

City of Coral Gables

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



Agenda

Tuesday, January 24, 2017

9:00 AM

City Hall, Commission Chambers

City Commission

*Mayor Jim Cason
Vice Mayor Frank C. Quesada
Commissioner Patricia Keon
Commissioner Vince Lago
Commissioner Jeannett Slesnick*

*Cathy Swanson-Rivenbark, City Manager
Craig E. Leen, City Attorney
Walter J. Foeman, City Clerk*

INVOCATION

Chaplain Frank J. Corbishley, Episcopal Church Center at the University of Miami.

PLEDGE OF ALLEGIANCE**A. PRESENTATIONS AND PROTOCOL DOCUMENTS**

- A.-1. [17-5733](#) Presentation by the Everglades Foundation discussing their efforts on the Now or Never movement.
- A.-2. [17-5732](#) Congratulations to Detective Andrew Cachinero, recipient of the City of Coral Gables "Detective of the 4th Quarter Award," for the months of October through December, 2016.
- A.-3. [17-5735](#) Special Message from Mayor Cason.

B. APPROVAL OF MINUTES

None

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. [17-5721](#) A Resolution authorizing the St. Patrick's Day Committee, Inc., to sell alcoholic beverages at Fred B. Harnett Ponce Circle Park from 12:00 p.m. to 6:00 p.m. on Saturday, March 11, 2017 as part of the " St. Patrick's Festival," to benefit the St. Patrick's Day Committee, subject to Florida Department of Professional Regulation requirements.
- C.-2. [17-5724](#) A Resolution authorizing Satchmo Blues Bar and Grill, Inc., to sell alcoholic beverages from 6:00 p.m. until 10:00 p.m., at the Plaza located at 60 Merrick Way on Thursday, March 16, 2017, Friday, March 17, 2017 through Saturday, March 18, 2017, from 6:00 p.m. until midnight, during the "St. Patrick's Day / Bluesfest" event, to benefit the Coral Gables Cultural Affairs Council, subject to Florida Department of Professional Regulation Requirements.
- C.-3. [17-5722](#) A Resolution authorizing the Coral Gables Museum to sell alcoholic beverages from 7:00 p.m. to 10:00 p.m., at the Coral Gables Museum Plaza, located at 285 Aragon Avenue on Thursday, March 2, 2017, during the "ARTOPIA" event, subject to Florida Department of Professional Regulation requirements.

- C.-4. [17-5727](#) A Resolution confirming the appointment of David A. Schwedel (Board-As-A-Whole-Appointment) to serve as a member of the Waterway Advisory Board for the remainder of a two (2) year term, which began on June 1, 2015 and continues through May 31, 2017.
- C.-5. [17-5712](#) A Resolution accepting the recommendation of the Cultural Development Board to appoint Luran Hall to the Arts Advisory Panel to serve for the remainder of a two (2) year term, which began on June 1, 2015 and continues through May 31, 2017.
- C.-6. [16-5702](#) A Resolution approving a recommendation from the Historic Preservation Board for the placement and wording of a historic marker by the Historic Preservation Association of Coral Gables for the Coral Gables Riding Academy and Bridle Path (Historic Preservation Board vote: 9-0).
- C.-7. [17-5711](#) A Resolution approving the Fiscal Year 2016-2017 Cultural Grants.
- C.-8. [17-5714](#) A Resolution authorizing the execution of a Joint Participation Agreement (JPA) between the Florida Department of Transportation (FDOT) and the City of Coral Gables for disbursement of FDOT funds in the amount of \$60,342.00 for 9 months to the City, for the maintenance of Turf and Landscape areas within FDOT's right of way on State Road (S.R.) 5/South Dixie Highway, S.R. 976/ Bird Road, and S.R. 959/Red Road (east side only).
- C.-9. [17-5730](#) A Resolution appointing Kris Matteson Charlton (Nominated by Mayor Cason) to serve as a member of the School and Community Relations Committee, for the remainder of a two (2) year term, which began on June 1, 2015 and continues through May 31, 2017.
- 1. Presentation of Boards and/or Committees minutes requesting no action from the City Commission:**
- 1.-1. [17-5715](#) Construction Regulation Board Meeting of January 9, 2017.
- 1.-2. [17-5710](#) Cultural Development Board Meeting of December 05, 2016.
- 1.-3. [17-5719](#) Retirement Board Meeting of November 10, 2016.
- 1.-4. [17-5709](#) School and Community Relations Committee Meeting of November 18, 2016.
- 1.-5. [17-5718](#) School and Community Relations Committee Meeting of December 16, 2016.
- 1.-6. [17-5726](#) Waterway Advisory Board Meeting of November 2, 2016.

