

City of Coral Gables

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



Meeting Minutes

Tuesday, September 11, 2012

6:23 PM

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

PLEDGE OF ALLEGIANCE

Commissioner Maria Anderson led the Pledge of Allegiance.

LEGISLATIVE SUMMARY

The following minutes summary includes all presentations made, and actions taken which information is supplemented by the following exhibits on file in the Office of the City Clerk, and which are by reference made a part of the record herein: (a) Resolution(s) adopted (Resolution No. 2012-175 through Resolution No. 2012-177); (b) Video; (c) Audio Recording; (d) Minutes Folder with Agenda and background information, including items which were submitted at the meeting.

A. PRESENTATIONS AND PROCLAMATIONS

- A.-1. 12-1897** Presentation of a Proclamation declaring the week of September 17 through September 23, 2012 as Constitution Week in Coral Gables.

[Note for the Record: Mayor Cason announced that Agenda Item A-1 has been deferred until the next City Commission meeting, which is presently scheduled for September 25, 2012].

This Presentation/Protocol Document was Deferred

City Clerk Item No. 1

- A.-2. 12-1905** Congratulations to John L. Brown, Public Works Department, recipient of the City of Coral Gables Employee of the Month Award, for the month of September 2012.

Attachments: [Cover Memo EOM September 2012](#)
[EOM Notification Ltr. September 2012](#)

[Note for the Record: Mayor Cason announced that Agenda Item A-2 has been deferred until the next City Commission meeting, which is presently scheduled for September 25, 2012].

This Presentation/Protocol Document was Deferred

City Clerk Item No. 2

B. APPROVAL OF MINUTES

B.-1. 12-1920 Regular City Commission Meeting of August 28, 2012.

Attachments: [MeetingMinutes](#)

[Verbatim Transcript - Agenda Item C-2 - Reso authorizing Interlocal Agreement w](#)
[Verbatim Transcript - Agenda Item C-4 - Reso authorizing Balbro 25-26 LLC to ins](#)
[Verbatim Transcript - Agenda Item E-1 - Emergency ordinance amending Chapter](#)
[Verbatim Transcript - Agenda Item E-3 thru E-7 are related - Ordinances on Secor](#)
[Verbatim Transcript - Agenda Item H-1 - Reso entitled Regular Meetings Special I](#)
[Verbatim Transcript - Agenda Item H-2 - Presentation of Quarterly Report for the r](#)
[Verbatim Transcript - Agenda Item H-3 - Reso authorizing amendment to Annual F](#)
[Verbatim Transcript - Agenda Item I-2 - Procedure relating to new Quarterly Litiga](#)
[Verbatim Transcript - Agenda Item I-4 - Status of Review of Retirement Board Acti](#)

A motion was made by Vice Mayor Kerdyk, Jr., seconded by Commissioner Quesada, that this motion be approved by 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. 3

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 Cabrera, Jr., seconded by Commissioner Anderson, 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. 2012-175**C.-1. 12-1851**

Resolution authorizing the Coral Gables Chamber of Commerce to sell alcoholic beverages at Fred B. Hartnett/Ponce Circle Park on Thursday, November 8, 2012, from 6:00 p.m. to 10:00 p.m. during the Burgerliscious event to benefit Coral Gables Community Foundation, subject to Florida Department of Professional Regulation requirements.

Attachments: [Resolution for Burgerliscious](#)
[Coral Gables Chamber of Commerce Special Events Application](#)
[C-1 Signed Cover Memo](#)

RESOLUTION AUTHORIZING CORAL GABLES CHAMBER OF COMMERCE TO SELL ALCOHOLIC BEVERAGES AT FRED B. HARTNETT PONCE CIRCLE PARK ON THURSDAY, NOVEMBER 8, 2012, FROM 6:00 P.M. TO 10:00 P.M., DURING THE BURGERLISCIOUS EVENT TO BENEFIT CORAL GABLES COMMUNITY FOUNDATION, SUBJECT TO FLORIDA DEPARTMENT OF PROFESSIONAL REGULATION REQUIREMENTS.

This Matter was adopted by Resolution Number 2012-175 on the Consent Agenda.

City Clerk Item No. 4

RESOLUTION NO. 2012-176

- C.-2. 12-1900** Resolution amending Resolution No. 2011-250 granting a request by Javi Productions Inc., for a new date and location to sell alcoholic beverages at the Coral Gables Museum, located at 285 Aragon Avenue on Sunday, November 18, 2012, from 10:00 a.m. to 6:00 p.m. during the International World Music Art Ecology Fest to benefit Art Ecology, subject to Florida Department of Professional Regulation requirements.

Attachments: [Signage Sheets](#)
[Maps](#)
[Resolution No 2011-250](#)
[Special Events Application & Permit for Javi Productions \(2\)](#)
[Amended Resolution for International World Art Ecology Fest](#)
[C-2 Signed Cover Memo](#)

RESOLUTION AMENDING RESOLUTION NO. 2011-250, GRANTING A REQUEST BY JAVI PRODUCTIONS INC., FOR A NEW DATE AND LOCATION TO SELL ALCOHOLIC BEVERAGES AT CORAL GABLES MUSEUM, LOCATED AT 285 ARAGON AVENUE ON SUNDAY, NOVEMBER 18, 2012, FROM 10:00 A.M. TO 6:00 P.M., DURING THE INTERNATIONAL WORLD MUSIC ART ECOLOGY FEST TO BENEFIT ART ECOLOGY, SUBJECT TO FLORIDA DEPARTMENT OF PROFESSIONAL REGULATION REQUIREMENTS.

