

# City of Coral Gables

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



## Agenda

**Tuesday, August 28, 2007**

**9:04 AM**

**City Hall, Commission Chambers**

### **City Commission**

*Mayor Donald D. Slesnick, II  
Vice Mayor William H. Kerdyk, Jr.  
Commissioner Maria Anderson  
Commissioner Rafael "Ralph" Cabrera, Jr.  
Commissioner Wayne "Chip" Withers*

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

**INVOCATION****PLEDGE OF ALLEGIANCE**

*The Honorable Jacqueline Schwartz, County Court Judge*

**A. PRESENTATIONS AND PROCLAMATIONS**

- A.-1. [07-0668](#) Farewell to The Honorable Carmenza Jaramillo, Consul General of Colombia
- A.-2. [07-0727](#) Presentation of a Proclamation declaring the month of September 2007 as Firefighter Appreciation Month in Coral Gables
- A.-3. [07-0774](#) JoAnn Barnett, of Safe Start USA, a survival swim program, to express appreciation for the support received from the Coral Gables Fire Department
- A.-4. [07-0725](#) Mothers Against Drunk Driving (MADD) to express appreciation for the support received by the Coral Gables Police Department
- A.-5. [07-0790](#) Introduction of Jackie Menendez, University of Miami Vice President of Communications
- A.-6. [07-0721](#) Congratulations to Kenyon Saffo, Public Service Department, recipient of the City of Coral Gables Employee of the Month Award, for the month of September 2007

**B. APPROVAL OF MINUTES**

- B.-1. [07-0709](#) Regular City Commission Meeting of March 27, 2007
- B.-2. [07-0711](#) Regular City Commission Meeting of June 26, 2007
- B.-3. [07-0712](#) Regular City Commission Meeting of July 17, 2007
- B.-4. [07-0713](#) Budget Workshop Meeting of July 18, 2007

**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.*

- C.-1. [07-0705](#) Resolution authorizing the City Manager and the Chief of Police to execute a Mutual Aid Agreement with the West Miami Police Department for multi-jurisdictional and cross-jurisdictional delivery of police services.
- C.-2. [07-0720](#) Resolution authorizing the City Manager to amend the Joint Participation Agreement between Miami-Dade County and the City of Coral Gables for disbursement of Road Impact Fee funds to the City, approved by the City Commission on April 27, 2004 for the design and construction of three roundabouts at the intersections of Coral Way and Segovia Street, Blue Road and San Amaro Drive, and Blue Road and Alhambra Circle, in the City of Coral Gables, Florida.
- C.-3. [07-0724](#) Resolution authorizing the City Manager to submit an application; and upon successful receipt, execute an agreement for a matching grant from the State of Florida Recreation Development Assistance Program (FRDAP) for park improvements to Riviera Park in the amount of \$200,000.
- C.-4. [07-0765](#) Resolution accepting the recommendation of the City Manager to renew the contract for an additional three (3) years for McGladrey & Pullen, LLP, to continue providing the auditing services for the City.
- C.-5. [07-0775](#) Resolution authorizing the Kiwanis Club of Little Havana to sell alcoholic beverages as a part of the Latin Jazz Concert Series on Friday, October 5, 2007; Friday, November 2; 2007, Friday January 4, 2008; and Friday, February 1, 2008.
- C.-6. [07-0714](#) Resolution appointing Jimmy Morales to serve as member of the Coral Gables Advisory Board on Disability Affairs (nominated by Mayor Slesnick) for a two year term, beginning June 1, 2007 through May 31, 2007, effective August 28, 2007.
- C.-7. [07-0717](#) Resolution appointing Andrea Cole to serve as a Board As-A-Whole member of the Cultural Development Board, for a two year term, beginning June 1, 2007 through May 31, 2009, effective August 28, 2007.
- C.-8. [07-0764](#) Resolution appointing Martha Serola to serve as member of the Parks and Recreation Advisory Board (nominated by City Manager Brown) for a two year term, beginning June 1, 2007 through May 31, 2007.

