

# **City of Coral Gables**

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



## **Meeting Minutes**

**Tuesday, February 5, 2013**

**9:00 AM**

**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**

[Note for the Record: Mayor Cason stated that to start off the meeting he would like to acknowledge Reverend Roberto Perez, Associate Pastor, First United Methodist Church of Coral Gables; further mentioning that Reverend Perez grew up in Cuba, served in the armed forces and helped start a rehab program for first youthful offenders for drugs; further pointing out that through the years he worked with refugees, became a Chaplain at the Miami-Dade City Jail, and on October 20, 2011 he was awarded the prestigious Presidential Citizens Medal that year; further stating that he knew Reverend Perez during his tenure while working for the State Department, residing in Cuba; whereupon Reverend Perez delivered the invocation.

Following Reverend Perez' deliverance of the invocation, Mayor Cason thanked the Reverend for delivering of the invocation, as well as for his attendance].

**PLEDGE OF ALLEGIANCE**

Mayor Cason led the Pledge of Allegiance.

**LEGISLATIVE SUMMARY**

The following minutes summary includes all presentations made, and actions taken which information is supplemented by the following exhibits on file in the Office of the City Clerk, and which are by reference made a part of the record herein: (a) Ordinance(s) adopted (Ordinance No. 2013-02 through Ordinance No. 2013-03); (b) Resolution(s) adopted (Resolution No. 2013-16 through Resolution No. 2013-23); (c) Video; (d) Audio Recording; (e) Minutes Folder with Agenda and background information, including items which were submitted at the meeting.

**A. PRESENTATIONS AND PROCLAMATIONS**

- A.-1. [12-2189](#) Presentation of a Proclamation declaring February 5, 2013 as Flags on Ponce Day in Coral Gables.

[Note for the Record: Following the reading of the title to Agenda Item A-1 into the public record (i.e. proclamation declaring February 5, 2013 as “Flags on Ponce Day in Coral Gables”), Mayor Cason read the proclamation into the public record.

After a photo session involving representatives of the Coral Gables Chamber of Commerce, Coral Gables President Mark Trowbridge thanked the Mayor, Vice Mayor, each member of the City Commission; further adding that this particular program for the past 20 years, if one were to drive down Ponce de Leon Boulevard one would witness these beautiful colorful flags on display representing multinational companies that are headquartered in our City, along with the many consulate trade offices. Mr. Trowbridge further added that the City is very keen on building this tradition, growing the companies that are here; further acknowledging the presence of HBO Latin America, establishing its Latin American headquarters here in Coral Gables, thereby bringing some 300 plus employees and growing to our City-pointing out that this is a reminder to those who visit and live in our City as to the Chamber’s and City’s commitment we have, as further seen in the leadership here.

Mr. Trowbridge further acknowledged that on the 20th anniversary, that he wanted to acknowledged a couple of people, namely former City Commissioner Jim Barker, a long time Commissioner, our former Mayors whom were involved with this initiative, as well as a special tribute to Ron Sheffield, who was chairman of the Chamber during the time when the Flag Program was created. Also adding that on the City side that he wanted to thank Facilities Division Superintendent Dallas Brown and his team.

Finally, Mr. Trowbridge on behalf of the Coral Gables Chamber, Executive Director Darlene Thompson, and the leadership both past and present thanked the City Commission for this celebratory opportunity. Commissioner Cabrera added that he would have been remised not to include former City Commissioner Ron Rabeson who was also involved with said initiative].

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

City Clerk Item No. 1

- A.-2. [12-2180](#) Congratulations to Firefighter Richard Fernandez, recipient of the City of Coral Gables Firefighter of the Month Award, for the month of February 2013.

**Attachments:** [Notification Letter, FF of the Month, Feb 2013.pdf](#)  
[Cover Memo - FF of the Month, February 2013.pdf](#)

[Note for the Record: Following the reading of the title to Agenda Item A-2 (“Congratulations to Firefighter Richard Fernandez, recipient of the City of Coral Gables Firefighter of the Month Award for the month of February 2013”), City Manager Salerno requested of Fire Chief Walter Reed to present this item, whereby Fire Chief Reed stated that Firefighter Fernandez was selected Firefighter of the Month for his outstanding display of individual initiative surpassing job requirements and expectations, specifically his dedication to the firefighter service training (i.e. in addition to training City personnel, Firefighter Fernandez has travelled to South America and other countries to provide specialized training using his off-duty, as well as his personal time), and educating fellow firefighters, locally, nationally and internationally; further acknowledging him as a founding member of internationally recognized SRT team, Firefighter Fernandez’ expertise in extrication makes him very much sought after; having served as a judge in numerous extrication competitions; further explaining that Firefighter has been selected as a past Firefighter of the Month, not new to this recognition; further adding that Firefighter Fernandez makes the City proud and is an excellent representative of the Fire Department.

