

# **City of Coral Gables**

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



## **Agenda**

**Tuesday, October 9, 2007**

**9:00 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**

*The Reverend Frank J. Corbishley, Chapel of the Venerable Bede/Episcopal Church Center, University of Miami*

**PLEDGE OF ALLEGIANCE****A. PRESENTATIONS AND PROCLAMATIONS**

- A.-1. 07-0910** Presentation of a Proclamation proclaiming October 2007 as Fire Prevention Month in Coral Gables
- A.-2. 07-0930** Presentation of a Proclamation proclaiming October 2007 as Americans with Disabilities Month in Coral Gables.
- A.-3. 07-0909** Presentation of Proclamation proclaiming October 9, 2007 as Books & Books Day in Coral Gables
- A.-4. 07-0934** Presentation of a Proclamation proclaiming the week of October 23 - 31, 2007 as Red Ribbon Week in Coral Gables

**B. APPROVAL OF MINUTES**

- B.-1. 07-0898** Regular City Commission Meeting of September 25, 2007
- B.-2. 07-0911** Second Budget Hearing of September 25, 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. [07-0918](#) Resolution appointing Tamara Hartnett (nominated by Vice Mayor Kerdyk) to serve as a member of the City of Coral Gables/University of Miami Community Relations Committee, for a two-year term, beginning June 1, 2007 through May 31, 2009.

C.-2. [07-0929](#) Resolution authorizing temporary placement of five (5) 3' X 3 S' banners at certain City facilities from October 23 through October 31, 2007, in recognition of "Red Ribbon Campaign week in the City of Coral Gables".

C.-3. [07-0931](#) Resolution of the City Commission of Coral Gables amending Resolution No. 2004-226 establishing a policy for the use of the City of Coral Gables Seal.

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

- C.-4. [07-0894](#) Board of Adjustment Meeting of September 10, 2007
- C.-5. [07-0923](#) Budget/Audit Advisory Board Meeting of September 13, 2007
- C.-6. [07-0901](#) City of Coral Gables/University of Miami Community Relations Committee Meeting of September 10, 2007
- C.-7. [07-0922](#) Communications Committee Meeting of September 20, 2007
- C.-8. [07-0904](#) Cultural Development Board Meeting of September 6, 2007
- C.-9. [07-0900](#) International Affairs Coordinating Council Meeting of June 28, 2007
- C.-10. [07-0903](#) International Affairs Coordinating Council Meeting of September 27, 2007
- C.-11. [07-0907](#) Parking Advisory Board Meeting of August 23, 2007
- C.-12. [07-0793](#) Public Safety Committee Minutes for the meeting of July 10, 2007
- C.-13. [07-0912](#) Senior Citizens Advisory Board Meeting of September 10, 2007
- C.-14. [07-0917](#) Retirement Board Meeting of August 9, 2007
- C.-15. [07-0906](#) Traffic Advisory Board Meeting of August 21, 2007
- C.-16. [07-0913](#) Youth Advisory Board Meeting of September 13, 2007

**D. PERSONAL APPEARANCES****None****E. PUBLIC HEARINGS***All Individuals desiring to give testimony shall be sworn in.*

**E.-1. 07-0802** Ordinance on Second Reading. An Ordinance of the City Commission of the City of Coral Gables, amending and updating the official Zoning Code, Ordinance No. 2007-01, as amended, of the City of Coral Gables, Florida, for the purpose of correcting scrivener's errors; providing a repealer provision, a savings clause and a severability clause, and providing for an effective date.

**E.-2. 07-0821** Ordinance on Second Reading. An Ordinance of the City Commission of the City of Coral Gables amending Chapter 50 of the "Code of the City of Coral Gables," entitled "Pensions," providing for certain changes in order to comply with the Uruguay Round Agreements Act (GATT), the Uniform Services Employment and Reemployment Rights Act of 1994 (USERRA), the Small Business Job Protection Act of 1996 (SBJPA), the Taxpayer Relief Act of 1997 (TRA 97), the Internal Service Restructuring and Reform Act of 1998 and the Community Renewal Tax Relief Act of 2000 (CRA); an effective date and repealing all ordinances inconsistent herewith. (Passed on First Reading September 11, 2007)