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

- C.-9.    [07-0770](#)       Board of Adjustment Meeting of June 25, 2007
  
- C.-10.   [07-0689](#)       Budget/Audit Advisory Board Meeting of June 28, 2007
  
- C.-11.   [07-0690](#)       Budget/Audit Advisory Board Meeting of July 12, 2007
  
- C.-12.   [07-0667](#)       Communications Committee Meeting of June 21, 2007
  
- C.-13.   [07-0670](#)       Communications Committee Meeting Minutes of July 19, 2007
  
- C.-14.   [07-0729](#)       Communications Committee Meeting of August 16, 2007
  
- C.-15.   [07-0777](#)       Coral Gables Merrick House Governing Board Meeting of June 27, 2007
  
- C.-16.   [07-0778](#)       Coral Gables Merrick House Governing Board Meeting of July 25, 2007
  
- C.-17.   [07-0699](#)       Cultural Development Board Meeting of June 14, 2007
  
- C.-18.   [07-0702](#)       Cultural Development Board Meeting of August 2, 2007
  
- C.-19.   [07-0780](#)       Historic Preservation Board Meeting of June 21, 2007
  
- C.-20.   [07-0782](#)       Historic Preservation Board Meeting of July 19, 2007
  
- C.-21.   [07-0767](#)       International Affairs Coordinating Council Workshop Meeting of June 20, 2007
  
- C.-22.   [07-0769](#)       International Affairs Coordinating Council Meeting of July 11, 2007
  
- C.-23.   [07-0730](#)       Parking Advisory Board Meeting of June 28, 2007
  
- C.-24.   [07-0691](#)       Parks and Recreation Advisory Board Meeting of June 19, 2007
  
- C.-25.   [07-0726](#)       Retirement Board Meeting of June 14, 2007
  
- C.-26.   [07-0693](#)       Senior Citizens Advisory Board Meeting of June 4, 2007
  
- C.-27.   [07-0692](#)       Senior Citizens Advisory Board Meeting of July 9, 2007

- C.-28. [07-0700](#) Traffic Advisory Board Meeting of July 17, 2007

**D. PERSONAL APPEARANCES**

- D.-1. [07-0719](#) Jay Williams, Director of Construction, Bonefish Grill, on behalf of 2121 Ponce de Leon Group, Owner, for permission to encroach onto the right-of-way with a permanent structural canopy at the main entrance to Bonefish Grill, encroaching approximately 4'-4" for a length of approximately nineteen feet, eight inches (19'-8"), at an elevation of approximately 10'-0" above the sidewalk, adjacent to 2121 Ponce de Leon Boulevard, Coral Gables, Florida.
- D.-2. [07-0708](#) Iris Escarra, Esq., on behalf of Merrick View Holdings c/o Bayview Financial LLC, Owner of property located at 135 San Lorenzo Avenue, for permission to encroach under the right-of-way with four (4) 4" diameter concrete encased conduits for communication and electric cables, running underground across San Lorenzo Avenue from this property to the Village of Merrick Park, Coral Gables, Florida.
- D.-3. [07-0674](#) Allan Kolsky, Vice President, Redevco Grand, LLC, to request waiver of building permit fees related to the Bahamian Village project.
- D.-4. [07-0788](#) Oscar Roger, Manager for Groves Properties Ltd., Owner, requesting approval of encroachments into the right-of-way consisting of drop-off area, trees and planting materials, tree grates, irrigation system, trash receptacles, benches, special paving, exterior lighting fixtures, and decorative street lights adjacent to 4100 Salzedo Street, Coral Gables, Florida.

**E. PUBLIC HEARINGS**

*All Individuals desiring to give testimony shall be sworn in.*

- E.-1. [07-0704](#) Board of Architects Appeal - Application No. 32852  
Eduardo and Claudia Soto, Applicants, have filed an appeal to the Coral Gables City Commission, from a decision of the Board of Architects at its regular meeting of August 12, 2007, wherein the Board of Architects denied Application No. 32852, in connection with the design of a single family residence located at 540 Solano Prado, Coral Gables, FL 33156, legally described as Lot 1, Block 4, Bay Ridge Estates, PB 50-74 (Folio No. 20-5013-005-0200).