2. Presentation of Boards and/or Committees draft/final minutes requesting action from the City Commission [Note: A vote to accept the minutes does not mean approval of the substance within the minutes]:

- 2.-1. [17-5713](#) A Resolution by the Cultural Development Board strongly supporting the selection process, selected artist, and public artwork Passion/Passiflora Incarnation at its current location on Segovia Street, at Coral Way and Biltmore Way.
- 2.-2. [16-5647](#) Library Advisory Board Meeting of December 14, 2016 requesting action from the Commission.

D. PERSONAL APPEARANCES

None

E. PUBLIC HEARINGS

All Individuals desiring to give testimony shall be sworn in. Presentations made to the City Commission are subject to the City's False Claims Ordinance, Ch. 39 of the City of Coral Gables Code.

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 Commissioners Lago and Keon, during the day of the City Commission Meeting.

ORDINANCES ON SECOND READING

Agenda Items E-1 and E-2 are related.

- E.-1. [16-5664](#) An Ordinance of the City Commission of Coral Gables, Florida providing for a text amendment to the City of Coral Gables Official Zoning Code, Appendix A, "Site Specific Zoning Regulations", Section A-12, "Biltmore Section" adding site specific provisions increasing the maximum permitted floor area ratio for the property legally described as Lots 24-38, Block 7, Biltmore Section; providing for a repealer provision, severability clause, codification, and providing for an effective date. (12 14 16 PZB recommended approval, Vote 6-0)
- E.-2. [16-5666](#) An Ordinance of the City Commission of Coral Gables, Florida requesting review of a Planned Area Development (PAD) pursuant to Zoning Code Article 3, "Development Review," Division 5, "Planned Area Development (PAD)," for the proposed project referred to as "515 Valencia" on the property legally described as Lots 24-38, Block 7, Biltmore Section (501 - 525 Valencia Avenue), Coral Gables, Florida; including required conditions; providing for a repealer provision, severability clause, and providing for an effective date. (12 14 16 PZB recommended approval with conditions, Vote 6-0)

ORDINANCES ON FIRST READING**Agenda Items E-3, E-4, E-5, E-6, and E-7 are related.**

Agenda Items E-3, E-4, E-5, E-6 and E-7: The proposed North Ponce de Leon Boulevard Mixed Use Overlay District includes provisions to shape and control the mass and bulk of large scale buildings on Ponce de Leon Boulevard, including the following elements: 1) Control the Map – Limiting commercial encroachment into the neighborhood through proactive mapping; 2) Improve Vitality and Beauty on Ponce; 3) Transition Appropriately; 4) Provide Inviting Pedestrian Connections; and, 5) Expand Transfer of Development Rights program to include commercial properties on Ponce de Leon Boulevard as eligible sending and receiving sites.

- E.-3. [16-5703](#)** 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 Zoning Code Article 3, "Development Review," Division 15, "Comprehensive Plan Text and Map Amendments," and Small Scale Amendment procedures (S.163.3187, Florida Statutes), providing for the "North Ponce de Leon Boulevard Mixed-Use Overlay District;" providing for a repealer provision, severability clause, and providing for an effective date. (Legal description on file with the City) (12 14 16 PZB recommended approval, Vote 5-0)
- E.-4. [16-5704](#)** An Ordinance of the City Commission of Coral Gables, Florida requesting an amendment to the text of the City of Coral Gables Comprehensive Plan, Future Land Use Element, Policy FLU-1.1.3, "Table FLU-4. Mixed-Use Land Use," pursuant to expedited State review procedures (S.163.3184, Florida Statutes) and Zoning Code Article 3, "Development Review," Division 15, "Comprehensive Plan Text and Map Amendments;" amending the "MXOD, Mixed-Use Overlay Districts" Land Use Classification to provide that a Mixed-Use Overlay District may be permitted as an overlay in the Multi-Family Medium Density Land Use; providing for a repealer provision, severability clause, and providing for an effective date. (12 14 16 PZB recommended approval, Vote 5-0)
- E.-5. [16-5705](#)** An Ordinance of the City Commission of Coral Gables, Florida requesting an amendment to the Zoning Map pursuant to Zoning Code Article 3, "Development Review", Division 14, "Zoning Code Text and Map Amendments", to create the "North Ponce de Leon Boulevard Mixed Use District" for portions of the Douglas Section, Section K, and Section L, Coral Gables, Florida; providing for a repealer provision, severability clause, and providing for an effective date. (Legal description on file with the City) (12 14 16 PZB recommended approval, Vote 5-0)
- E.-6. [16-5706](#)** An Ordinance of the City Commission of Coral Gables, Florida providing for text amendments to the City of Coral Gables Official Zoning Code by amending Article 4, "Zoning Districts," Section 4-201, "Mixed Use District (MXD)" to allow an MXD Overlay District to be assigned in a Multi-Family 2 Zoning District under certain conditions, and to include provisions for the "North Ponce de Leon Boulevard Mixed Use District" to modify and supplement the existing Commercial and Multi-Family 2 standards and criteria to allow appropriate redevelopment that promotes walkability, enhances Ponce de Leon Boulevard, and provides a transition to the North Ponce Neighborhood Conservation District; providing for a repealer provision, severability clause, codification, and providing for an effective date. (12 14 16 PZB recommended approval, Vote 5-0)

