

**City of Coral Gables
Virtual Commission Meeting
April 21, 2020
405 Biltmore Way, Coral Gables, FL**

City Commission

**Mayor Raul Valdes-Fauli
Vice Mayor Vince Lago
Commissioner Jorge Fors
Commissioner Pat Keon
Commissioner Michael Mena**

City Staff

**City Manager, Peter Iglesias
City Attorney, Miriam Ramos
City Clerk, Billy Urquia
Assistant City Attorney, Stephanie Throckmorton**

Public Speaker(s)

Agenda Item E-1

An Emergency Ordinance of the City of Coral Gables, Florida, amending Chapter 27, State of Emergency Ordinance, Section 27-4, “City Manager, Emergency Operations Center (Director of Public Safety) Powers,” in order to address situations created by prolonged states of emergency, granting the City Manager the authority to expand administrative reviews and revoke Certificates of Use in certain situations; and reflecting changes to the City’s organizational chart; providing for a repealer provision; severability clause; codification; enforceability, and providing for an effective date.

City Attorney Ramos: Okay, I'm here. E-1 is an emergency ordinance of the City of Coral Gables, Florida, amending Chapter 27 - State of Emergency Ordinance, Section 27-4 "City Manager; Emergency Operations Center Powers," in order to address situations created by prolonged states of emergency, granting the City Manager the authority to expand administrative reviews and revoke Certificates of Use in certain situations, and reflecting changes to the City’s organizational

*City Commission Meeting
April 21, 2020*

chart; providing for a repealer provision, severability clause, codification, enforceability, and providing for an effective date. Due to the emergency that we are in and the fact that this applies to that emergency, this is an emergency ordinance which must be adopted by a four-fifths vote. It is also a public hearing item. I'm going to ask Assistant City Attorney Throckmorton to please walk us through the changes. Okay, I'm not sure if Stephanie's able to get on, so I will continue. There are two things that are being -- well, they're really three. One is just an amendment to the...

Assistant City Attorney Throckmorton: Miriam.

City Attorney Ramos: Okay.

Assistant City Attorney Throckmorton: No, I was here. I apologize. I was being unmuted. So just to give a little bit of an outline of the changes to this ordinance, this is a unique ongoing situation. Our emergency ordinance (INAUDIBLE) shorter (INAUDIBLE) situations like hurricanes, responding to a natural disaster (INAUDIBLE). Given that this is an ongoing emergency and residents and businesses are still moving forward with many types of projects in the City, we needed to amend the emergency ordinance to allow the City Manager flexibility in addressing these prolonged situations. So, I wanted to walk you through -- there are four amendments and additions to this section of the Code. The first is that it clarifies the City's current organizational chart. It removes the Director of Public Safety from the ordinance -- from the current Code. It also clarifies that the Fire Chief, along with the City Manager, serves as head of our Emergency Operations Center in our Emergency Management Division. The third thing this emergency ordinance does is, it expands the type of administrative reviews that are permissible in the Zoning and the City Codes during prolonged states of emergency, which are those states of emergency that last three or more weeks where meeting in person would be unsafe or impractical. This gives the City Manager the discretion to determine which reviews would be allowed administratively. And then fourth, this allows the City Manager to revoke -- after verbal and written warnings -- the certificates of use of any business operating in violation of any emergency orders, city, county, state, national, and it provides for an appeal process and a reinstatement process of those certificates of use following the conclusion of those states of emergency. So, I'm

*City Commission Meeting
April 21, 2020*

happy to answer any questions. I know the City Manager is here to detail these amendments and additions to the section in the Code.

Mayor Valdes-Fauli: And hopefully, this will never be used after this crisis so it's just intervention.

Assistant City Attorney Throckmorton: Yes. It has to be a prolonged state of emergency, that means at least (INAUDIBLE) local state of emergency, and it has to be that meeting in person would be unsafe or impractical (INAUDIBLE) hurricanes (INAUDIBLE) up and running and able to hold meetings in person. But in situations like this, (INAUDIBLE) opportunity.

Mayor Valdes-Fauli: Are there any members of the City Commission that wish to speak?

Commissioner Keon: No.

Mayor Valdes-Fauli: Okay. Are there any members of the public that was to speak on the Zoom platform? No? Any members of the public on the phone that wish to comment on the item? Mr. City Clerk, are there any e-comments or emails from members of the public on the item? Alright. Then I call for a motion on the item.

Vice Mayor Lago: So moved.

Commissioner Keon: Second.

Mayor Valdes-Fauli: Will you call the roll, please, Mr. City Clerk? Mr. City Clerk, Billy?

Commissioner Fors: Yes.

Commissioner Keon: Yes.

Vice Mayor Lago: Yes.

Commissioner Mena: Yes.

Mayor Valdes-Fauli: Yes.

*City Commission Meeting
April 21, 2020*

(Vote: 5-0)