Summary of Appeal:

The applicants are appealing the denial of Preliminary Design Approval for a single-family residence pursuant to Article 5, Division 6, Section 5.601, 5.602 and Section 5.603 of the Coral Gables Zoning Code.

**E.-2. [07-0680](#)**

Board of Architects Appeal - Application No. 31978-3 (Deferred from the August 28, 2007 Meeting)

The firm of Downs Brill Whitehead, Applicant, has filed an appeal to the Coral Gables City Commission, from a decision of the Board of Architects at its regular meeting of July 12, 2007, wherein the Board denied Application No. 31978-3, in connection with the installation of a tenant sign on the wall of the office building located at 55 Miracle Mile.

Summary of Appeal:

The Board of Architects denied a request for installation of Tenant Sign on the wall of the Office Building located at 55 Miracle Mile, legally described in folio 03-4108-100-2250

The applicant is appealing the denial of the following:

Denial of installation of Tenant Sign on the wall of the Office Building indicated above pursuant to Article 5, Division 6, Section 5.601, 5.602 and Section 5.603 as well as Article 5, Division 19, Section 5-1901, Paragraph A-1 through A-5 and the table on Article 5, Division 19, Section 5-1904 (page 5-87) of the Coral Gables Zoning Code.

**Items E-3 and E-4 are related****E.-3. [07-0593](#)**

Ordinance on Second Reading. An Ordinance of the City Commission of the City of Coral Gables, Florida, amending Chapter 78 of the Coral Gables City Code ("City Code") to add a new Division IV to Article III, Sanitary Sewer System, as the City of Coral Gables Sanitary Sewer Capacity Fee Ordinance; providing a short title; providing findings, intent, authority, and definitions; providing for applicability; establishing a benefit district; providing for imposition of capacity fees; providing for calculation of capacity fees and establishing capacity fee schedule; providing for administration of the capacity fee system and periodic updates of the fees; providing for a service charge; providing for administrative petitions; providing for appeals to the City Commission; providing for judicial appeals; providing for effect on zoning and subdivision regulations; providing for capacity fees an additional and supplemental requirement; providing for alternative collection methods; providing for liberal construction; providing for severability; and providing for an effective date and time. (Passed on First Reading June 26, 2007)

**E.-4. [07-0573](#)**

Ordinance on Second Reading. An Ordinance of the City Commission of the City of Coral Gables, Florida, establishing Article 60 of the Coral Gables City Code ("City Code") the City of Coral Gables Development Impact Fee Ordinance; providing a short title; providing findings, intent, authority, and definitions; providing for applicability; establishing benefit districts; providing for imposition of impact fees; providing for calculation of impact fees and establishing impact fee schedules for police, fire, general government, and parks; providing for administration of the impact fee system and periodic update of the fees; providing for a service charge; providing for administrative petitions; providing for appeals to the City Commission; providing for judicial appeals; providing for effect on zoning and subdivision regulations; providing for impact fees as an additional and supplemental requirement; providing for alternative collection methods; providing for liberal construction; providing for severability; providing for codification; and providing for an effective date and time. (Passed on First Reading June 26, 2007)

