement No. LP6016, Conveyance Improvements to the C-3 Canal, entered into between the City of Coral Gables and the Florida Department of Environmental Protection on November 1, 2006 and amended January 2, 2007 and April 8, 2011, for the purpose of extending the term of the agreement from December 31, 2011 to September 30, 2012, and making modifications to the Agreement and work plan.

**Attachments:** [DEP Agreement LP6016](#)  
[Resolution No. 2006-188](#)  
[Amendment No. 1](#)  
[Amendment No. 2](#)  
[Amendment No. 3](#)  
[DEP Amendment No. 3 to LP6016 Conveyance Improvements to C-3 Canal-COV](#)  
[DEP Amendment No. 3 to LP6016 Conveyance Improvements to C-3 Canal-RES](#)  
[C-15 Signed Cover Memo](#)  
[Signed Resolution 2011-294](#)

RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 3 TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (DEP) AGREEMENT NO. LP6016, CONVEYANCE IMPROVEMENTS TO THE C-3 CANAL, ENTERED INTO BETWEEN THE CITY OF CORAL GABLES AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION ON NOVEMBER 1, 2006 AND AMENDED JANUARY 2, 2007 AND APRIL 8, 2011, FOR THE PURPOSE OF EXTENDING THE TERM OF THE AGREEMENT FROM DECEMBER 31, 2011 TO SEPTEMBER 30, 2012, AND MAKING MODIFICATIONS TO THE AGREEMENT AND WORK PLAN.

**This Matter was adopted by Resolution Number 2011-294 on the Consent Agenda.**

City Clerk Item No. 20

**RESOLUTION NO. 2011-295****C.-16. [11-1228](#)**

Resolution authorizing the execution of Amendment No. 2 to the Florida Department of Environmental Protection (DEP) Agreement No. LP8910, Sanitary Sewer Pump Station City No. 3 Rehabilitation Project, entered into between the City of Coral Gables and the Florida Department of Environmental Protection on June 26, 2009, and amended January 28, 2011, for the purpose of extending the term of the agreement from December 31, 2011 to April 30, 2012, and revising the work plan under the Agreement.

**Attachments:** [DEP L8910 Agreement](#)  
[Resolution 2009-120](#)  
[Amendment No. 1](#)  
[Amendment No. 2](#)  
[DEP Amendment No. 2 to LP8910 Pump Station No. 3 - COVER](#)  
[DEP Amendment No. 2 to LP8910 Pump Station No. 3 - RESOL](#)  
[C-16 Signed Cover Memo](#)  
[Signed Resolution 2011-295](#)

RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 2 TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (DEP) AGREEMENT NO. LP8910, SANITARY SEWER PUMP STATION CITY NO. 3 REHABILITATION PROJECT, ENTERED INTO BETWEEN THE CITY OF CORAL GABLES AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION ON JUNE 26, 2009, AND AMENDED JANUARY 28, 2011, FOR THE PURPOSE OF EXTENDING THE TERM OF THE AGREEMENT FROM DECEMBER 31, 2011 TO APRIL 30, 2012, AND REVISING THE WORK PLAN UNDER THE AGREEMENT.

**This Matter was adopted by Resolution Number 2011-295 on the Consent Agenda.**

City Clerk Item No. 21

**RESOLUTION NO. 2011-296****C.-17. 11-1229**

Resolution authorizing the execution of Amendment No. 2 to the South Florida Water Management District (SFWMD) Agreement No. 4600001900, Conveyance Improvements to the C-3 Canal, entered into between City of Coral Gables and the South Florida Water Management District (SFWMD), on February 5, 2010 and amended March 23, 2011, for the purpose of extending the term of the agreement from December 2011 to September 2012, and revising the Payment and Deliverables Schedule.

**Attachments:** [SFWMD Agreement](#)  
[SFWMD Agreement Resol 2009-286](#)  
[SFWMD Agreement Amend 1](#)  
[SFWMD Agreement Amend 2](#)  
[SFWMD Agreement Amend 2 - COVER](#)  
[SFWMD Agreement Amend 2 - RESOL](#)  
[C-17 Signed Cover Memo](#)  
[Signed Resolution 2011-296](#)

RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 2 TO THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT (SFWMD) AGREEMENT NO. 4600001900, CONVEYANCE IMPROVEMENTS TO THE C-3 CANAL, ENTERED INTO BETWEEN THE CITY OF CORAL GABLES AND THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT (SFWMD), ON FEBRUARY 5, 2010 AND AMENDED MARCH 23, 2011, FOR THE PURPOSE OF EXTENDING THE TERM OF THE AGREEMENT FROM DECEMBER 2011 TO SEPTEMBER 2012, AND REVISING THE PAYMENT AND DELIVERABLES SCHEDULE.

**This Matter was adopted by Resolution Number 2011-296 on the Consent Agenda.**

City Clerk Item No. 22

**RESOLUTION NO. 2011-297****C.-18. [11-1240](#)**

Resolution, with attachment, of the City Commission confirming the re-election of Daniel Digiacomo to the City of Coral Gables Retirement Board said individual who ran unopposed for the (Participating Police Officers Representative seat) and Randy Hoff to the City of Coral Gables Retirement Board (At-Large Participating Regular Full-time Employee Representative), for a term beginning January 1, 2012 through December 31, 2013.

**Attachments:** [Cover Memo - Retirement Board Election](#)  
[Draft Resolution](#)  
[CERTIFICATION AND DECLARATION OF RESULTS - November 29-December C-18 Signed Cover Memo](#)  
[Certification and Declaration of Results -signed](#)  
[Signed Resolution 2011-297](#)

RESOLUTION WITH ATTACHMENT, OF THE CITY COMMISSION CONFIRMING THE RE-ELECTION OF DANIEL DIGIACOMO TO THE CITY OF CORAL GABLES RETIREMENT BOARD, SAID INDIVIDUAL WHO RAN UNOPPOSED FOR THE (PARTICIPATING POLICE OFFICERS REPRESENTATIVE SEAT) AND RANDY HOFF TO THE CITY OF CORAL GABLES RETIREMENT BOARD (AT-LARGE PARTICIPATING REGULAR FULL-TIME EMPLOYEE REPRESENTATIVE), FOR A TERM BEGINNING JANUARY 1, 2012 THROUGH DECEMBER 31, 2013.

**This Matter was adopted by Resolution Number 2011-297 on the Consent Agenda.**

City Clerk Item No. 23

**RESOLUTION NO. 2011-298****C.-19. [11-1232](#)**

Resolution affirming the city's commitment to maintaining a drug and alcohol free workplace compliant with federal laws and regulations, including 49 CFR parts 40 and 655, the Omnibus Transportation Employee Testing Act of 1991, and 49 U.S.C. § 31306, as well as Chapter 440 of the Florida Statutes and as provided for in the City of Coral Gables Drug and Alcohol Free Workplace Policy and Work Rules, City of Coral Gables Personnel Rules and Regulations and respective collective bargaining agreements.

**Attachments:** [Cover Memo - Reso. Drug Free Workplace](#)  
[Resolution-Drug Free Workplace](#)  
[C-19 Signed Cover Memo](#)  
[Signed Resolution 2011-298](#)

RESOLUTION AFFIRMING THE CITY'S COMMITMENT TO MAINTAINING A DRUG AND ALCOHOL FREE WORKPLACE COMPLIANT WITH FEDERAL LAWS AND REGULATIONS, INCLUDING 49 CFR PARTS 40 AND 655, THE OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT OF 1991, AND 49 U.S.C. § 31306, AS WELL AS CHAPTER 440 OF THE FLORIDA STATUTES AND AS PROVIDED FOR IN THE CITY OF CORAL GABLES DRUG AND ALCOHOL FREE WORKPLACE POLICY AND WORK RULES, CITY OF CORAL GABLES PERSONNEL RULES AND REGULATIONS AND RESPECTIVE COLLECTIVE BARGAINING AGREEMENTS.

**This Matter was adopted by Resolution Number 2011-298 on the Consent Agenda.**

City Clerk Item No. 24

**RESOLUTION NO. 2011-299****C.-20. [11-1242](#)**

Resolution amending City Resolution No. 29743, by providing for an increase in membership of the Library Advisory Board from five (5) members to seven (7) members; the two (2) additional members shall be appointed as follows, one (1) shall be appointed by the City Manager and one (1) by the Library Advisory Board as a whole, subject to confirmation by the City Commission.

