

City of Coral Gables

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



Agenda - Final Revised

Tuesday, January 23, 2024

9:00 AM

City Hall, Commission Chambers

City Commission

*Mayor Vince Lago
Vice Mayor Rhonda Anderson
Commissioner Melissa Castro
Commissioner Ariel Fernandez
Commissioner Kirk R. Menendez*

*Peter J. Iglesias, P.E., City Manager
Cristina M. Suárez, City Attorney
Billy Y. Urquia, City Clerk*

The City of Coral Gables will be holding its Regular Meeting on Tuesday, January 23, 2024 commencing at 9:00 a.m.

Members of the public may participate in person, but are also able to participate via the Zoom platform. Members of the public may join the meeting via Zoom at (<https://zoom.us/j/3054466800>). In addition, a dedicated phone line will be available so that any individual who does not wish (or is unable) to use Zoom may listen to and participate in the meeting by dialing: (305) 461-6769 Meeting ID: 3054466800. To speak prior to the City Commission taking action on an Agenda Item, please "Raise your Hand" or send a message to one of the meeting hosts using the Zoom Platform. If you joined the meeting via telephone, you can "Raise your Hand" by pressing *9.

The public may comment on an item on the agenda using the City's already-established e-comment function which may be found on the City's website at: www.coralgables.com/commissionmeetings) once the meeting's agenda is published or by sending an email to cityclerk@coralgables.com prior to the start of the meeting.

The Meeting will also be broadcasted live for members of the public to view on the City's website www.coralgables.com/cgtv) as well as Channel 77 on Comcast.

CALL TO ORDER**INVOCATION**

Pastor Ryan Reed - Christ Journey Church

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

- A.-1. [23-6894](#) Presentation of the 2023 Holiday Window Contest Winners.
- A.-2. [23-6913](#) Congratulations to Sergeant Raiza Mardis, recipient of the City of Coral Gables "Officer of the Month Award," for November 2023.
- A.-3. [24-6928](#) Recognition of the City of Coral Gables War Memorial Youth Center Camps and Programs earning National Inclusion Project Accreditation.

B. APPROVAL OF MINUTES

- B.-1. [23-6809](#) Regular City Commission Meeting of December 12, 2023.

C. PUBLIC COMMENTS

During this portion of the meeting, an individual may address the City Commission on an item that is on the agenda or on a matter which is not on the agenda, but within the scope of the City Commission's jurisdiction. If the individual wishes to address the City Commission on an item that is on the agenda, the individual shall not be given an opportunity to speak again once the item is called. An individual who wishes to speak during a public hearing where the City Commission is sitting in a quasi-judicial capacity, must speak during the public hearing for that item.

Individuals who speak during the open public comment portion of the meeting shall be given three (3) minutes during which to address the City Commission. At the conclusion of one (1) hour, if the open public comment section of the meeting has not ended, it shall end automatically, in order to proceed with the rest of the agenda.

D. 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.

- D.-1. [23-6887](#) A Resolution of the City Commission confirming the appointment of P. Tristan Bourgoignie (Nominated by Board-As-A-Whole) to serve as a member of the Pinewood Cemetery Advisory Board, for a two (2) year term which began on June 1, 2023 and continues through May 31, 2025.
- D.-2. [23-6884](#) A Resolution of the City Commission approving the poetry-based temporary public art activation "Dear Human" in partnership with O, Miami and the Lowe Art Museum, and funding up to \$10,000 from the Art Fund; authorizing an amendment to the Fiscal Year 2023-2024 Annual Budget to recognize the \$10,000 transfer from the Art in Public Places reserve as revenue and appropriate such funds to put toward the cost of the project. (unanimously recommended by the Cultural Development Board approval/denial vote: 6 to 0).
- D.-3. [23-6893](#) A Resolution of the City Commission approving the annual review required by the City of Coral Gables and University of Miami agreement and section 163.3235 of the Florida Statutes, for the period from September 28, 2022 through September 27, 2023.
- D.-4. [23-6902](#) A Resolution of the City Commission confirming the appointments of Gonzalo Sanabria (Nominated by the Gables by the Sea Homeowners' Association), Eileen Higgins Faradji (Nominated by the Hammock Oaks Homeowners' Association), Robert Martinez (Nominated by the Journeys End Homeowners' Association), Toni Schragger (Old Cutler Bay Homeowners' Association), and Alex Quevedo (Nominated by the Snapper Creek Lakes Club) to serve as members of the South Waterways Homeowners' Associations Advisory Board, for a two (2) year term which began on June 1, 2023 and continues through May 31, 2025.
- D.-5. [24-6914](#) A Resolution of the City Commission confirming the appointment of Kurt Schubert (Nominated by Board-As-A-Whole) to serve as a member of the Landscape Beautification Advisory Board, for a two (2) year term which began on June 1, 2023 and continues through May 31, 2025.