- E.-5. [07-0612](#) Ordinance on Second Reading. An Ordinance of the City Commission of the City of Coral Gables, Florida, approving purchase of property at 5028 Maggiore Street, Coral Gables, Florida, pursuant to Ordinance No. 2004-30, the legal description and folio numbers of which are set forth as follows: Lots 1, 2, and 3, Block 99, revised plat of Coral Gables Riviera Section Part Two, according to plat thereof as recorded in Plat Book 28 at Page 18 of the Public Records of Miami-Dade County, Florida, Folio No. 03-4120-023-3010 Folio No. 03-4120-023-3015, in exchange for a monetary payment of \$1,290,000.00 provided by the Miami-Dade County General Obligation Bond Project 88-70653 for purchases of property for use as park land. Waiver of certain provisions of Ordinance No. 2004-30 are by a 4/5 vote of the City Commission including the requirement of an advertised Public Bidding Process; providing a repealer provision, a savings clause, and a severability clause, and providing for an effective date. (Passed on First Reading July 17, 2007)
- E.-6. [07-0624](#) Ordinance on Second Reading. An Ordinance of the City Commission of the City of Coral Gables, Florida, amending Chapter 58 entitled, "Special Assessments", Article III entitled, "Repair or Construction of Streets and Sidewalks", and Chapter 62 entitled, "Streets, Sidewalks and other Public Places", Article IV entitled, "Maintenance of Sidewalks and Swale Areas", by adding a section on private right of action for injuries or damages; providing for severability, repealer, codification, and an effective date. (Passed on First Reading July 17, 2007)
- E.-7. [07-0723](#) Ordinance on Second Reading. An Ordinance of the City Commission of the City of Coral Gables, Florida, amending Chapter 78 of the City Code by amending Section 78-98 adding definition of sewer district and by adding Section 78-106 to provide for connection to the sanitary sewer system by properties located outside existing sewer districts, and by adding Section 78-107 to provide for dedication of sanitary sewer service extensions and for a permissible repayment period of ten (10) years to original applicant for subsequent connections, and to provide for community development district situations and administrative fees, and clarifying provisions as described herein, providing for inclusion in the Code, and providing for an effective date. (Passed on First Reading August 28, 2007)

### **Items E-8, E-9 and E-10 are related**

- E.-8. [07-0684](#) Resolution. Building Site Separation. Resolution of the City Commission of the City of Coral Gables approving a separation of a building site pursuant to Zoning Code Section 3-206, to indicate that Tract 2, Cartee Homestead Section (6801 Granada Boulevard), Coral Gables, Florida, shall be considered two separate building sites, with one building site consisting of Lot 1 and the other building site consisting of Lot 2 as re-platted; as set forth in Application No. 01-07-445-P; subject to certain conditions.
- PZB recommended denial (vote: 5-0).
- E.-9. [07-0686](#) Resolution. Final Plat. Resolution of the City Commission of the City of Coral Gables approving Final Plat entitled "Revised Plat of Cartee Homestead" being a re-plat of an approximately 2.94 acre site legally described as Tract 2, Cartee Homestead Section (6801 Granada Boulevard), Coral Gables, Florida; as set forth in Application No. 01-07-445-P; subject to certain conditions.



PZB recommended denial (vote: 5-0).

**E.-10. [07-0687](#)**

Ordinance on First Reading. Re-plat Variances. An Ordinance of the City Commission of the City of Coral Gables approving variances for the Final Plat entitled "Revised Replat of Cartee Homestead" being a re-plat of an approximately 2.94 acre site legally described as Tract 2, Cartee Homestead Section (6801 Granada Boulevard, Coral Gables, Florida; including conditions of approval; providing a repealer provision, a savings clause, and a severability clause, and providing for an effective date.

PZB recommended denial (vote: 5-0).

**E.-11. [07-0676](#)**

Ordinance on Second Reading. Amendments to Previously Approved PAD Site Plan. An Ordinance of the City Commission of the City of Coral Gables approving amendments to the site plan of the previously approved mixed use Planned Area Development (PAD) known as "Old Spanish Village", located on property legally described as all of Block 20, Block 23 less a portion of Lot 11 and Lot 12, all of Block 24 and 30, and Lot 45, Block 31 and a portion of Lot 13, Block 33, and adjacent public rights-of-ways (ROW), Crafts Section, Tracts A, B, and C, Catamal Corner, Coral Gables, Florida; and including required conditions; providing for a repealer provision, a savings clause, and a severability clause, and providing for an effective date. (Passed on First Reading August 28, 2007)

PZB recommended approval (vote: 5-0).