In accepting this accolade, Firefighter Fernandez thanked Fire Chief Reed, along with Captain Wyzenger for nominating him; pointing out that he has travelled often to South America in furtherance of making slow impacts on fire safety, thanks to the support received from our City who often donated equipment and allow his team to travel internationally and do this type of training].

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

City Clerk Item No. 2

- A.-3. [12-2182](#) Congratulations to Detective Robert Wentzell, recipient of the City of Coral Gables Officer of the Month Award, for the month of December 2012.

**Attachments:** [COMMISSION COVER MEMO - WENTZELL - DEC](#)  
[NOMINATION - WENTZEL - DEC](#)

[Note for the Record: Following Mayor Cason's reading of the title to Agenda Item A-3 (i.e. Congratulations to Detective Robert Wentzell, recipient of the City of Coral Gables "Officer of the Month Award" for the month of December), City Manager Salerno requested of Interim Police Chief Masington to present the item; whereby Chief Masington explained that as a result of a coordinated effort with other members of the Police Department, Detective Wentzell was provided information about individuals who appeared to have been committing ATM scams using credit cards at the Publix on Le Jeune Road; further pointing out that these types of cases are extremely sophisticated, but at the end of the day due to Detective Wentzell's discipline and diligence in this particular case yielded an unbelievable number of arrest of people who were very involved in an organized crime scheme to defraud others.

Chief Masington further explained regarding the level of sophistication, that when Detective Wentzell went on his own to do surveillance, he wound up identifying a suspect who tried to flee from him, but with the assistance of the patrol unit, they were able to stop this suspect whereby through investigative skills and discipline ended in a confession from said individual; further noting that when they entered an apartment where this individual lives, they discovered a credit card embossing machine; a credit card re-encoding machine; a high quality laser printer boxes of 500 credit card stock; computers; cell phones; a satellite phone; hard drives; skimmers; portable electronic storage devices; gift cards; numerous Western Union receipts, bank receipts, passports; fraudulent US permanent resident cards, and one fraudulent California Driver's license; said documents had defendant's face with different names on them. Chief Masington further stated that due to Detective Wentzell's discipline and investigative skills, Detective Wentzell's was able to bring this individual into custody; further congratulating Detective Wentzell's for his effort.

In accepting this accolade Detective Wentzell's thanked the Mayor and members of the City Commission, those members of the Award Selection Committee who voted for him, along with his fiancé Claudia whom he also thanked for taking time out of her busy schedule to be in attendance; finally saying that he appreciated the nomination].

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

City Clerk Item No. 3

**Non** [12-2142](#)  
**Agenda**

Congratulations to Detective John Carrasco, recipient of the City of Coral Gables Officer of the Month Award, for the month of November 2012.

**Attachments:** [NOMINATION - CARRASCO](#)  
[COMMISSION COVER MEMO NOVEMBER - CARRASCO](#)

[Note for the Record: Interim Police Chief Scott Masington requested the City Commissioner's indulgence for a moment to introduce them to Detective John Carrasco, who was the Police Officer of the Month for the month of November, who was unable to be in attendance due to family personal reasons; further sharing with the viewing public that while conducting surveillance in an unmarked vehicle, Detective Carrasco observed an individual riding along side his police vehicle pulling a suitcase on wheels travelling down Montserrat; further explaining that Detective Carrasco called the Property Crimes Unit to provide some assistance to him after engaging the suspect and ascertaining that his statements as it related to the circumstances surrounding this individual were not corroborated. After gaining consent to search the bag in question, Detective Carrasco discovered certain electronic devices (i.e. iPad, whereupon one of the officers unlocked same and found the residential address of the property in question); later, they went back to the residential address and discovered it was the address of the crime in question; further acknowledging that had it not been for Detective Carrasco's ability to conceive of these types of crimes and being able to put this puzzle together, this crime would have never been solved.

In accepting this accolade Detective Carrasco thanked the City Commission for this recognition and also thanked his co-workers whom he noted would not have been possible without their assistance].

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

City Clerk Item No. 4

**A.-4.** [12-2190](#)

Congratulations to Alejandro Gamundi, Information Technology Department, recipient of the City of Coral Gables Employee of the Month Award, for the month of February 2013.