**Attachments:** [1AgendaltmLibraryAdvisoryBoard12\\_13\\_11.doc](#)  
[1ResolutionLibraryAdvisoryBoard12\\_13\\_11.doc](#)  
[C-20 Signed Cover Memo](#)

RESOLUTION AMENDING CITY RESOLUTION NO. 29743, BY PROVIDING FOR AN INCREASE IN MEMBERSHIP OF THE LIBRARY ADVISORY BOARD FROM FIVE (5) MEMBERS TO SEVEN (7) MEMBERS; THE TWO (2) ADDITIONAL MEMBERS SHALL BE APPOINTED AS FOLLOWS, ONE (1) SHALL BE APPOINTED BY THE CITY MANAGER AND ONE (1) BY THE LIBRARY ADVISORY BOARD AS A WHOLE, SUBJECT TO CONFIRMATION BY THE CITY COMMISSION.

**This Matter was adopted by Resolution Number 2011-299 on the Consent Agenda.**

City Clerk Item No. 25

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

- C.-21. [11-1194](#) Board of Adjustment Meeting of November 7, 2011

**Attachments:** [BA-Public Notice November 2011](#)  
[BOARD OF ADJUSTMENT RECAP 11-07-2011](#)  
[BA Summary November 7, 2011](#)  
[Cover Memo - City Commission Meeting 12-13-11](#)

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

City Clerk Item No. 26

- C.-22. [11-1199](#) Parks and Recreation Advisory Board Meeting of October 27, 2011

**Attachments:** [Cover Sheet.Minutes 10-27-11.pdf](#)  
[Minutes 10-27-11 draft.doc](#)

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

City Clerk Item No. 27

- C.-23. [11-1201](#) Code Enforcement Board Meeting of October 26, 2011

**Attachments:** [memo cover OCT 2011](#)  
[ROLLCALL OCT 2011](#)  
[oct 2011](#)

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

City Clerk Item No. 28

- C.-24. [11-1203](#) Senior Citizens Advisory Board Meeting of November 7, 2011

**Attachments:** [Cover Sheet Minutes 11-07-11.pdf](#)  
[Min 11-07-2011 draft.pdf](#)

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

City Clerk Item No. 29

- C.-25. [11-1204](#) Pinewood Cemetery Advisory Board Meeting of November 14, 2011

**Attachments:** [PinewoodMinutesNov14,2011](#)  
[11.14.11MinutesCCMtg12.13.11](#)

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

City Clerk Item No. 30

- C.-26. [11-1206](#) Economic Development Board Meeting of October 5, 2011

**Attachments:** [EDB. 12.13.11 Commission cover - no action.pdf](#)  
[EDB Minutes 10-5-11.pdf](#)

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

City Clerk Item No. 31

- C.-27. [11-1207](#) Property Advisory Board Meeting of August 17, 2011

**Attachments:** [PAB 12-13-11 Commission cover - no action.pdf](#)  
[PAB 8-17-11 minutes.pdf](#)

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

City Clerk Item No. 32

- C.-28. [11-1208](#) Cultural Development Board Meeting of September 28, 2011

**Attachments:** [09 CDB a Minutes September 28 2011 \(2\).pdf](#)  
[08 CDB Commission cover for 12-13-11 CDB Mtg.pdf](#)

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

City Clerk Item No. 33

- C.-29. [11-1209](#) Cultural Development Board Meeting of October 18, 2011

**Attachments:** [10 CDB a Minutes October 18, 2011.pdf](#)  
[08 CDB Commission cover for 12-13-11- \(Oct.\) CDB Mtg.pdf](#)

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

City Clerk Item No. 34

- C.-30. [11-1217](#) Retirement Board Meeting of October 13, 2011

**Attachments:** [CC.12-13-2011.October 13, 2011  
Minutes.10-13-11  
Executive Summary.10-13-2011](#)

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

City Clerk Item No. 35

- C.-31. [11-1219](#) Coral Gables Merrick House Governing Board Meeting of November 14, 2011

**Attachments:** [MerrickHouseNov14,2011  
11.14.11MinutesforCC12.13.11](#)

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

City Clerk Item No. 36

- C.-32. [11-1220](#) Communications Committee Meeting of November 17, 2011

**Attachments:** [Microsoft Word - Agendaitemdecember2011.pdf](#)  
[Microsoft Word - minutes november 2011.pdf](#)

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

City Clerk Item No. 37

- C.-33. [11-1222](#) Disability Affairs Board Meeting of October 26, 2011

**Attachments:** [Disability Affairs Board 10-26-11 COVER](#)  
[October 26, 2011 - Minutes](#)

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

City Clerk Item No. 38

- C.-34. [11-1224](#) Traffic Advisory Board Meeting of September 20, 2011

**Attachments:** [Traffic Advisory Board 9-20-11 COVER](#)  
[TAB minutes September 20 2011-MINUTES](#)

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

City Clerk Item No. 39

- C.-35. [11-1225](#) Green Task Force Meeting of October 26, 2011

**Attachments:** [Green Task Force 10-26-11 COVER](#)  
[Green Task Force 10-26-11 MINUTES](#)

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

City Clerk Item No. 40

- C.-36. [11-1227](#) Emergency Management Division Meeting of November 30, 2011

**Attachments:** [Emergency Management Division Meeting Minutes 11-30-11.pdf](#)  
[Cover Memo - Emergency Management Division Meeting Minutes 11-30-11.pdf](#)  
[EMD MTG - Certain Slides, Power Pt Presentation.pdf](#)

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

City Clerk Item No. 41

- C.-37. [11-1236](#) Budget/Audit Advisory Board Meeting of October 26, 2011

**Attachments:** [121311-Cover Memo CC Minutes 102611.pdf](#)  
[121311-BAB Minutes 102611.pdf](#)

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

City Clerk Item No. 42

C.-38. [11-1237](#) Landscape Beautification Advisory Board Meeting of November 3, 2011

**Attachments:** [Landscape Beautification 110311 Minutes](#)  
[Landscape Beautification 110311 Cover Sheet](#)  
[LBAB Minutes 11-3-11 signed](#)

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

City Clerk Item No. 43

**D. PERSONAL APPEARANCES**

**None**

City Clerk Item No. 44

## E. PUBLIC HEARINGS

### ORDINANCES ON SECOND READING

Items E.-1. through E.-3 are related

#### ORDINANCE NO. 2011-12

E.-1. [11-1165](#)

Change of Land Use for the Coral Gables Museum. An Ordinance of the City Commission of Coral Gables, Florida amending the Future Land Use Map of the City of Coral Gables Comprehensive Plan pursuant to Small Scale Amendment procedures subject to ss. 163.3187 as amended, Florida Statutes, from "Public Buildings and Grounds" to "Commercial, Low-Rise Intensity" on Lots 1-4 and the north half (1/2) of a vacated alleyway and "Commercial, Mid-Rise Intensity" on lots 42-48 and the south half (1/2) of a vacated alleyway for the property commonly known as the Coral Gables Museum, legally described as Lots 1-4 and 42-48 and a portion of a vacated alleyway, Block 34, Section "K" (285 Aragon Avenue), Coral Gables, Florida; and providing for severability, repealer, codification, and an effective date. (PZB/LPA recommended approval, vote: 5-0) (Passed on First Reading November 8, 2011)