**E.-12. [07-0677](#)**

Ordinance on Second Reading. Amendments to Previously Approved Abandonment and Vacation of a Street. An Ordinance of the City Commission of the City of Coral Gables approving an amendment to a previously approved abandonment's and vacation of a street of the previously approved mixed use Planned Area Development (PAD) known as "Old Spanish Village", located on property legally described as all of Block 20, Block 23 less a portion of Lot 11 and Lot 12, all of Block 24 and 30, and Lot 45, Block 31 and Lots 12-13, Block 33, and adjacent public rights-of-ways (ROW), Crafts Section, Tracts A, B, and C, Catamal Corner, Coral Gables, Florida; and including required conditions; providing for a repealer provision, a savings clause, and a severability clause, and providing for an effective date. (Passed on First Reading August 28, 2008)

**E.-13. [07-0791](#)**

Ordinance on Second Reading. An Ordinance calling for the holding of a Special Municipal Referendum Election of Coral Gables, Florida, on January 29, 2008, for the submission to the qualified electors of said City, an Ordinance in connection with the proposed amendment to the Code of the City of Coral Gables, wherein the voters of the City of Coral Gables shall be called upon to vote on the following question, to be known as Charter Amendment Ballot Question No. : Shall the Charter of the City of Coral Gables be amended to delete Sec. 22 entitled, "Authority over officers and employees; removal, suspension, reduction; requests for cause and hearing; trial board", which calls for a special trial board to investigate and render a decision as to the propriety of the City Manager's removal, suspension, lay-off or reduction in grade of any officer or employee; stating the form of the question to be voted upon, providing the form of the ballot for said election; designating and appointing the City Clerk as the official representative of the City Commission with respect to the use of the voter registration books and records; further directing the City Clerk to cause a certified copy of the herein ordinance to be delivered to the Supervisor of Elections of Miami-Dade County, Florida, not less than sixty days prior to the date of such Special Municipal Referendum Election; directing the City Clerk of the City of Coral Gables to publish notice of such election pursuant to Section 100.342, Florida Statutes (2007), which notice shall include the full text of the proposed amendment to the Charter of the City of Coral Gables, Florida, providing at least thirty days' notice of the election or referendum by publication in a newspaper of general circulation in the City of Coral Gables, with publication made at least two times, once in the fifth week and once in the third week prior to the week in which the election or referendum is to be held; providing for the severability of the provisions of this ordinance; repealing all ordinances or parts of ordinances in conflict herewith; providing an effective date for this Ordinance. (Passed on First Reading October 9, 2007)

**F. CITY COMMISSION ITEMS****F.-1. [07-0783](#)**

Resolution of the City of Coral Gables amending Resolution No. 28977, as amended, which created the International Affairs Coordinating Council, by adding one Ambassador-at-Large member to be appointed by the Mayor, and further providing that the Mayor shall appoint the Chairperson.  
Mayor Donald D. Slesnick, II

**F.-2. [07-0794](#)**

Discussion regarding best practice policies  
Commissioner Rafael "Ralph" Cabrera, Jr.

**F.-3. [07-0795](#)**

Discussion regarding the 2006-2007 City of Coral Gables Annual Report  
Commissioner Rafael "Ralph" Cabrera, Jr.

**G. BOARDS/COMMITTEES ITEMS**

- G.-1. [07-0701](#)** Resolution approving the recommendation of the Cultural Development Board that the City Commission postpone action on the disposition of the Jean Ward sculptures until a revised recommendation is prepared by the Board in conjunction with the Public Service Department and re-presented to the City Commission.

- G.-2. [07-0679](#)** Presentation of excerpts from the Historic Preservation Board meeting of June 21, 2007 requesting the following action with regard to Case Files AV 2001-03.

That the City Commission adopt a Resolution authorizing Ad Valorem tax relief for the property located at 2515 De Soto Boulevard, a local historic landmark legally described as Lot 9, Block 3, Coral Gables Section "A". The approximate tax exemption requested is for a \$1,342,000 improvement, which corresponds to approximately \$8,253.30 per year and to \$82,533.00 over ten years.

- G.-3. [07-0682](#)** Presentation of excerpts from the Historic Preservation Board meeting of June 21, 2007 requesting the following action with regard to Case File V 2004-04.

That the City Commission adopt a Resolution authorizing Ad Valorem tax relief for the property located at 221 Aledo Avenue, a local historic landmark legally described as Lots 25-28, Block 15, Coral Gables Coconut Grove Section 1. The approximate tax exemption requested is for a \$700,000 improvement, which corresponds to approximately \$4,305.00 per year and to \$43,050.00 over ten years.