**Attachments:** [EOM Notification Letter](#)  
[Cover Memo EOM February 2013](#)

[Note for the Record: Following Mayor Cason's reading of the title to Agenda Item A-4 into the public record, City Manager Salerno requested of Human Resources Director Elsa Jaramillo-Velez to present the item (i.e. Congratulations to Alex Gamundi, Information Technology Department, recipient of the City of Coral Gables Employee of the Month Award for the month of February, 2013), wherein Mrs. Jaramillo-Velez informed the viewing public that Alex Gamundi represents another example of an exemplary employee and directed the viewing public to the video segment of the presentation.

During the video presentation portion of the presentation, Information Technology Director Gee Chow stated that Alex Gamundi has been working for the City for seven (7) years, having started as a part-timer only later to become an IT Analyst; having shown himself to be very motivated, he is always willing to accept new assignments with enthusiasm; his customer and technical skills are greatly appreciated by departmental users and our citizenry alike; further noting that Alex has also conducted and maintained outreach computer training classes for seniors to explore the world of the Internet and office automation tools.

Mr. Chow shared with the viewing audience that recently Alex had also implemented an asset management system to allow departments to inventory, track and maintain computer hardware throughout the city. He concluded by stating that as a member of the IT team, Alex should be recognized for his efforts to be consistent and responsible in his delivery of IT services to our City's departmental users and stakeholders.

In making the presentation to Alex, Mr. Chow stated that he was happy to have this opportunity to present Alex Gamundi this accolade, said individual whom he described as being a very high tech guru, but very user friendly. On accepting the award, Alex thanked those involved (i.e. staff plus City residents) for the opportunity to work for the City, adding that he looks forward to continuing his service with the City, finally everyone involved for this recognition].

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

City Clerk Item No. 5

**B. APPROVAL OF MINUTES**

- B.-1. [13-2195](#) Regular City Commission Meeting of January 22, 2013.

**Attachments:** [Verbatim Transcript - Agenda Item E-1 - Board of Architects Appeal re building sig](#)  
[Verbatim Transcript - Agenda Item E-3 - Ordinance relating to ad valorem taxation](#)  
[Verbatim Transcript - Agenda Item E-4 and E-5 are related - Ordinances Snapper](#)  
[Verbatim Transcript - Agenda Item F-1 - Discussion regarding Andalusia Parking C](#)  
[Verbatim Transcript - Agenda Item G-1 - Reso authorizing Ad Valorem tax relief 1C](#)  
[Verbatim Transcript - Agenda Item H-1 - Reso accepting CPO invitation to bid](#)  
[Meeting Minutes](#)

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

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

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

**RESOLUTION NO. 2013-16****C.-1. [12-2185](#)**

Resolution authorizing the City Manager and the Chief of Police to execute a Mutual Aid Agreement with the South Miami Police Department for multi-jurisdictional and cross-jurisdictional delivery of police services.

**Attachments:** [MUTUAL AID WITH SOUTH MIAMI](#)  
[RESOLUTION - South Miami PD - MOU](#)  
[C-1 Signed Cover Memo](#)  
[Signed Resolution 2013-16](#)

RESOLUTION AUTHORIZING THE CITY MANAGER AND THE CHIEF OF POLICE TO EXECUTE A MUTUAL AID AGREEMENT WITH THE SOUTH MIAMI POLICE DEPARTMENT FOR MULTI-JURISDICTIONAL AND CROSS-JURISDICTIONAL DELIVERY OF POLICE SERVICES.

**This Matter was adopted by Resolution Number 2013-16 on the Consent Agenda.**

City Clerk Item No. 7

**RESOLUTION NO. 2013-17**

- C.-2. [13-2191](#) Resolution amending the Fiscal Year 2012-2013 Annual Budget to recognize various items as revenue and appropriate such amounts for expenditure.

**Attachments:** [Budget Amendment Resolution](#)  
[Bond Settlement](#)  
[C-2 Signed Cover Memo](#)  
[Signed Resolution 2013-17](#)

RESOLUTION AMENDING THE FISCAL YEAR 2012-2013 ANNUAL BUDGET TO RECOGNIZE VARIOUS ITEMS AS REVENUE AND APPROPRIATE SUCH AMOUNTS FOR EXPENDITURE.

**This Matter was adopted by Resolution Number 2013-17 on the Consent Agenda.**

City Clerk Item No. 8

**RESOLUTION NO. 2013-18**

- C.-3. [13-2194](#) Resolution authorizing entering into an amendment to Amended and Restated Agreement with Actors' Playhouse Productions, Inc., with regard to City owned property located at 280 Miracle Mile, Coral Gables, Florida.