**Attachments:** [11 08 11 CC Cover Memo re: Coral Gables Museum 1st reading](#)  
[11 08 11 Exhibit D: Draft ZC Provisions](#)  
[11 08 11 Exhibit E: 10 19 11 Staff Report](#)  
[E-2, E-3 & E-4 Signed Cover Memo](#)  
[11 08 11 Exhibit A: Ordinance re Change of Land Use](#)  
[11 08 11 Exhibit B: Ordinance re Change in Zoning](#)  
[11 08 11 Exhibit C: Ordinance re ZC Text Amend Museum](#)  
[11 08 11 Exhibit F: 10 19 11 PZB Meeting Minutes](#)  
[12 13 11 Exhibit A: Coral Gables Museum Change of Land Use Ordinance - 2nd r](#)  
[12 13 11 Exhibit B: Coral Gables Museum rezoning Ordinance - 2nd reading](#)  
[12 13 11 Exhibit C: Coral Gables Museum ZC text amend. Ordinance - 2nd readi](#)  
[12 13 11 CC Cover Memo re: Coral Gables Museum cover memo 2nd reading](#)  
[E-1, E-2&E-3 Signed Cover Memo](#)  
[Signed Ordinance 2011-12](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES, FLORIDA AMENDING THE FUTURE LAND USE MAP OF THE CITY OF CORAL GABLES COMPREHENSIVE PLAN PURSUANT TO SMALL SCALE AMENDMENT PROCEDURES SUBJECT TO SECTION 163.3187 OF FLORIDA STATUTES, FROM "PUBLIC BUILDINGS AND GROUNDS" TO "COMMERCIAL, LOW-RISE INTENSITY" ON LOTS 1-4 AND THE NORTH HALF (1/2) OF A VACATED ALLEYWAY AND "COMMERCIAL, MID-RISE INTENSITY" ON LOTS 42-48 AND THE SOUTH HALF (1/2) OF A VACATED ALLEYWAY FOR THE PROPERTY COMMONLY KNOWN AS THE CORAL GABLES MUSEUM, LEGALLY DESCRIBED AS LOTS 1-4 AND 42-48 AND A PORTION OF A VACATED ALLEYWAY, BLOCK 34, SECTION "K" (285 ARAGON AVENUE), CORAL GABLES, FLORIDA; AND PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

[Note for the Record: Following the reading of the titles to Agenda Items E-1, E-2 and E-3, City Manager Salerno requested of Planning Division Director Eric Riel to approach the dais regarding the aforementioned agenda items, whereby Mr. Riel explained that the three proposed ordinances (i.e. change in land use; change in zoning and text amendment) are to create a museum use-further clarifying that basically what is being done is to convert the land use which is commercial, back to the way it was some four or five years ago to allow for the ability to Transfer Development Rights; further stating that it also creates the definition of museum, which we currently do not have in the Zoning Code; further noting that the Planning and Zoning Board recommended approval (5-0); whereby following a motion which was moved by Commissioner Anderson and seconded by Vice Mayor Kerdyk as to each agenda item (i.e. namely E-1, E-2 and E-3), the Mayor instructed the City Clerk to call the roll on said items].

**A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Ordinance Number 2011-12. The motion passed by the following vote:**

**Yeas :** 5 - Commissioner Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Quesada and Mayor Cason

City Clerk Item No. 46

**ORDINANCE NO. 2011-13****E.-2. [11-1166](#)**

Change of Zoning for the Coral Gables Museum. An Ordinance of the City Commission of Coral Gables, Florida amending the City of Coral Gables Official Zoning Map providing for a Change of Zoning from Special Use (S) District to Commercial (C) District for the property legally described as Lots 1-4 and 42-48 and portion of vacated alleyway, Block 34, Section "K" (285 Aragon Avenue), Coral Gables, Florida; and providing for severability, repealer, codification, and an effective date. (PZB recommended approval, vote: 5-0) (Passed on First Reading November 8, 2011)

**Attachments:** [11 08 11 Exhibit D: Draft ZC Provisions](#)  
[11 08 11 Exhibit E: 10 19 11 Staff Report](#)  
[11 08 11 CC Cover Memo re: Coral Gables Museum 1st reading E-2, E-3 & E-4 Signed Cover Memo](#)  
[11 08 11 Exhibit A: Ordinance re Change of Land Use](#)  
[11 08 11 Exhibit B: Ordinance re Change in Zoning](#)  
[11 08 11 Exhibit C: Ordinance re ZC Text Amend Museum](#)  
[11 08 11 Exhibit F: 10 19 11 PZB Meeting Minutes](#)  
[12 13 11 Exhibit A: Coral Gables Museum Change of Land Use Ordinance - 2nd reading](#)  
[12 13 11 Exhibit B: Coral Gables Museum rezoning Ordinance - 2nd reading](#)  
[12 13 11 Exhibit C: Coral Gables Museum ZC text amend. Ordinance - 2nd reading](#)  
[12 13 11 CC Cover Memo re: Coral Gables Museum cover memo 2nd reading E-1, E-2&E-3 Signed Cover Memo](#)  
[Signed Ordinance 2011-13](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES, FLORIDA AMENDING THE CITY OF CORAL GABLES OFFICIAL ZONING MAP PROVIDING FOR A CHANGE OF ZONING FROM SPECIAL USE (S) DISTRICT TO COMMERCIAL (C) DISTRICT FOR THE PROPERTY LEGALLY DESCRIBED AS LOTS 1-4 AND 42-48 AND PORTION OF VACATED ALLEYWAY, BLOCK 34, SECTION "K" (285 ARAGON AVENUE), CORAL GABLES, FLORIDA; AND PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

**A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Ordinance Number 2011-13. The motion passed by the following vote:**

**Yeas :** 5 - Commissioner Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Quesada and Mayor Cason

City Clerk Item No. 47

**ORDINANCE NO. 2011-14****E.-3. [11-1167](#)**

Zoning Code Text Amendment for the Coral Gables Museum. An Ordinance of the City Commission of Coral Gables, Florida providing for a text amendment to the City of Coral Gables Official Zoning Code, Article 4, "Zoning Districts", adding "Museum" as a permitted use in Commercial (C) District and Industrial (I) District and as a conditional use in Commercial Limited (CL) District and Special Use (S) District, and Article 8, "Definitions", creating a definition for "Museum", and providing for severability, repealer, codification, and an effective date. (PZB recommended approval, vote: 5-0) (Passed on First Reading November 8, 2011)

**Attachments:** [11 08 11 Exhibit D: Draft ZC Provisions](#)  
[11 08 11 Exhibit E: 10 19 11 Staff Report](#)  
[11 08 11 CC Cover Memo re: Coral Gables Museum cover memo 1st reading E-2, E-3 & E-4 Signed Cover Memo](#)  
[11 08 11 Exhibit A: Ordinance re Change of Land Use](#)  
[11 08 11 Exhibit B: Ordinance re Change in Zoning](#)  
[11 08 11 Exhibit C: Ordinance re ZC Text Amend Museum](#)  
[11 08 11 Exhibit F: 10 19 11 PZB Meeting Minutes](#)  
[12 13 11 Exhibit A: Coral Gables Museum Change of Land Use Ordinance - 2nd reading](#)  
[12 13 11 Exhibit B: Coral Gables Museum rezoning Ordinance - 2nd reading](#)  
[12 13 11 Exhibit C: Coral Gables Museum ZC text amend. Ordinance - 2nd reading](#)  
[12 13 11 CC Cover Memo re: Coral Gables Museum cover memo 2nd reading E-1, E-2&E-3 Signed Cover Memo](#)  
[Signed Ordinance 2011-14](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES, FLORIDA PROVIDING FOR A TEXT AMENDMENT TO THE CITY OF CORAL GABLES OFFICIAL ZONING CODE, ARTICLE 4, "ZONING DISTRICTS", ADDING "MUSEUM" AS A PERMITTED USE IN COMMERCIAL (C) DISTRICT AND INDUSTRIAL (I) DISTRICT AND AS A CONDITIONAL USE IN COMMERCIAL LIMITED (CL) DISTRICT AND SPECIAL USE (S) DISTRICT, AND ARTICLE 8, DEFINITIONS, CREATING A DEFINITION FOR "MUSEUM", AND PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

**A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Ordinance Number 2011-14. The motion passed by the following vote:**

**Yeas :** 5 - Commissioner Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Quesada and Mayor Cason

City Clerk Item No. 48

**ORDINANCE NO. 2011-15****E.-4. [11-1168](#)**

Zoning Code Text Amendment. An Ordinance of the City Commission of Coral Gables, Florida providing for a text amendment to the City of Coral Gables Official Zoning Code, Article 3, "Development Review", Division 10, "Transfer of Development Rights", to update and clarify the provisions; and providing for severability, repealer, codification, and an effective date. (PZB recommended approval, vote: 5-0) (Passed on First Reading November 8, 2011)

**Attachments:** [11 08 11 CC Cover Memo re: TDRs 1st reading](#)  
[11 08 11 Exhibit A: TDR Draft ZC Provisions](#)  
[11 08 11 Exhibit B: Ordinance Draft](#)  
[11 08 11 Exhibit C: 10 19 11 Staff Report](#)  
[E-5 Signed Cover Memo](#)  
[11 08 11 Exhibit D: 10 19 11 PZB Meeting Minutes](#)  
[12 13 11 CC Cover Memo re: TDRs 2nd reading](#)  
[12 13 11 Exhibit A: TDR Ordinance - ZC Text Amendment CC - 2nd Reading](#)  
[E-4 Signed Cover Memo](#)  
[Signed Ordinance 2011-15](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES, FLORIDA PROVIDING FOR A TEXT AMENDMENT TO THE CITY OF CORAL GABLES OFFICIAL ZONING CODE, ARTICLE 3, "DEVELOPMENT REVIEW", DIVISION 10, "TRANSFER OF DEVELOPMENT RIGHTS", TO UPDATE AND CLARIFY THE PROVISIONS; AND PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

[Note for the Record: Following the reading by the City Attorney of the title to Agenda Item E-4 into the public record, Vice Mayor Kerdyk through the City Manager reminded Planning Division Director Eric Riel that during the last public hearing on this matter, that he had requested of Mr. Riel to check whether the FAR (Floor Area Ratio) was applicable to the 3.0? - or the 3.5? - whereby Mr. Riel responded that basically, that the transfer is 3.0, and that goes to the receiving property, and that the receiving property is available to have density bonuses up to the 3.5, therefore they can do a 4.25 FAR.