E.-3. [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)

E.-4. [07-0920](#)

Ordinance on Second Reading. An Ordinance amending the Code of the City of Coral Gables, Florida, by amending Chapter 74 entitled "Traffic and Vehicles" by creating Article VIII entitled "Dangerous Intersection Safety", providing for recorded image monitoring and enforcement of red light infractions, and for related procedures and provisions; amending Chapter 101, "Administration and Enforcement", Article VI, "Code Enforcement", by creating Section 101.191 entitled "Administrative Charges; Collection of Fines; Penalty", to facilitate use of Code Enforcement mechanism for dangerous intersection safety; providing for severability, repealer, codification, and an effective date. (Passed on First Reading

**Time certain: 10:00 a.m.**

**E.-5. 07-0919**

Ordinance on First Reading. An Ordinance of the City Commission of the City of Coral Gables authorizing the acquisition by the City of the Palace-owned parcel and the simultaneous ground leases of the City's public properties for their development as a Senior Housing Facility by and between the Palace Management Group, LLC, a Florida Limited Liability Company ("Palace"), and the City of Coral Gables, a Florida municipal corporation, pursuant to Ordinance No. 2004-30, of City-owned property located at 45 and 50 Andalusia Avenue, Coral Gables, Florida and privately owned property located at 83 Andalusia Avenue, Coral Gables, Florida, the legal descriptions and folio numbers of which are set forth as follows:

(1) 45 Andalusia Avenue (City owned-Municipal Lot 9) Lots 35 through 43 and Tract B, in Block 4, of CORAL GABLES CRAFT SECTION, according to the Plat thereof, as recorded in Plat Book 10, Page 40, of the Public Records of Miami-Dade County, Florida;

Folio No. 03-4117-005-0890

(2) 83 Andalusia Avenue (Palace owned Parcel-f/k/a Melody Inn Parcel) Lots 44 through 47, in Block 4, of CORAL GABLES CRAFT SECTION, according to the Plat Thereof, as Recorded in Plat Book 10, Page 40, of the Public Records of Miami-Dade County, Florida.

Folio Nos. 03-4117-005-0971; 03-4117-005-0980 and 03-4117-005-0990

(3) 50 Andalusia Avenue (City Owned-Parking Garage 5) (The "Parking Garage"): Lots 10 through 20, in Block 5, of CORAL GABLES CRAFT SECTION, according to the Plat thereof, as recorded in Plat Book 10, Page 40, of the Public Records of Miami-Dade County, Florida.

Folio Nos. 03-4117-005-1070 and 03-4117-005-1120

**F. CITY COMMISSION ITEMS**

**None**

**H. CITY MANAGER ITEMS**

**H.-1. 07-0889**

Resolution authorizing City Manager to select the Trust for Public Land (TPL) for the City Beautiful Greenprinting/Conservation services Pursuant to Procurement Code, section 2-772 "Special Procurement/Bid Waiver", waiving the requirements of obtaining sealed bids for greenprinting services for future park planning and conservation needs in an amount not to exceed \$51,990.00 for the overall bid and in an amount not to exceed \$24,999 of cost directly to the City.

**H.-2. 07-0933**

Update on Capital Improvement Projects

**I. CITY ATTORNEY ITEMS****None****J. CITY CLERK ITEMS****Items J-1 and J-2 are related**

J.-1. [07-0924](#) Resolution confirming preliminary assessment roll for Business Improvement District of Coral Gables Special Assessments.

J.-2. [07-0925](#) Resolution designating the Miami-Dade County as the Canvassing Board for the purpose of canvassing results of the upcoming January 29, 2008 City of Coral Gables Special Municipal Referendum Election.

J.-3. [07-0926](#) Resolution of the Commission of the City of Coral Gables, Florida, authorizing and directing the City Manager to allocate an amount of \$7,500, for the conduct of the Special Municipal Referendum Election of the City of Coral Gables, Florida on January 29, 2008, 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. 1: Shall the Charter of the City be amended to delete Section 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, etc.".

J.-4. [07-0927](#) Resolution confirming Final Assessment Roll setting forth properties benefited by special assessment district known as Business Improvement District of Coral Gables, to provide special services for said district subject to certain adjustments and terms.

**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 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**