**Attachments:** [Proposed Amendment 2.5.13 \(Actors Amendment\)](#)  
[1-30-13 PAB EXCERPT minutes](#)  
[Resolution 2.5.13 Actors Agreement](#)  
[C-3 Signed Cover Memo](#)  
[Signed Resolution 2013-18](#)

RESOLUTION AUTHORIZING ENTERING INTO AN AMENDMENT TO AMENDED AND RESTATED AGREEMENT WITH ACTORS' PLAYHOUSE PRODUCTIONS, INC., WITH REGARD TO CITY OWNED PROPERTY LOCATED AT 280 MIRACLE MILE, CORAL GABLES, FLORIDA.

**This Matter was adopted by Resolution Number 2013-18 on the Consent Agenda.**

City Clerk Item No. 9

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

- C.-4. [12-2176](#) Pinewood Cemetery Advisory Board Meeting of January 14, 2013

**Attachments:** [Pinewood Cemetery Board minutes - 1-14-13 - DRAFT](#)  
[1.14.13MinutesCCMtq2.5.13](#)

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

City Clerk Item No. 10

- C.-5. [12-2177](#) Coral Gables Merrick House Governing Board Meeting of January 14, 2013

**Attachments:** [Merrick House Board minutes 1-14-13 - DRAFT](#)  
[1.14.13MinutesforCC2.5.13](#)

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

City Clerk Item No. 11

- C.-6. [12-2178](#) Historic Preservation Board Meeting of December 20, 2012

**Attachments:** [HPBMinutesDecember20,2012](#)  
[HPB.12.20.12MinutesforCC02.5.13](#)

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

City Clerk Item No. 12

- C.-7. [12-2179](#) Cultural Development Board Meeting of November 13, 2012

**Attachments:** [CDB Commission cover CDB 2-5-13](#)  
[11 CDB Minutes November 13 2012](#)

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

City Clerk Item No. 13

- C.-8. [12-2183](#) Landscape Beautification Advisory Board Meeting of January 3, 2013

**Attachments:** [BC Cover Sheet 01-03-13.pdf](#)  
[Minutes BC 01-03-13.pdf](#)  
[LBAB Signed Minutes 1-3-13](#)

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

City Clerk Item No. 14

- C.-9. [12-2184](#) Traffic Advisory Board Meeting of December 18, 2012

**Attachments:** [Traffic Advisory Board meeting minutes of 12-18-12 COVER](#)  
[TAB 12-18-12 Meeting Minutes](#)

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

City Clerk Item No. 15

- C.-10. [12-2186](#) Green Task Force Meeting of November 28, 2012

**Attachments:** [Green Task Force 11-28-12 meeting minutes COVER](#)  
[GTF Minutes 11-28-2012](#)

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

City Clerk Item No. 16

- C.-11. [12-2188](#) Library Advisory Board Meeting of December 12, 2012

**Attachments:** [Library Minutes 12-12-12 final.pdf](#)  
[LAB Cover Sheet 12-12-12.pdf](#)  
[LAB Minutes 12-12-12 signed](#)

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

City Clerk Item No. 17

## D. PERSONAL APPEARANCES

- D.-1. [12-2175](#) A presentation by Mark Trowbridge, president of the Coral Gables Chamber of Commerce, discussing Shop Miami Month, recapping the Holiday Light and Storefront Display Awards and launching the Storefront Display Contest for Valentine's Day .

**Attachments:** [Verbatim Transcript - Agenda Item D-1](#)

[Note for the Record (Agenda Item D-1): 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. 18

- D.-2. [13-2192](#) Leona Cooper, regarding the West Grove Trolley Depot.  
Commissioner Maria Anderson

**Attachments:** [Verbatim Transcript - Agenda Item D-2](#)

[Note for the Record: The verbatim transcript for Agenda Item D-2 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. 19

## E. PUBLIC HEARINGS

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.

### Appeals

#### **RESOLUTION NO. 2013-19**

- E.-1. [12-2136](#) Board of Architects Appeal - Application No. AB 12-11-0424  
(Continued from the January 22, 2013 Meeting)

Mr. Jorge Alvarez, representing Dade Medical College, the Applicant, has filed an appeal to the Coral Gables City Commission, from a decision of the Board of Architects at its regular meeting of November 29, 2012, wherein the Board denied Application No. AB 12-11-0424, in connection with a building sign (Dade Medical College) located above the sixth floor of the building located at 95 Merrick Way.