Vice Mayor Kerdyk further confirmed with Mr. Riel as to whether the 3.0 was the threshold? - whereby Mr. Riel responded that, that is what can transfer to the receiving property].

**A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Ordinance Number 2011-15. The motion passed by the following vote:**

**Yeas :** 5 - Commissioner Quesada, Commissioner Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr. and Mayor Cason

City Clerk Item No. 49

**ORDINANCE NO. 2011-16**

- E.-5. [11-1169](#) 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", creating new sign code provisions allowing for "Signature event signs" and "Art in Public Place signs" and Article 8, "Definitions", creating new definitions; and providing for severability, repealer, codification, and an effective date. (PZB recommended approval with modifications, vote: 5-0) (Passed on First Reading November 8, 2011)

**Attachments:** [11 08 11 CC Cover Memo re: Signs & Art in Public Places 1st reading](#)  
[11 08 11 Exhibit A: Draft ZC Provisions](#)  
[11 08 11 Exhibit B: Ordinance Draft](#)  
[11 08 11 Exhibit C: 10 19 11 Staff Report](#)  
[E-6 Signed Cover Memo](#)  
[11 08 11 Exhibit D: 10 19 11 PZB Meeting Minutes](#)  
[12 13 11 CC Cover Memo re: Signs 2nd reading](#)  
[12 13 11 Exhibit A: Ordinance - ZC Text Amendment - Signature Event Signs 2nc](#)  
[E-5 Signed Cover Memo](#)  
[Signed Ordinance 2011-16](#)

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", CREATING NEW SIGN CODE PROVISIONS ALLOWING FOR "SIGNATURE EVENT SIGNS" AND "ART IN PUBLIC PLACE SIGNS" AND ARTICLE 8, "DEFINITIONS", CREATING NEW DEFINITIONS; AND PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

[Note for the Record: Following the City Attorney's reading of the title to Agenda Item E-6 into the public record, City Manager Salerno requested of Planning Division Director Eric Riel to make the presentation for Agenda Item E-6. Mr. Riel prefaced his remarks by stating that this agenda item creates new sign Code provisions allowing for "Signature event signs" and "Art in Public Places signs," by basically allowing for banners on a temporary time frame to be installed at certain facilities -namely museums, on-screen cinemas and theaters.

Questions, Answers, Inquiries and Concerns by the City Commission: Commissioner Cabrera inquired of Mr. Riel as to whether the signs as to the three venues temporary signs?- whereby Mr. Riel responded in the affirmative. Vice Mayor Kerdyk responded that the signs were not really temporary since they can be put up three months prior to the event and maintained during the event itself. Mr. Riel further responded that said signs may be put up 90 days in advance of the event, seven days following the event.

Vice Mayor Kerdyk further inquired as to whether said signs can be maintained year round, in those instances where there are continuous events in the facility?- whereby Mr. Riel stated that this can occur; further stating that the Planning and Zoning Board

had recommended some changes, such as reducing the size of the signage for “Arts in Public Places” signs.

Vice Mayor Kerdyk further voiced his concerns that such a measure establishes a dangerous precedent since Coral Gables has always been for strong sign ordinances-further pointing out that it appears that the City will now have temporary, or permanent banners on the aforementioned three facilities; further informing his colleagues that he cannot support this measure, stating that it is his belief that this is outside of what the City of Coral Gables is all about.

Commissioner Anderson stated that she respects Vice Mayor Kerdyk’s opinion, adding that she knows that this has been an iconic matter for him; further stating that in her opinion, the way it has been designed, that she is comfortable with same-for her, it represents progress in the signage-it allows the City to do beautiful decorative signage on events that bring good things to the City-reiterating that she has a different view than Vice Mayor Kerdyk, but she respects his.

Vice Mayor Kerdyk further added that he respects Commissioner Anderson’s view. He stated that it is his belief that the City Commission will approve later a similar measure to this, namely the matter of the wraps that the City is allowing down on buildings; noting that he can point out a few of the buildings that have had the wraps for the past three years, adding that said buildings look like they are 10 years old-whereby Commissioner Anderson responded that, that cannot be.

Vice Mayor Kerdyk further stated that this matter is an aesthetic issue, and the City has to be more diligent in our Code Enforcement area, as far as this matter is concerned, but once one let’s this matter out of the bag, then sometimes one may have an enforcement problem; adding that he wanted to tell his colleagues his view on this issue, and in his opinion, it is going to be a permanent fixture at these facilities-pointing out that if the Miracle Theatre or the Cinema on Aragon are going to continue to have one activity after another, he can support it, but this is a permanent issue and he is having heartburn as a results thereof.

Cabrera informed Vice Mayor Kerdyk that he knows that the City Commission will talk about the wrap issue later, but it has been interesting how he brought said issue up regarding the wrap-noting that he is in agreement with him that they have been there for many, many years; further stating that the alternative would be to see a vacant lot.

Vice Mayor Kerdyk stated that if the City is going to do a wrap, just to monitor it to ensure that the wrap looks good. Mayor Cason inquired as to whether these Signature Event signs for the three named facilities will be approved in every instance by the Board of Architects?-further expressing doubt as to whether they will be in as bad of a condition as any of the wraps-noting that the Cinema is difficult to identify since it is difficult to visualize, and that signage would be helpful.

Vice Mayor Kerdyk stated that he could go through a plethora of facilities other than the three referenced above that the City Commission may or may not say that it is OK for Signature Event signs (i.e. Fairchild Tropical Gardens, etc.).

Commissioner Quesada stated that he concurred with Commissioner Anderson's view regarding this matter, as well as the view stated that both Vice Mayor Kerdyk and Commissioner Cabrera respectively, regarding Code Enforcement in ensuring that these signs do not become an eyesore; further expressing his view that because of the way in which the ordinance was drafted, being limited in scope, and not the scope of where to be placed, in his view that is better; further stating that if said matter gets out of control, then the City Commission can bring said matter back; further clarifying his understanding that the Coral Gables Museum and Cinemateque will have signs immediately; further stating that he supports said measure, and that he feels it will help those organizations that are important culturally to our City.

Mayor Cason stated that said matter addresses three facilities that we are supposed to promote, and as to the Cinemateque, it is difficult to know whether said facility is back there; further requesting the appropriate entities to keep an eye on said signage, ensuring that it does not become to "ratty"-noting that the Board of Architects approves said signage; finally stating that under the aforementioned conditions that he supports this measure].