- E.-7. [16-5707](#) An Ordinance of the City Commission of Coral Gables, Florida providing for text amendments to the City of Coral Gables Official Zoning Code by amending Article 3, "Development Review," Division 10, "Transfer of Development Rights" to modify criteria for sending sites north of Navarre Avenue, and to allow for Commercial zoned properties with the "North Ponce de Leon Boulevard Mixed Use District" overlay to be receiving sites subject to certain criteria; providing for a repealer provision, severability clause, codification, and providing for an effective date. (12 14 16 PZB recommended approval, Vote 5-0)
- E.-8. [17-5716](#) An Ordinance amending Chapter 50 of the Code of the City of Coral Gables, entitled "Pensions;" amending Section 50-83 "Members - Selection," to have the Director of Labor Relations and Risk Management serve on the Retirement Board and Remove the Human Resources Director from the Retirement Board and providing for a repealer provision, severability clause, codification, and providing for an effective date.
- E.-9. [16-5583](#) An Ordinance of the City Commission of the City of Coral Gables, Florida, creating Section 74-5 of the City of Coral Gables Code to lower speed limits to 25 miles per hour on residential local roads maintained by the City of Coral Gables, providing for a repealer provision, severability clause, codification, enforceability, and providing for an effective date.
(Sponsored by Commissioner Lago)

F. CITY COMMISSION ITEMS

- F.-1. [17-5729](#) A Resolution calling a special election on the proposed ballot question and ordinance to be held on Tuesday, April 11, 2017; providing for submission to the electors for approval or disapproval of a ballot question relating to the Alice Aycock sculptures presently located on the Segovia traffic circles at the intersections of Segovia Street and Biltmore Way and Segovia Street and Coral Way; providing for requisite ballot language; providing for procedure for balloting; providing for notice; providing for related matters; and providing for an effective date.
(Sponsored by Commissioner Slesnick)
- F.-2. [17-5728](#) A Resolution of the City Commission of the City of Coral Gables, Florida, directing the City Attorney's Office and City Administration to research and draft a City of Coral Gables Parking Code to include control over types of violations, fine amounts and the appeals process.
(Sponsored by Commissioner Lago)
- F.-3. [17-5734](#) Discussion regarding the possibility of offering seniors the "Golden Passport" at the local passport office or other designated location in the City.
(Sponsored by Commissioner Slesnick)

G. BOARDS/COMMITTEES ITEMS

None

H. CITY MANAGER ITEMS**Time Certain 10:00am (Agenda Item H-1)**

- H.-1. [17-5725](#) A Resolution accepting the recommendation of City Staff to authorize contract negotiations for a period of up to six (6) months with the most responsive-responsible proposer, Coral Gables City Center, LLC, for the redevelopment of Municipal Parking Garages 1 and 4, pursuant to Request for Proposals (RFP) No. 2014.10.23 and Section 2-1089 of the City of Coral Gables Code of Ordinances; authorizing City Staff to negotiate with the next most responsive-responsible proposer, TC Gables, LLC, for an additional period of up to six (6) months, should negotiations fail with the top-ranked proposer; and further reaffirming the City's right to pursue alternative courses of action.

I. CITY ATTORNEY ITEMS

- I.-1. [17-5717](#) Request for an Executive Session (if any).

J. CITY CLERK ITEMS

None

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 who needs assistance in another language in order to speak during the public hearing or public comment portion of the meeting should contact the City 's ADA Coordinator, Raquel Elejabarrieta, Esq., Director of Labor Relations and Risk Management (E-mail: relejabarrieta@coralgables.com, Telephone: 305-722-8686, TTY/TDD: 305-442-1600), at least three (3) business days before the meeting.

Any person with a disability requiring communication assistance (such as a sign language interpreter or other auxiliary aide or service) in order to attend or participate in the meeting should contact the City 's ADA Coordinator, Raquel Elejabarrieta, Esq., Director of Labor Relations and Risk Management (E-mail: relejabarrieta@coralgables.com, Telephone: 305-722-8686, TTY/TDD: 305-442-1600), at least three (3) business days before the meeting.

**Walter J. Foeman
City Clerk**