**Attachments:** [01 22 13 Exhibit A Legal Ad - Notice of Appeal](#)  
[01 22 13 Exhibit B Application Appeal from BOA](#)  
[E-1 Signed Cover Memo 01-22-13](#)  
[02 05 13 CC Cover Memo re: Appeal - Dade Medical College - Agenda Item](#)  
[02 05 13 Exhibit A Legal Ad - Notice of Appeal](#)  
[02 05 13 Exhibit B Application Appeal from BOA](#)  
[02 05 13 Exhibit C 01 22 13 City Commission Meeting Minutes](#)  
[02 05 13 Exhibit D 01 28 13 Preliminary Zoning Analysis](#)  
[E-1 Signed Cover Memo 02-05-13](#)  
[Signed Resolution 2013-19](#)  
[Verbatim Transcript 2/5/13 - Agenda Item E-1](#)  
[Verbatim Transcript 1/22/13 - Agenda Item E-1 - Board of Architects Appeal re buil](#)

RESOLUTION OF THE CITY COMMISSION UPHOLDING THE APPEAL FILED BY JORGE ALVAREZ, REPRESENTING DADE MEDICAL COLLEGE, THE APPLICANT, APPLICATION NO. AB 12-11-0424, THEREBY REVERSING THE DECISION OF THE BOARD OF ARCHITECTS ("BOARD"), PURSUANT TO SECTION 5-1902 AND SECTION 5-1904 OF THE CORAL GABLES ZONING CODE IN CONNECTION WITH A BUILDING SIGN (DADE MEDICAL COLLEGE) LOCATED ABOVE THE SIXTH FLOOR OF THE BUILDING AT 95 MERRICK WAY.

[Note for the Record: The verbatim transcript for Agenda Item E-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 Quesada, that this Appeal be Granted by Resolution Number 2013-19. 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. 20

**RESOLUTION NO. 2013-20**

E.-2. [12-2137](#) Historic Preservation Board Appeal - Case File COA (SP) 2012-018

Cascar, LLC (Hall, Lamb & Hall, PA) Applicant, has filed the following appeals to the Coral Gables City Commission from decisions of the Historic Preservation Board at its regular meeting of December 20, 2012 regarding the property at 2 Casuarina Concourse, a Local Historic Landmark, legally described as Lot 32, Block "A," Gables Estates Number 2, according to the plat thereof recorded in Plat Book 60 at Page 37 of the public records of Miami-Dade County, Florida:

"The denial of the Applicant's claim that the designation of its residence at 2 Casuarina Concourse, Coral Gables, Florida, as a local historic landmark has created an undue economic hardship."

and

"The denial of the Applicant's application for a Special Certificate of Appropriateness for demolition of the residence at 2 Casuarina Concourse, Coral Gables, Florida."

**Attachments:** [Memo to HPB Dec 18, 2012](#)  
[COASP2012-18Report](#)  
[AppraisalReview](#)  
[COA\(SP\)2012-018LetterOfIntent](#)  
[Memo to HPB 2 Casuarina Concourse](#)  
[HPBMinutesDecember20,2012 Excerpts](#)  
[Providing for Economic Hardship Relief article](#)  
[Assessing Economic Hardship article](#)  
[Barbara E Mattick letter](#)  
[Kalorama Hts v Dist of Columbia](#)  
[Arva Parks email](#)  
[Preservation Magazine articles - 1](#)  
[Preservation Magazine articles - 2](#)  
[Preservation Magazine articles - 3](#)  
[Preservation Magazine articles - 4](#)  
[Preservation Magazine articles - 5](#)  
[Preservation Magazine articles - 6](#)  
[Penn Central Transp Co v City of New York](#)  
[City of Pittsburgh v Weinberg](#)  
[Article 3 - Division 11 Zoning Code](#)  
[2 Casuarina - Gallaher appraisal documents](#)  
[2 Casuarina - Gallaher appraisal documents - Gables Estates Land Sales](#)  
[2 Casuarina - Gallaher appraisal documents - Vacant Land Searches](#)  
[2 Casuarina - Gallaher appraisal documents - #12016 Excel-Searches](#)  
[2 Casuarina - Gallaher appraisal documents - Historic Homes Information](#)  
[2 Casuarina - Gallaher appraisal documents - Gables Estates Aerial](#)  
[2 Casuarina - Gallaher appraisal documents - HPACG List of Landmarks in CG](#)  
[2 Casuarina - Gallaher appraisal documents - South Grove Map](#)  
[2 Casuarina - Gallaher appraisal documents - Survey](#)  
[2 Casuarina - Gallaher appraisal documents - ABP Homes](#)  
[2 Casuarina - Gallaher appraisal documents - 2 Casuarina Concourse](#)  
[LHD Report - 2 Casuarina Concourse](#)  
[Martha Kohen UF letter](#)  
[Plans and Surveys](#)  
[2CasuarinaConcourseSignificanceLetter](#)  
[Hist Sig Request Ltr from AllenSmith\[1\]](#)  
[County Photo collage](#)  
[RalphPortuondoArchitectRept](#)  
[TheVillages'BookOfOutstandingHomesOfMiami](#)  
[TheArchitectureOfABPBook](#)  
[Nat'IRegisterBulletin](#)  
[PropetyOwnerCascarLLCPresentation](#)  
[MDCHPBResolution2012-04](#)  
[LettersOfSupport](#)  
[LettersAgainstDesignation.MiltonWallace](#)  
[2CasuarinaConcoursePowerPoint](#)  
[HPB02.16.2012.Verbatim.2Casuarina](#)  
[HPBMinutesFeb16,2012Draft](#)  
[ResolutionHPR168-LHD2011-04](#)  
[Cascar LLC - Claim for Undue Economic Hardship - section 1 to section 5](#)  
[Cascar LLC - Claim for Undue Economic Hardship - section 6 to section 7A](#)  
[Cascar LLC - Claim for Undue Economic Hardship - section 7B to section 7C](#)  
[Cascar LLC - Claim for Undue Economic Hardship - section 7D to section 8A](#)  
[Cascar LLC - Claim for Undue Economic Hardship - section 8B to section 8C](#)  
[Cascar LLC - Claim for Undue Economic Hardship - section 8D - end](#)