**A motion was made by Commissioner Anderson, seconded by Commissioner Quesada, that this motion be adopted by Ordinance Number 2011-16. The motion passed by the following vote:**

**Yeas :** 3 - Commissioner Anderson, Commissioner Quesada and Mayor Cason

**Nays :** 2 - Commissioner Cabrera, Jr. and Vice Mayor Kerdyk, Jr.

City Clerk Item No. 50

**ORDINANCE NO. 2011-20**

- E.-6. [11-1170](#) Zoning Code Text Amendment. An Ordinance of the City Commission of Coral Gables, Florida providing for a text amendment to the City of Coral Gables Official Zoning Code, Article 4, "Zoning Districts", Division 2, "Overlay and Special Purpose Districts", Section 4-201, "Mixed Use District (MXD)", amending ground floor office use provisions for MXD projects; and providing for severability, repealer, codification, and an effective date. (PZB recommended approval, vote: 5-0) (Passed on First Reading November 8, 2011)

**Attachments:** [E-7 Signed Cover Memo](#)  
[11 08 11 CC Cover Memo re MXD office 1st reading](#)  
[11 08 11 Exhibit A: ZC Draft Provisions](#)  
[11 08 11 Exhibit B: Ordinance Draft](#)  
[11 08 11 Exhibit C: 10 19 11 Staff Report](#)  
[11 08 11 Exhibit D: 10 19 11 PZB Meeting Minutes](#)  
[12 13 11 CC Cover Memo re: MXD office 2nd reading](#)  
[12 13 11 Exhibit A: Ordinance - Density ZC Text Amendment - CC 2nd Reading](#)  
[E-6 Signed Cover Memo](#)  
[Signed Ordinance 2011-20](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES, FLORIDA PROVIDING FOR A TEXT AMENDMENT TO THE CITY OF CORAL GABLES OFFICIAL ZONING CODE, ARTICLE 4, "ZONING DISTRICTS", DIVISION 2, "OVERLAY AND SPECIAL PURPOSE DISTRICTS", SECTION 4-201, "MIXED USE DISTRICT (MXD)", AMENDING GROUND FLOOR OFFICE USE PROVISIONS FOR MXD PROJECTS; AND PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

[Note for the Record: Following the reading of the title by the City Attorney into the public record, City Manager Salerno requested of Planning Division Director Eric Riel to make the presentation regarding this agenda item. Mr. Riel informed the viewing public that this matter was a minor text amendment to allow for office uses on the ground floor; adding that this is a measure that is added-a limitation of 3-4 years, and the City wants to see how it does-further pointing out that basically the City staff does not feel that the removal of the residential density limitation in the North and South Industrial Mixed Use Overlay Districts and Central Business District will have any effect, further adding that in his opinion it will actually help in terms of encouraging activity on the ground floor].

[Note for the Record: City Attorney read Ordinance on First Reading again into the public record, clarifying that the first time what he read was incorrectly included in the agenda packet for Agenda Item E-6, and therefore was rendered by him as void, since it was the title to the proposed First Reading Ordinance for Agenda Item E-7].

**A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Ordinance Number 2011-20. The motion passed by the following vote:**

**Yeas :** 5 - Commissioner Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Quesada and Mayor Cason

City Clerk Item No. 51

City Clerk Item No. 55

### **ORDINANCE NO. 2011-19**

**E.-7. [11-1171](#)**

Zoning Code Text Amendment. An Ordinance of the City Commission of Coral Gables, Florida providing for a text amendment to the City of Coral Gables Official Zoning Code, Article 4, "Zoning Districts", Division 2, "Overlay and Special Purpose Districts", Section 4-201, "Mixed Use District (MXD)", amending the residential unit density for MXD projects; and providing for severability, repealer, codification, and an effective date. (PZB recommended approval, vote: 5-0) (Passed on First Reading November 8, 2011)

**Attachments:** [E-8 Signed Cover Memo](#)  
[11 08 11 CC Cover Memo re MXD density 1st reading](#)  
[11 08 11 Exhibit A: ZC Draft Provisions](#)  
[11 08 11 Exhibit B: Ordinance Draft](#)  
[11 08 11 Exhibit C: 10 19 11 Staff Report](#)  
[11 08 11 Exhibit D: 10 19 11 PZB Meeting Minutes](#)  
[12 13 11 CC Cover Memo re: MXD density 2nd reading](#)  
[12 13 11 Exhibit A: Ordinance - Density ZC Text Amendment - CC 2nd Reading](#)  
[E-7 Signed Cover Memo](#)  
[Signed Ordinance 2011-19](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES, FLORIDA PROVIDING FOR A TEXT AMENDMENT TO THE CITY OF CORAL GABLES OFFICIAL ZONING CODE, ARTICLE 4, "ZONING DISTRICTS", DIVISION 2, "OVERLAY AND SPECIAL PURPOSE DISTRICTS", SECTION 4-201, "MIXED USE DISTRICT (MXD)", AMENDING THE RESIDENTIAL UNIT DENSITY FOR MXD PROJECTS; AND PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

[Note for the Record: City Attorney later read Ordinance on First Reading again into the public record, clarifying that the first time he read same, what he read was incorrectly included in the Item E-7, and therefore was rendered by him as void, since it was the title to the proposed First Reading Ordinance for Agenda Item E-6].

**A motion was made by Commissioner Anderson, seconded by Commissioner Quesada, that this motion be adopted by Ordinance Number 2011-19. The motion passed by the following vote:**

**Yeas :** 4 - Commissioner Quesada, Commissioner Anderson, Commissioner Cabrera, Jr. and Mayor Cason

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

City Clerk Item No. 52

City Clerk Item No. 54

**ORDINANCES ON FIRST READING****Time Certain: 10:00 a.m.****Items E.-8., E.-9. and E.-10. are related****RESOLUTION NO. 2012-31****E.-8. 11-1233**

Change of Land Use. An Ordinance of the City Commission of Coral Gables, Florida, requesting an amendment to the Future Land Use Map of the City of Coral Gables Comprehensive Plan pursuant to Small Scale amendment procedures (ss. 163.3187, Florida Statutes), from "Religious/Institutional" to "Community Services and Facilities" for a 2.6 acre parcel of land commonly known as the "University Baptist Church", legally described as all of Block 116, Coral Gables Country Club Section Part 6 (624 Anastasia Avenue), Coral Gables, Florida; providing for severability, repealer, codification and an effective date. (Passed on First Reading December 13, 2011) (Deferred from the January 10, 2012 Meeting)

**Attachments:** [12 13 11 Exhibit E - 11 10 11 revised Preliminary Zoning Analysis](#)  
[12 13 11 Exhibit F - Reynolds, Smith and Hills, Inc Somerset Traffic Review Repo](#)  
[12 13 11 Exhibit G - 11 14 2011 Police Dept Memo](#)  
[12 13 11 Exhibit H - Legal notices published](#)  
[12 13 11 Exhibit I - 11 04 2011 Copy of courtesy notice](#)  
[12 13 11 Exhibit J - CD with all comments received](#)  
[12 13 11 Exhibit A - 11 30 2011 PZB Somerset Grace Charter School - Staff Repc](#)  
[12 13 11 Exhibit K - 11 30 11 Planning and Zoning Board Verbatim Minutes](#)  
[12 13 11 Exhibit B - Draft Ordinance - Change of Land Use](#)  
[12 13 11 Exhibit C - Draft Ordinance - Conditional Use Review](#)  
[12 13 11 Exhibit D - Draft Ordinance - Site Plan Review](#)  
[12 13 11 Exhibit L - 12 13 2011 City Staff PowerPoint Presentation](#)  
[E-8, E-9&E-10 Signed Cover Memo](#)  
[01 10 12 CC Cover Memo - 2nd Reading Somerset Grace Charter School cover n](#)  
[01 10 12 Exhibit A - Applicants Request to Continue Applications](#)  
[E-1, E-2 & E-3 Signed Cover Memo](#)  
[01 24 12 Exhibit A - 01 18 2012 Letter from Neighbor](#)  
[01 24 12 Exhibit B - Ordinance: Change of Land Use](#)  
[01 24 12 Exhibit C - Ordinance: Conditional Use Review](#)  
[01 24 12 Exhibit D - Ordinance: Site Plan Review](#)  
[01 24 12 CC Cover Memo - 2nd Reading Somerset Grace Charter School cover n](#)  
[E-1, E-2 & E-3 Signed Cover Memo 012412](#)  
[Signed Resolution 2012-09](#)  
[Signed Resolution 2012-31](#)

[Note for the Record: The verbatim transcript for Related Items E-8, E-9 and E-10 are available for public inspection in the Office of the City Clerk 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 Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Quesada and Mayor Cason