This Matter was adopted by Resolution Number 2012-176 on the Consent Agenda.

City Clerk Item No. 5

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

- C.-4. 12-1899** Board of Adjustment Meeting of August 6, 2012

Attachments: [Cover Memo - City Commission Meeting 09-11-12](#)
[BA Summary Meeting August 6, 2012](#)
[Public Notice August 6, 2012](#)
[BOARD OF ADJUSTMENT RECAP 08-06-2012](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 6

- C.-5. 12-1903** Cultural Development Board Workshop of June 15, 2012

Attachments: [06 CDB a Minutes June 15 workshop.pdf](#)
[CDB Commission cover CDB 09-11-12 workshop.pdf](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 7

- C.-6. 12-1904 Cultural Development Board Meeting of June 27, 2012

Attachments: [06 CDB a Minutes June 27 2012 REV](#)
[CDB Commission cover CDB_09-11-12.pdf](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 8

- C.-7. 12-1915 Historic Preservation Board Meeting of July 19, 2012

Attachments: [HPB.07.19.12MinutesforCC09.11.12](#)
[HPB Minutes July 19, 2012](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 9

- C.-8. 12-1918 Disability Affairs Board Meeting of July 11, 2012

Attachments: [Disability Affairs Board 7-11-2012 COVER](#)
[Disability Affairs Board 7-11-2012 minutes](#)

This Matter was approved on the Consent Agenda.

City Clerk Item No. 10

Pulled from Consent Agenda

RESOLUTION NO. 2012-177

- C.-3. 12-1919 Resolution of the Coral Gables City Commission setting a public hearing date of October 16, 2012, to review the preliminary assessment roll for the Business Improvement District (B.I.D.) of Coral Gables special assessments, for the purpose of hearing testimony from property owners within the B.I.D. in connection with the proposed assessment for such services.

Attachments: [C-3 Signed Cover Memo](#)
[BID Resolution](#)

RESOLUTION OF THE CORAL GABLES CITY COMMISSION SETTING A PUBLIC HEARING DATE OF OCTOBER 16, 2012, TO MEET AND HEAR TESTIMONY FROM AFFECTED PROPERTY OWNERS OF THE B.I.D., AS TO THE PROPRIETY AND ADVISABILITY OF MAKING IMPROVEMENTS AND FUNDING THEM WITH SPECIAL ASSESSMENTS ON PROPERTY WITHIN THE BUSINESS IMPROVEMENT DISTRICT (B.I.D.), IN CONNECTION WITH THE PROPOSED ASSESSMENT FOR SUCH SERVICES.

[Note for the Record: Commissioner Cabrera requested that Agenda Item C-3 be pulled from the Consent Agenda in order that he may inquire about certain issues

regarding said Agenda Item, and make several comments regarding same.

Commissioner Cabrera initially asked of the City Manager as to how the setting of the public hearing date of October 16, 2012, to review the preliminary assessment roll for the Business Improvement District of Coral Gables special assessments, and to hear testimony from those affected property owners within the BID in connection with proposed assessment for such services will be advertised?-given the fact that there are 36 days prior to said hearing date. The City Manager Salerno deferred to the City Clerk who stated that he intended to post notice of said hearing by posting same in three public buildings; however, he mentioned that the BID's Executive Director had informed him that her Board of Directors had received communication from two affected property owners who had indicated that they wanted to provide testimony in connection with the rates that they had received regarding said services, and that she indicated that her office is sending out notification to all of the affected property owners.

Commissioner requested of the City Clerk or whoever is assuming responsibility for this matter to work cooperatively with the BID to ensure adequate public notice regarding this matter. Mayor Cason requested of the City Clerk to provide the City Commission with adequate follow-up on what steps are being taken. City Clerk Foeman indicated that he would follow up on said matter with the BID and inform the City Commission of same]

A motion was made by Commissioner Cabrera, Jr., seconded by Commissioner Anderson, that this matter be adopted by Resolution Number 2012-177. 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. 11

D. PERSONAL APPEARANCES

None

City Clerk Item No. 12

E. PUBLIC HEARINGS

None

City Clerk Item No. 13

F. CITY COMMISSION ITEMS

None

City Clerk Item No. 14

G. BOARDS/COMMITTEES ITEMS

None

City Clerk Item No. 15

H. CITY MANAGER ITEMS

None

City Clerk Item No. 16

I. CITY ATTORNEY ITEMS

None

City Clerk Item No. 17

J. CITY CLERK ITEMS

None

City Clerk Item No. 18

K. DISCUSSION ITEMS

City Clerk Item No. 19

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 6:30 pm on September 11, 2012. The next regular meeting of the City Commission has been scheduled for September 25, 2012, beginning 9 a.m.]

JIM CASON
MAYOR

ATTEST:

WALTER J. FOEMAN
CITY CLERK