[Economic Impacts of Historic Preservation in Florida article](#)  
[HPB 12-20-12 - Verbatim](#)  
[Deputy City Attorney explanation of Takings Jurisprudence, etc](#)  
[E-2 Signed Cover Memo](#)  
[Verbatim Transcript - Agenda Item E-2](#)

RESOLUTION OF THE CORAL GABLES CITY COMMISSION, DENYING THE APPEAL FILED BY HALL, LAMB & HALL, PA, CASE FILE COA(SP)2012-018, ON BEHALF OF THE APPLICANT, CASCAR, LLC FOR THE PROPERTY LOCATED AT 2 CASUARINA CONCOURSE, FURTHER UPHOLDING THE DECISION OF THE HISTORIC PRESERVATION BOARD THAT THE claim regarding PROPERTY AS A LOCAL HISTORIC LANDMARK DOES NOT CREATE THE UNDUE ECONOMIC HARDSHIP, THEREFORE THE APPLICATION FOR A SPECIAL CERTIFICATE OF APPROPRIATENESS BY DEMOLITION OF SAID RESIDENCE IS ALSO HEREBY DENIED.

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

**A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this Appeal be denied by Resolution Number 2013-20. 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. 21

## ORDINANCES ON SECOND READING

Items E-3 and E-4 are related

### ORDINANCE NO. 2013-02

**E.-3.** [12-2134](#) Conditional Use with Site Plan. An Ordinance of the City Commission of Coral Gables, Florida on property legally described as Tract "A", Snapper Creek Lakes Subdivision (11190 Snapper Creek Road), Coral Gables, Florida; requesting the following: (Passed on First Reading January 22, 2013)

a. Site plan review of a proposed two (2) story community center to replace the existing one (1) story facility for exclusive use by Snapper Creek Lakes residents and marina members of a previously annexed subdivision, known as Snapper Creek Lakes Subdivision pursuant to the City of Coral Gables Resolution No. 28947 (Annexation), Ordinance No. 3207 (Land Use and Zoning Designation) and Ordinance No. 3249 (Site Specific Regulations);

b. Encroachment of landscaping and other associated improvements into the Old Cutler Road public right-of-way; and, including required conditions; providing for severability, repealer, codification, and an effective date. (Legal descriptions on file at the City)

