

**City of Coral Gables City Commission Meeting
Agenda Items J-1, J-2 and J-3
May 30, 2017
City Commission Chambers
405 Biltmore Way, Coral Gables, FL**

City Commission

**Mayor Raul Valdes-Fauli
Vice Mayor Pat Keon
Commissioner Vince Lago
Commissioner Michael Mena
Commissioner Frank Quesada**

City Staff

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

Public Speaker(s)

Agenda Item J-1, J-2 and J-3 [4:58:29 p.m.]
Report to City Commission regarding legal issues relating to number of speed limit signs.

Mayor Valdes-Fauli: City Attorney Items.

City Attorney Leen: Yes. I'll go quickly Mr. Mayor. Item J-1, I've provided you a report regarding legal issues related to the number of speed limit signs. We talked about it briefly.

Mayor Valdes-Fauli: Yes, we talked about it.

City Attorney Leen: I will be forwarding that to the County Attorney's office and discussing with them, I'll also be coordinating with the Assistant City Manager Building Official and the Public Works Department.

J-2

City Attorney Leen: Item J-2 is a Resolution of the City Commission of the City of Coral Gables, Florida, adopting an oath of office for all elected and appointed officials to include a Civility Oath. Miriam briefly would you let them know.

Deputy City Attorney Ramos: The Ethics Commission in January of this year passed a resolution asking all municipalities, including Miami-Dade County itself to pass a Civility Oath as part of the Oath of Office taken by officers. The fact that an Oath of Office is taken by all of our elected and appointed officials is in the Code, what it says is not, so this memorializes what the oath is and then it adds a Civility Oath at the Ethics Commission suggested be incorporated.

Vice Mayor Keon: So moved.

Commissioner Quesada: Second.

Mayor Valdes-Fauli: All those in favor say aye.

All: Aye.

J-3

City Attorney Leen: Item J-3 is a Resolution of the City Commission of the City of Coral Gables, Florida; I don't have to read the whole thing. It's an interlocal agreement between the County and the City of Coral Gables for the enforcement; it says section 8cc of the Miami-Dade County Code that is the Code Enforcement section of the Miami-Dade County Code, as it relates to Section 21-81 of the Miami-Dade County Code regarding the establishment of a Civil Citation Program. What this basically does is, this came up last year or maybe two years ago now in Miami-Dade County for things like marijuana or I think loitering and prowling and several other offenses, which Miriam is going to talk about briefly. They established a civil citation program, we are going to be using that civil citation program, and it's been very successful according to the County – Miriam.

Deputy City Attorney Ramos: Essentially it includes a lot of different offenses, the one its most commonly used for is marijuana possession, and that's simple possession, not possession with the intent to distribute or possession within 500 feet of a school or any of those enhancers, 5,000 feet/500 feet/5,000 feet either or, it doesn't include that. We spoke to Miami-Dade County to see how the rolling out had gone for them. They issued about 3,000 to 4,000 tickets, only 30 were appealed and none of them brought up legal challenges. So far, there's been at least ten municipalities that have signed it; Aventura has actually rolled it out, they've written four so far; F.I.U. has started as well; UM already has a program in place called You Lee Program, which is

a similar diversion program; and what will happen here is that a ticket is issued, it's a \$210 fine or they can opt for the diversion program, which is community service hours, its 16 hours, and they can perform it at different parks. So, what it does is it doesn't criminalize behavior for first time offenders or for people who only have this type of offense.

Mayor Valdes-Fauli: Alright. Do we need a motion for this?

City Attorney Leen: Yes.

Vice Mayor Keon: I'll move it.

Mayor Valdes-Fauli: Second? Moved and seconded, will you call the roll please?

Commissioner Mena: Yes

Commissioner Quesada: Yes

Vice Mayor Keon: Yes

Commissioner Lago: Yes

Mayor Valdes-Fauli: Yes

(Vote: 5-0)

[End: 5:01:28 p.m.]