- G.-4. [07-0683](#)** Presentation of excerpts from the Historic Preservation Board meeting of June 21, 2007 requesting the following action with regard to CASE FILE AV 2005-04. (Deferred from the August 28, 2007 meeting)

That the City Commission adopt a Resolution authorizing Ad Valorem tax relief for the property located at 2103 County Club Prado, a local historic landmark legally described as Lots 26 and Lot 27, Block 23, Coral Gables Section "E". The approximate tax exemption requested is for a \$400,000 improvement, which corresponds to approximately 2,460.00 per year and to 24,600.00 over ten years.

**Attachments:** HPBMeeting June 21, 2007Revised.doc

HPB-06-21-2007-ccp2103.ppt

AVreport-CountryClubPrado2103 .doc

Report-2103CCPrado.doc

[COA.doc](#)

AVResolution-2103CountryClubPradoDRAFT.doc

HPBActionAdValorem2103 Country Club Prado.doc

[HPBActionAdValorem2103 Country Club Prado2.pdf](#)

**H. CITY MANAGER ITEMS**

- H.-1. [07-0617](#) Parking System Update
- H.-2. [07-0722](#) Resolution authorizing a contract limit increase to \$150,000.00 per year for World International Security providing security guard services to various City's facilities through July 14, 2008.
- H.-3. [07-0763](#) Resolution accepting the recommendation of the City Manager approving the decision pursuant to the provisions of the Procurement Code Section 2-770 "Sole Source Procurement" to select South Florida Trolley Co. to purchase Vehicle Number 733 in the amount of \$30,000.00 as is.
- H.-4. [07-0787](#) Resolution establishing an Impact Fee System Service Charge and further authorizing the City Manager to collect such service charge prior to issuance of building permits.

**I. CITY ATTORNEY ITEMS**

- I.-1. [07-0671](#) Pending Litigation Report

**J. CITY CLERK ITEMS**

- J.-1. [07-0715](#) Resolution with attachments, officially accepting the City Clerk's Certification and Declaration of Results from the Business Improvement District (BID) of Coral Gables Referendum Election of July 1st through July 31, 2007.
- J.-2. [07-0716](#) A Resolution setting a public hearing date of October 9, 2007, to review Preliminary Assessment Roll setting forth the properties benefited by special assessment district know as Business Improvement District of Coral Gables, which was created by Resolution No. 2007-90, to provide special services for said district; for purpose of hearing testimony in regard to proposed assessments for such services; and providing for publication and written notice to affected property owners pursuant to provisions of Florida Statutes.

**K. DISCUSSION ITEMS**

*This time is for informal discussion among the City Commissioners, the City Manager and the City Attorney.*

**ADJOURNMENT****NOTE**

*Any person who acts as a lobbyist pursuant to the City of Coral Gables Ordinance No. 2006-11, must register with the City Clerk, prior to engaging in lobbying activities before city staff, boards, committees and/or the City Commission. A copy of the Ordinance is available in the Office of the City Clerk, City Hall.*

*Any person, or persons, wishing to appeal any decision made by the City Commission with respect to any matter considered at this meeting or hearing, will require a verbatim record of the proceeding upon which the appeal is based. Interested persons should, therefore, take the necessary steps to ensure that a verbatim record of the proceedings is made which contains the testimony and evidence upon which the appeal is based.*

*Any person making impertinent or slanderous remarks or who become boisterous while addressing the Commission, shall be barred from further audience before the Commission by the Chair, unless permission to continue or again address the Commission is granted by the majority vote of the Commission Members present. Clapping, applauding, heckling or verbal outbursts or any remarks in support or opposition to a speaker shall be prohibited. Signs or placards shall not be permitted in Commission Chambers.*

*Any person requiring special accommodations for participation in the meeting should contact R. Alberto Delgado, Public Works Director, at 305-460-5001, with requests for auxiliary aids or services at least one business day before the meeting.*

**David L. Brown**  
**City Manager**