**Attachments:** [01 22 13 Exhibit C Staff Recommendation Report with attachments](#)  
[01 22 13 Exhibit E Proposed ZC Site Specific Provisions](#)  
[01 22 13 Exhibit F Excerpts of PZB Meeting Minutes](#)  
[01 22 13 Exhibit D Applicant's Plan Submittal](#)  
[01 22 13 Exhibit A 1st Reading Ordinance Snapper Creek Site Plan Review and E](#)  
[01 22 13 Exhibit B 1st Reading Ordinance Snapper Creek ZC Text Amendment](#)  
[E-4 & E-5 Signed Cover Memo](#)  
[02 05 13 CC Cover Memo Snapper Creek 2nd reading](#)  
[02 05 13 Exhibit A 2nd Reading Ordinance Snapper Creek site plan review and er](#)  
[02 05 13 Exhibit B 2nd Reading Ordinance Snapper Creek zoning code text amen](#)  
[E-3 & E-4 Signed Cover Memo](#)  
[Signed Ordinance 2013-02](#)  
[Verbatim Transcript 2/5/13 - Agenda Item E-3 & E-4](#)  
[Verbatim Transcript 1/22/13 - Agenda Item E-4 and E-5 are related - Ordinances 5](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES, FLORIDA ON PROPERTY LEGALLY DESCRIBED AS TRACT "A", SNAPPER CREEK LAKES SUBDIVISION (11190 SNAPPER CREEK ROAD), CORAL GABLES, FLORIDA; REQUESTING THE FOLLOWING:

A. SITE PLAN REVIEW OF A PROPOSED TWO (2) STORY COMMUNITY CENTER TO REPLACE THE EXISTING ONE (1) STORY FACILITY FOR EXCLUSIVE USE BY SNAPPER CREEK LAKES RESIDENTS AND MARINA MEMBERS OF A PREVIOUSLY ANNEXED SUBDIVISION, KNOWN AS SNAPPER CREEK LAKES SUBDIVISION PURSUANT TO THE CITY OF CORAL GABLES RESOLUTION NO. 28947 (ANNEXATION), ORDINANCE NO. 3207 (LAND USE AND ZONING DESIGNATION) AND ORDINANCE NO. 3249 (SITE SPECIFIC REGULATIONS);

B. ENCROACHMENT OF LANDSCAPING AND OTHER ASSOCIATED IMPROVEMENTS INTO THE OLD CUTLER ROAD PUBLIC RIGHT-OF-WAY;

AND,  
INCLUDING REQUIRED CONDITIONS; PROVIDING FOR SEVERABILITY,  
REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

[Note for the Record: The verbatim transcript for Agenda Item E-3 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 matter be adopted by Ordinance Number 2013-02. 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. 22

### **ORDINANCE NO. 2013-03**

**E.-4. 12-2135**

Zoning Code Amendment. An Ordinance of the City Commission of Coral Gables, Florida providing for text amendments to the City of Coral Gables Official Zoning Code, Appendix A, "Site Specific Zoning Regulations", by creating a new section, "Section A-94 - Snapper Creek Lakes - Tract "A", providing provisions governing the use of the existing marina facility and community center, on property legally described as Tract "A", Snapper Creek Lakes Subdivision (11190 Snapper Creek Road), Coral Gables, Florida; providing for severability, repealer, codification, and an effective date. (Legal descriptions on file at the City) (Passed on First Reading January 22, 2013)

**Attachments:** [01 22 13 Exhibit C Staff Recommendation Report with attachments](#)  
[01 22 13 Exhibit E Proposed ZC Site Specific Provisions](#)  
[01 22 13 Exhibit F Excerpts of PZB Meeting Minutes](#)  
[01 22 13 Exhibit D Applicant's Plan Submittal](#)  
[01 22 13 Exhibit A 1st Reading Ordinance Snapper Creek Site Plan Review and E](#)  
[01 22 13 Exhibit B 1st Reading Ordinance Snapper Creek ZC Text Amendment](#)  
[E-4 & E-5 Signed Cover Memo](#)  
[02 05 13 Exhibit A 2nd Reading Ordinance Snapper Creek site plan review and er](#)  
[02 05 13 Exhibit B 2nd Reading Ordinance Snapper Creek zoning code text amen](#)  
[02 05 13 CC Cover Memo Snapper Creek 2nd reading](#)  
[E-3 & E-4 Signed Cover Memo](#)  
[Signed Ordinance 2013-03](#)  
[Verbatim Transcript 2/5/13 - Agenda Item E-3 & E-4](#)  
[Verbatim Transcript 1/22/13 - Agenda Item E-4 and E-5 are related - Ordinances 5](#)

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES, FLORIDA PROVIDING FOR TEXT AMENDMENTS TO THE CITY OF CORAL GABLES OFFICIAL ZONING CODE, APPENDIX A, "SITE SPECIFIC ZONING REGULATIONS", BY CREATING A NEW SECTION, "SECTION A-94 - SNAPPER CREEK LAKES - TRACT "A", PROVIDING PROVISIONS GOVERNING THE USE OF THE EXISTING MARINA FACILITY AND COMMUNITY CENTER, ON PROPERTY LEGALLY DESCRIBED AS TRACT "A", SNAPPER CREEK LAKES SUBDIVISION (11190 SNAPPER CREEK ROAD), CORAL GABLES, FLORIDA; PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

[Note for the Record: The verbatim transcript for Agenda Item E-4 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 matter be adopted by Ordinance Number 2013-03. 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. 23

**F. CITY COMMISSION ITEMS**

- F.-1. 13-2197 Discussion regarding Andalusia Parking Garages.  
Commissioner Rafael "Ralph" Cabrera, Jr.