City Clerk Item No. 56

City Clerk Item No. 64

**ORDINANCE NO. 2012-01 (As Amended)****E.-9. [11-1234](#)**

Conditional Use. An Ordinance of the City Commission of Coral Gables, Florida, requesting conditional use review pursuant to Zoning Code Article 3, Development Review, Division 4, Conditional Uses, to permit the issuance of a City of Coral Gables Certificate of Use (hereinafter referenced as a "Certificate of Use") for a student increase of the existing Somerset Grace Academy Charter School of Coral Gables from one-hundred-and-ten (110) students up to a maximum of two-hundred-and-sixty (260). The issuance of an annual Certificate of Use shall be subject to compliance with all of the conditions contained and referenced herein on property designated "Special Use (S)" Zoning District, legally described as all of Block 116, Coral Gables Country Club Section Part 6 (624 Anastasia Avenue), Coral Gables, Florida; providing for severability, repealer, codification, and an effective date. (Passed on First Reading December 13, 2011) (Deferred from the January 10, 2012 Meeting)

**Attachments:** [12 13 11 Exhibit E - 11 10 11 revised Preliminary Zoning Analysis](#)  
[12 13 11 Exhibit G - 11 14 2011 Police Dept Memo](#)  
[12 13 11 Exhibit F - Reynolds, Smith and Hills, Inc Somerset Traffic Review Repo](#)  
[12 13 11 Exhibit H - Legal notices published](#)  
[12 13 11 Exhibit I - 11 04 2011 Copy of courtesy notice](#)  
[12 13 11 Exhibit A - 11 30 2011 PZB Somerset Grace Charter School - Staff Repc](#)  
[12 13 11 Exhibit J - CD with all comments received](#)  
[12 13 11 Exhibit B - Draft Ordinance - Change of Land Use](#)  
[12 13 11 Exhibit C - Draft Ordinance - Conditional Use Review](#)  
[12 13 11 Exhibit D - Draft Ordinance - Site Plan Review](#)  
[12 13 11 Exhibit L - 12 13 2011 City Staff PowerPoint Presentation](#)  
[E-8, E-9&E-10 Signed Cover Memo](#)  
[01 10 12 Exhibit A - Applicants Request to Continue Applications](#)  
[01 10 12 CC Cover Memo - 2nd Reading Somerset Grace Charter School cover n](#)  
[E-1, E-2 & E-3 Signed Cover Memo](#)  
[01 24 12 CC Cover Memo - 2nd Reading Somerset Grace Charter School cover n](#)  
[01 24 12 Exhibit A - 01 18 2012 Letter from Neighbors](#)  
[01 24 12 Exhibit B - Ordinance: Change of Land Use](#)  
[01 24 12 Exhibit C - Ordinance: Conditional Use Review](#)  
[01 24 12 Exhibit D - Ordinance: Site Plan Review](#)  
[E-1, E-2 & E-3 Signed Cover Memo 012412](#)  
[Signed Resolution 2012-10](#)  
[Signed Ordinance 2012-01](#)

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

**Yeas :** 5 - Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Quesada, Commissioner Anderson and Mayor Cason

City Clerk Item No. 57

City Clerk Item No. 65

### **ORDINANCE NO. 2012-02 (As Amended)**

**E.-10. [11-1235](#)**

Site Plan Review. An Ordinance of the City Commission of Coral Gables, Florida, requesting site plan review to permit miscellaneous site improvements and to permit the issuance of a City of Coral Gables Certificate of Use (hereinafter referenced as a "Certificate of Use") for a student increase of the existing Somerset Grace Academy Charter School of Coral Gables from one-hundred-and-ten (110) students up to a maximum of two-hundred-and-sixty (260) students. The issuance of an annual Certificate of Use shall be subject to compliance with all of the conditions contained and referenced herein on property designated "Special Use (S)" Zoning District, legally described as all of Block 116, Coral Gables Country Club Section Part 6 (624 Anastasia Avenue), Coral Gables, Florida; providing for severability, repealer, codification, and an effective date. (Passed on First Reading December 13, 2011) (Deferred from the January 10, 2012 Meeting)

**Attachments:** [12 13 11 Exhibit E - 11 10 11 revised Preliminary Zoning Analysis](#)  
[12 13 11 Exhibit F - Reynolds, Smith and Hills, Inc Somerset Traffic Review Repo](#)  
[12 13 11 Exhibit G - 11 14 2011 Police Dept Memo](#)  
[12 13 11 Exhibit H - Legal notices published](#)  
[12 13 11 Exhibit I - 11 04 2011 Copy of courtesy notice](#)  
[12 13 11 Exhibit A - 11 30 2011 PZB Somerset Grace Charter School - Staff Repc](#)  
[12 13 11 Exhibit J - CD with all comments received](#)  
[12 13 11 Exhibit K - 11 30 11 Planning and Zoning Board Verbatim Minutes](#)  
[12 13 11 Exhibit B - Draft Ordinance - Change of Land Use](#)  
[12 13 11 Exhibit C - Draft Ordinance - Conditional Use Review](#)  
[12 13 11 Exhibit D - Draft Ordinance - Site Plan Review](#)  
[12 13 11 Exhibit L - 12 13 2011 City Staff PowerPoint Presentation](#)  
[E-8, E-9&E-10 Signed Cover Memo](#)  
[01 10 12 CC Cover Memo - 2nd Reading Somerset Grace Charter School cover n](#)  
[01 10 12 Exhibit A - Applicants Request to Continue Applications](#)  
[E-1, E-2 & E-3 Signed Cover Memo](#)  
[01 24 12 Exhibit A - 01 18 2012 Letter from Neighbors](#)  
[01 24 12 Exhibit B - Ordinance: Change of Land Use](#)  
[01 24 12 Exhibit C - Ordinance: Conditional Use Review](#)  
[01 24 12 Exhibit D - Ordinance: Site Plan Review](#)  
[01 24 12 CC Cover Memo: 2nd Reading Somerset Grace Charter School cover m](#)  
[E-1, E-2 & E-3 Signed Cover Memo 012412](#)  
[Signed Resolution 2012-11](#)  
[Signed Ordinance 2012-02](#)

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

**Yeas :** 5 - Vice Mayor Kerdyk, Jr., Commissioner Quesada, Commissioner Anderson, Commissioner Cabrera, Jr. and Mayor Cason

City Clerk Item No. 58

City Clerk Item No. 66

### **F. CITY COMMISSION ITEMS**

- F.-1. 11-1249 Discussion regarding purchasing of additional open space or park land in Coral Gables.  
Vice Mayor William "Bill" Kerdyk, Jr.

**This Agenda Item was Deferred**

City Clerk Item No. 59

**G. BOARDS/COMMITTEES ITEMS****RESOLUTION NO. 2011-300**

- G.-1. [11-1205](#) Presentation of excerpts from the Historic Preservation Board meeting of October 13, 2011, requesting the following action:

That the City Commission adopt a Resolution authorizing Ad Valorem tax relief for the property located at 2723 Country Club Prado, Lots 13-16, Block 13, of Coral Gables Section D Revised, according to the Plat thereof as recorded in Plat Book 25, at Page 74, of the Public Records of Miami-Dade County, Florida. The cost of the improvements is \$420,000.00 which would correspond to approximately \$2,550.24 per year and \$25,502.40 over ten years. (Historic Preservation Board Vote: Unanimous 9 - 0).

**Attachments:** [HPB.10.13.11.AV2005-03.CC12.13.11](#)  
[LHD1986-01](#)  
[COA\(ST\)2002-12](#)  
[AV2005-03.StaffRept](#)  
[AV2005-03.Part1](#)  
[HPBJune20,2002.ExcerptMins-COA](#)  
[AV2005-03.Part2](#)  
[Excerpt.HPB Minutes October 13 2011](#)  
[AV2005-03.Resolution](#)  
[HPB10-13-11.PPP.2327CountryClubPrado](#)  
[G-1 Signed Cover Memo](#)  
[Signed Resolution 2011-300](#)

A RESOLUTION GRANTING AD-VALOREM TAX EX-EMPTION FOR IMPROVEMENTS TO THE PROPERTY LOCATED AT 2723 COUNTRY CLUB PRADO, A LOCAL HISTORIC LANDMARK, LEGALLY DESCRIBED LOTS 13-16, BLOCK 13, OF CORAL GABLES SECTION D RE-VISED, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 25, AT PAGE 74, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA.

[Note for the Record: City Manager Salerno requested of Historic Preservation Officer Dona Spain to approach the dais in connection with Agenda Item G-1. Ms. Spain stated that the improvements made to the property located at 2723 Country Club Prado is owned by Mr. and Mrs. Huber Parsons, Jr.; further adding that said residence was originally designed by Walter DeGarmo (architect)-further pointing out that there have been multiple improvements (i.e. as more particularly described in the power point presentation) such as: restoration of the interior plaster finishes; repairing and restoration of the exterior stucco; painting of the structure; upgrading and replacement of the electrical system; replacement of the flat roof at the garage; replacement of the clay tile roof; refinishing of all of the wood floors; strengthening of the foundation of said home; replacement of the concrete in the garage; raising of the floor to prevent flooding; restoration of all of the original brass door hinges and hardware; repairing of the existing and enclosed front terrace; installation of new

impact windows; restoration and refinishing of the original front door, further adding that the Parsons performed certain site improvements that did not qualify for ad valorem tax relief (i.e. such as replacement of the septic system- installation of a new septic tank; restoration of a roof top terrace; restoration of a front dining terrace, etc.).

Before City Commission action was taken on this item, Vice Mayor Kerdyk stated instead of himself leading the public in the Pledge Allegiance to the Flag, it should have been a member of the Parson's family, and that if there were any family to be recognized for serving the federal government through its military service it would be the Parson's family whose sons served with distinction in Iraq and Afghanistan, and served with honor].

**A motion was made by Commissioner Cabrera, Jr., seconded by Commissioner Anderson, that this motion be adopted by Resolution Number 2011-300. The motion passed by the following vote:**

**Yeas :** 5 - Commissioner Quesada, Commissioner Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr. and Mayor Cason

City Clerk Item No. 45

**H. CITY MANAGER ITEMS****RESOLUTION NO. 2011-301**

- H.-1. [11-1248](#) Resolution amending the Fiscal Year 2011-2012 annual budget, authorizing a transfer of funds from the General Fund Reserves into the General Improvements Capital Projects Fund, authorizing an appropriation of funds for certain landscaping and streetscape improvements and further appropriating funds pursuant to the UM Development Agreement.

**Attachments:** [Agenda Cover Sheet - Amending 2011-2012 Budget 3](#)  
[Resolution Amending FY 12 Budget](#)  
[H-1 Signed Cover Memo](#)  
[Signed Resolution 2011-301](#)

RESOLUTION AMENDING THE FISCAL YEAR 2011--2012 ANNUAL BUDGET, AUTHORIZING A TRANSFER OF FUNDS FROM THE GENERAL FUND RESERVES INTO THE GENERAL IMPROVEMENTS CAPITAL PROJECTS FUND, AUTHORIZING AN APPROPRIATION OF FUNDS FOR CERTAIN LANDSCAPING AND STREETScape IMPROVEMENTS AND FURTHER APPROPRIATING FUNDS PURSUANT TO THE UM DEVELOPMENT AGREEMENT.

[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].

**A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2011-301. The motion passed by the following vote:**

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

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

City Clerk Item No. 60

**J. CITY CLERK ITEMS**

None

City Clerk Item No. 67

**K. DISCUSSION ITEMS**

Commissioner Anderson: In the spirit of the holidays, I want to congratulate staff for putting together a nice Boards and Committee party, very nice, lots of great comments from citizens and also for the Holiday Park and the tree lighting, had a lot of very positive comments I wanted to pass along so that staff knows. Great job.

Mayor Cason: Ralph.

Commissioner Cabrera: Yes, I have several items. The first item is, on Monday, November 28th I received a message in my office from a, how should I put this, this was a homeowners association that is not in Coral Gables, but is immediately next to Coral Gables in the Coconut Grove area, and they were interested in me attending a meeting with their Executive Committee to talk about the trolley depot. I immediately remembered that District 7 Commissioner, Xavier Suarez, had spoken to me about some concerns that this homeowners association had expressed regarding a possible trolley depot in their neighborhood. So that same day at about 5:30 I wrote the City Manager an e-mail and I copied Commissioner Suarez' office, I actually copied one of his staff members, and my message to the Manager that day was, the message below comes from a representative of the Coconut Village Homeowners Association, this community organization has expressed a preliminary desire to learn more about the City of Coral Gables trolley depot. Initially, I received an inquiry from Miami-Dade County Commissioner Xavier Suarez office who alerted me of their wishes to receive a briefing on this project. As a courtesy I returned the gentleman's call this afternoon and advised him that your office will take the appropriate action to respond to this inquiry. Please follow up appropriately and then I signed it, and then I never heard back and today's December 13th, and I can't tell you what happened because I didn't get a response from the Manager, I did not get a response from anyone. So to this day I can't tell you what's happening with this item, so I figured I'd bring it up publicly to find out if anything is going on.

City Manager Salerno: First of all, we acted on that immediately if you had asked Commissioner to say, please advise how you are proceeding, I would have done so. You said, here it is, take care of it, we did. We advised the developer of the request and suggested that they make contact with the head of that homeowners association and discuss and brief them. We are not the applicant in that project, we are at this stage only have a letter of intent and we did not want to put ourselves, the City of Coral Gables, dealing with a homeowners association in Coconut Grove in the City of

Miami. So we relayed that immediately to the developer of the project and their attorney and suggested that they attend this meeting and that's what we did. So we followed up and took the action appropriately.

Commissioner Cabrera: Colleagues I just felt that in the normal course of professionalism I would have gotten a response, that's all. Next time I'll be sure to ask for a follow up and a response in a professional timely manner. I stand corrected; I forgot to request that it be properly responded to in a professional timely manner, my mistake. Now back to my comments. I wanted to also suggest about two years ago before Ms. Spain left the Assistant City Manager's office, I had made a suggestion that we look at possibly installing a bicycle rack that works with parking meters. It's kind of a neat concept. What you do is instead of putting in a new bicycle rack, what you do is you take the existing structure, the parking meter, and you insert a device that allows people to use it as a bicycle rack. Subsequently, I learned that we had gone ahead and asked for some sample of these racks and I believe they are here, they've been here for well over, I'm going to say, a year-year and-a-half; and I'd like to see them implemented, I'd like to see what a pilot program would look like particularly in the downtown area, possibly Miracle Mile, the Central Business District, somewhere we can see the effects of it, because today if you walk around Miracle Mile you'll see that a lot of the folks tie their bikes to meters and they are not safely tied up, to trees, to anything that they feel will secure the bicycle and I think that this might be a concept that we might just simple want to explore.

Commissioner Quesada: Do you have a picture of one?

Commissioner Cabrera: I do, I do. I meant to print it to bring it so you can see it.

Commissioner Quesada: Can you bring it for next meeting?

Commissioner Cabrera: No, I'll tell you what I'll do, I'm going to forward it to all of you, to the four of you, I'm going to forward several photographs. I haven't seen the prototype that we have here at City Hall.

Commissioner Quesada: I've seen a few different versions, so I'd be interested to see which one we have.

Commissioner Cabrera: I don't care what version we use, I'd rather let the professional staff make those decisions, but I'd like us to at least explore the

possibilities. So I'll go ahead and distribute amongst the five of us a couple of samples of what it looks like.

Commissioner Quesada: That would be great.

Commissioner Cabrera: And then this gives me an opportunity to thank the citizens of Coral Gables for another fun-filled year of government work. Those of you that normally don't come here, you got to see just a little glimpse of what happens public and sometimes privately, and I'd just like to wish everyone a very Merry Christmas, a Happy Hanukah, and "happy festivas for the rest of us." That's it for me.

Mayor Cason: Thank you Ralph. Bill?

Vice Mayor Kerdyk: A few issues. Ms. Assistant City Manager, since Mr. Manager is up, I'd like you to take a look at the Granada Golf Course, I've had a lot of people come up to me recently and tell me that the conditions is not what we are used to there, could you please take a good look at that? Also, if we could have our Planning Director write a letter on behalf of the City with regards to a house that is being, is trying to be converted on Sunset Drive in the High Pines area. This Commission has always been very diligent about preserving its borders and another one right there, contiguous to the City of Coral Gables border is a house that's trying to be converted to a commercial usage. So whether we ever annex that area or not, that's one thing, but it's still right next to us, so we need to take...The other thing is that there is a piece of property on the corner on Tibidabo and Old Cutler Road, it's just a vacant piece of property that the City owns like a park area, but it's never been improved, it's just vacant pieces of property. I'd like to see the City do something as far as beautifying that area. Also, I have a nominee, I'm sorry I didn't talk to it earlier, Emergency Management Division. Now he does not live in the Gables, but works in the Gables, I want to clarify that because he will need a four-fifths vote, but William Colias for Emergency Management Division. So I'd like to make a motion for him.