**This Agenda Item was Deferred**

City Clerk Item No. 24

**G. BOARDS/COMMITTEES ITEMS**

**None**

City Clerk Item No. 25

**H. CITY MANAGER ITEMS****RESOLUTION NO. 2013-22 (As Amended)**

- H.-1. [12-2181](#) Resolution of the City Commission granting final approval for the architectural plans of a new residence to be located at 1044 Coral Way, Coral Gables, Florida, legally described as Lot 1 and the West 32 feet of Lot 2, Block 11, Coral Gables Section "A," and granting final approval for a historic marker to be placed on the right-of-way along Coral Way adjacent to the residence.

**Attachments:** [Memo 020513 to CC with HPB recommendations](#)  
[HPB Verbatim minutes \(1044 Coral Way\) January 17, 2013](#)  
[1044 Coral Way - Signed Memo BOA](#)  
[1044 Coral Way CC Presentation](#)  
[R-2012-206 Signed](#)  
[1044 Coral Way Resolution FINAL DESIGN REVIEW BY CC DRAFT - with attach](#)  
[H-1 Signed Cover Memo](#)  
[Signed Resolution 2013-22](#)  
[Verbatim Transcript - Agenda Item H-1](#)

RESOLUTION OF THE CITY COMMISSION GRANTING FINAL APPROVAL FOR THE ARCHITECTURAL PLANS OF A NEW RESIDENCE TO BE LOCATED AT 1044 CORAL WAY, CORAL GABLES, FLORIDA, LEGALLY DESCRIBED AS LOT 1 AND THE WEST 32 FEET OF LOT 2 BLOCK 11 CORAL GABLES SECTION "A".

[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 Quesada, seconded by Vice Mayor Kerdyk, Jr., that this matter be adopted by Resolution Number 2013-22. 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. 27

**I. CITY ATTORNEY ITEMS**

**RESOLUTION NO. 2013-21**

I.-1. [13-2193](#) Discussion regarding remedies related to squatters.

**Attachments:** [City Attorney Memorandum regarding remedies related to squatters](#)  
[Research regarding squatters](#)  
[Verbatim Transcript - Agenda Item I-1](#)  
[Signed Resolution 2013-21](#)

RESOLUTION OF THE CORAL GABLES CITY COMMISSION, INSTRUCTING THE CITY ATTORNEY AND CITY STAFF TO PURSUE ALL AVAILABLE LAWFUL MECHANISMS FOR ADDRESSING THE ISSUE OF SQUATTERS, INCLUDING THE DRAFTING OF A PROPOSED ORDINANCE THAT WILL FURTHER ADDRESS SQUATTING ON PROPERTIES INCLUDED IN THE ABANDONED PROPERTY REGISTRY, AS WELL AS OTHER PROPERTIES WITHIN THE CITY OF CORAL GABLES.

[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 Leigstar].

**A motion was made by Commissioner Anderson, seconded by Vice Mayor Kerdyk, Jr., that this matter be adopted by Resolution Number 2013-21. 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. 26

**J. CITY CLERK ITEMS**

None

City Clerk Item No. 28

**K. DISCUSSION ITEMS**

Mayor Cason: Alright. Discussion Items. Commissioner Anderson.

Commissioner Anderson: I have nothing. Thank you.

Mayor Cason: Commissioner Cabrera.

Commissioner Cabrera: My only question has to deal with the last time we had a meeting we talked about the golf carts at Granada Golf Course, has staff had a chance to assess the situation?

City Manager Salerno: Yes Commissioner. There was a situation with batteries not being in good working order, it's my understanding that, that has been resolved.

Commissioner Cabrera: Great. That's fast. OK, that's it for me then.

Mayor Cason: Commissioner Quesada.

Commissioner Quesada: No, I don't have anything this week. Thank you.

Mayor Cason: I don't have anything, so we'll adjourn the meeting.

City Clerk Item No. 29

## **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 11:58 am on February 5, 2013. The next regular meeting of the City Commission has been scheduled for February 19, 2013, beginning 9 a.m.]

JIM CASON  
MAYOR

ATTEST:

WALTER J. FOEMAN  
CITY CLERK