Commissioner Anderson: I'll second that.

Mayor Cason: OK. Vice Mayor makes a motion seconds by Commissioner Anderson.

City Clerk

**Vice Mayor Kerdyk: Yes**

**Commissioner Quesada: Yes**

**Commissioner Anderson: Yes**

**Commissioner Cabrera: (Absent)**

**Mayor Cason: Yes**

**(Vote: 4-0)**

Vice Mayor Kerdyk: Two final things - you were right Commissioner Anderson the party was great that the City threw for its committee members and that's what makes the City really a good place to live are the people that volunteer on our committees and that was a small tribute for all that they do for us. Like to just take the time to wish everybody Merry Christmas and Happy Holiday Season. Thank you.

Mayor Cason: Frank?

Commissioner Quesada: Just one quick item. I have a Board member, Rolando Mora, who is moving out of the City. He is on the Economic Development Board, I'm going to request that, I don't know if he has moved out yet, but if he hasn't he will have moved out by the time we meet the next time around. So, I'd like to make a motion to keep him on the Board and I'll tell you why. Economic Development Board, I've met with them recently and they told me that, Jim I believe you were there, maybe a month or two months before I was there to get to meet their new Commissioner and Mayor. I had asked them to look into different studies and Mr. Mora works for KPMG and he has quite a bit of access to some specialists in economic development, and he is going to be bringing in colleagues to help us gather some data to see what we are doing from an economic development front, along with Cindy as well. So, I'd like to keep him on for those reasons and I'd like to make a motion at this time to keep Rolando Mora on that Board.

Vice Mayor Kerdyk: I'll second it.

Commissioner Cabrera: You know, I think you have a very credible reason for doing this, you know how I feel about that, but he started off as a Coral Gables resident and he is in the middle of a project, so it would be unfair for me to impose my personal policy that you got to live in Coral Gables. So listen, I would certainly support that.

Commissioner Quesada: Appreciate it.

Mayor Cason: Do we have a motion by Commissioner Quesada?

Commissioner Quesada: Yes you do.

Mayor Cason: Vice Mayor makes the second.

City Clerk.

**Commissioner Quesada: Yes**

**Commissioner Anderson: Yes**

**Commissioner Cabrera: Yes**

**Vice Mayor Kerdyk: Yes**

**Mayor Cason: Yes**

**(Vote: 5-0)**

Commissioner Quesada: And lastly, Happy Holidays, thank you for my first calendar year as a City Commissioner, thank you for everyone that voted, and for those of you who didn't vote for me hopefully I'll win you over a little bit, but thank you again, it's been a great first year and I look forward to many other sleepless nights.

Mayor Cason: I'd also like to thank everyone for their support during this year, met a lot of really wonderful people. This is a fabulous community, I really appreciate the fact that all of us are trying to do our best to make it even better. I wish everybody a Merry Christmas, Happy Hanukah, and look forward to the coming year and the projects that we have online, that I think are going to make a tremendous improvement in the quality of life in Coral Gables; and the only other thing I'd like to mention, I think at some point there is no way we are going to escape talking about the Genting Casinos and their impact on Coral Gables. Maybe the Chambers will pick it up, maybe our own Chambers will have a resolution on it, but I think at some point our druthers, our view would be worth discussing and know a little bit about what their plans are. I'd like to see us have a session and talk about it among ourselves. OK.

City Clerk Item No. 61

**RESOLUTION NO. 2011-302**

**Non**     [11-1255](#)  
**Agenda**

Resolution appointing William Colas (Nominated by Vice Mayor Kerdyk) to serve as a member of the Emergency Management Division, for a two (2) year term beginning June 1, 2011 through May 31, 2013.

**Attachments:**   [Signed Resolution 2011-302](#)

RESOLUTION GRANTING APPROVAL OF A RESIDENTIAL WAIVER (BY A FOUR-FIFTHS VOTE OF THE CITY COMMISSION) FOR WILLIAM COLAS IN ACCORDANCE WITH SECTION 2-59(4)(B)(2) OF THE CITY CODE, TO SERVE AS A MEMBER OF THE EMERGENCY MANAGEMENT DIVISION FOR A TWO (2) YEAR TERM, BEGINNING JUNE 1, 2011 THROUGH MAY 31, 2013.

**A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Anderson, that this motion be adopted by Resolution Number 2011-302. The motion passed by the following vote:**

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

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

City Clerk Item No. 62

**RESOLUTION NO. 2011-303**

**Non**     [11-1257](#)  
**Agenda**

Resolution approving waiver by a 4/5ths vote, the residency requirement pursuant to City of Coral Gables Code Section 2-59(b)2, as it pertains to Rolando Mora, said individual who has been appointed by Commissioner Quesada, to serve as a member of the Economic Development Board, for the term beginning June 1, 2011 and ending May 31, 2013.

**Attachments:**   [Signed Resolution 2011-303](#)

RESOLUTION GRANTING APPROVAL OF A RESIDENTIAL WAIVER FOR AN EXTENSION (BY A FOUR-FIFTHS VOTE OF THE CITY COMMISSION) FOR ROLANDO MORA IN ACCORDANCE WITH SECTION 2-59(4)(B)(2) OF THE CITY CODE, TO SERVE AS A MEMBER OF THE ECONOMIC DEVELOPMENT BOARD FOR A TWO (2) YEAR TERM, BEGINNING JUNE 1, 2011 THROUGH MAY 31, 2013.

**A motion was made by Commissioner Quesada, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2011-303. The motion passed by the following vote:**

**Yeas :** 5 - Commissioner Quesada, Commissioner Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr. and Mayor Cason

City Clerk Item No. 63

**RESOLUTION NO. 2011-304****Non [11-1258](#)  
Agenda**

A Resolution of the Coral Gables City Commission continuing the Regular City Commission Meeting of December 13, 2011 until Monday, December 19, 2011, beginning 10 a.m.

**Attachments:** [Signed Resolution 2011-304](#)

RESOLUTION TO CONTINUE THE CITY COMMISSION MEETING WHICH WAS HELD ON TUESDAY, DECEMBER 13, 2011 (9:00 A.M.) AND WAS RECESSED ON THIS SAME DATE (7:23 P.M.) UNTIL MONDAY, DECEMBER, 19, 2011, BEGINNING 10:00 A.M., IN THE COMMISSION CHAMBERS, 405 BILTMORE WAY, CORAL GABLES, FLORIDA.

**A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this motion be adopted by Resolution Number 2011-304. The motion passed by the following vote:**

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

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

City Clerk Item No. 68

[Note for the Record: Following the Discussion Items and having completed all items appearing on the Agenda on this same date except Agenda Item I-1 a motion was made by Commissioner Anderson and seconded by Vice Mayor Kerdyk to continue the City Commission Meeting held on this same day until December 19, 2011, beginning 10 a.m.].

**I. CITY ATTORNEY ITEMS****RESOLUTION NO. 2011-305 (As Amended)**

- I.-1. [11-1244](#) Commission discussion and/or actions regarding Biltmore matters.  
(Deferred from the December 13, 2011 City Commission Meeting)

**Attachments:** [Letter to T. Gene Prescott-Biltmore Hotel](#)  
[Draft Resolution](#)

RESOLUTION AUTHORIZING EXECUTION BY THE CITY OF THE FOLLOWING AGREEMENTS: (1) SETTLEMENT AND RELEASE AGREEMENT WITH THE BILTMORE HOTEL LIMITED PARTNERSHIP AND (2) FIRST AMENDMENT TO THE MANAGEMENT AGREEMENT FOR BILTMORE AND GRANADA PUBLIC GOLF COURSES WITH THE BILTMORE HOTEL GOLF MANAGEMENT, LLC.

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

**A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Anderson, that this motion be adopted as amended by Resolution Number 2011-305. The motion passed by the following vote:**

**Yeas :** 5 - Commissioner Anderson, Commissioner Cabrera, Jr., Vice Mayor Kerdyk, Jr., Commissioner Quesada and Mayor Cason

City Clerk Item No. 69

**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 11:07 am on December 19, 2011. The next regular meeting of the City Commission has been scheduled for January 10, 2012, beginning 9 a.m.]

JIM CASON  
MAYOR

ATTEST:

WALTER J. FOEMAN  
CITY CLERK