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

- 1.-1. [24-6918](#) Coral Gables Merrick House Governing Board Meeting of October 9, 2023.
- 1.-2. [24-6919](#) Coral Gables Merrick House Governing Board Meeting of November 13, 2023.
- 1.-3. [24-6916](#) Historic Preservation Board Meeting of September 20, 2023.
- 1.-4. [24-6917](#) Historic Preservation Board Meeting of October 18, 2023.
- 1.-5. [24-6923](#) Landmark Advisory Board Meeting of February 7, 2023.
- 1.-6. [24-6924](#) Landmark Advisory Board Meeting of May 2, 2023.
- 1.-7. [23-6796](#) Planning and Zoning Board Meeting of December 13, 2023.
- 1.-8. [24-6920](#) Pinewood Cemetery Advisory Board Meeting of May 1, 2023.
- 1.-9. [24-6921](#) Pinewood Cemetery Advisory Board Meeting of August 7, 2023.
- 1.-10. [24-6922](#) Pinewood Cemetery Advisory Board Meeting of November 6, 2023.
- 1.-11. [23-6890](#) Retirement Board Meeting of November 9, 2023.
- 1.-12. [23-6891](#) Retirement Board Joint Meeting with City Commission December 15, 2023.
- 1.-13. [23-6914](#) Transportation Advisory Board Meeting of December 19, 2023.

E. PUBLIC HEARINGS

All Individuals testifying in a quasi-judicial proceeding 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.

ORDINANCES ON SECOND READING

- E.-1. [23-6732](#) An Ordinance of the City Commission providing for text amendments to Article 2, "Zoning Districts," Section 2-201, "Mixed Use 1, 2 and 3 (MX1, MX2 and MX3) Districts" and Article 3, "Uses," Section 3-209, "Live work minimum requirements," of the City of Coral Gables Official Zoning Code to allow a reduction of storefront transparency on frontages facing single-family and multi-family uses, providing for repealer provision, severability clause, codification, and providing for an effective date.
(Sponsored by Vice Mayor Anderson)

ORDINANCES ON FIRST READING

- E.-2. [23-6579](#) An Ordinance of the City Commission approving and granting to Pivotal Utility Holdings, Inc. d/b/a Florida City Gas, its successors and assigns, a non-exclusive gas franchise, imposing provisions and conditions relating thereto; providing for monthly payment of a franchise fee to the City; providing for adoption of representations; repealing all ordinances in conflict; providing a severability clause; and providing for an effective date.

Time Certain 2:00pm (Agenda Items E-3 and E-4 are related)

- E.-3. [23-6566](#) An Ordinance of the City Commission approving a Planned Area Development (PAD) pursuant to Zoning Code Article 14, "Process," Section 14-206, "General Procedures for Planned Area Development" for a proposed Publix grocery store and liquor store on the property legally described as Lots 1 through 48, Block 8, Coral Gables Crafts Section (2551 Le Jeune Rd), Coral Gables, Florida; including required conditions; providing for a repealer provision, severability clause, and an effective date. (11 08 23 PZB recommended approval with conditions, Vote: 5-1)

Lobbyist: Mario Garcia-Serra

RESOLUTIONS**Time Certain 2:00pm (Agenda Items E-3 and E-4 are related)**

- E.-4. [23-6565](#) A Resolution of the City Commission approving Conditional Use Review of a Site Plan pursuant to Zoning Code Article 14, "Process" Section 14-203, "Conditional Uses," for a proposed Publix grocery store and liquor store on the property legally described as Lots 1 through 48, Block 8, Coral Gables Crafts Section (2551 Le Jeune Rd), Coral Gables, Florida; including required conditions; providing for a repealer provision, severability clause, and an effective date. (11 08 23 PZB recommended approval with conditions, Vote: 5-1)

(This Resolution is not for consideration at this time and will be included with the above ordinances on Second Reading if approved on First Reading.)

Lobbyist: Mario Garcia-Serra

Time Certain 1:30pm (Agenda Item E-5)

- E.-5. [23-6794](#) A Resolution of the City Commission granting conditional use approval pursuant to Zoning Code Article 14, "Process," Section 14-203, "Conditional Uses" for a walk-up counter as an accessory use to Sanguich, a restaurant, on property legally described as Track A, Plaza Coral Gables, also generally known as 111 Palermo Ave, Suite 103, Coral Gables, Florida; including required conditions; providing for a repealer provision, severability clause, and providing for an effective date.

F. CITY COMMISSION ITEMS**Time Certain 11:00am (Agenda Item F-1)**

- F.-1. [23-6833](#) Discussion regarding MetroConnect.
(Sponsored by Commissioner Menendez)

Time Certain 11:30am (Agenda Item F-2)

- F.-2. [24-6925](#) Presentation by PHIT America Foundation, Inc. program and PHIT Center for elementary school students.
(Sponsored by Vice Mayor Anderson)
- F.-3. [23-6895](#) Discussion regarding potholes on Old Cutler Road.
(Sponsored by Mayor Lago)
- F.-4. [23-6898](#) Discussion regarding bike lane markings.
(Sponsored by Vice Mayor Anderson)

- F.-5. [24-6932](#) Discussion regarding Fritz and Franz.
(Sponsored by Commissioner Fernandez)
- F.-6. [24-6933](#) Discussion regarding intersection of Galiano, Giralda and Merrick Way.
(Sponsored by Commissioner Fernandez)
- F.-7. [24-6934](#) Discussion regarding City PCards, credit cards and external expense accounts.
(Sponsored by Commissioner Fernandez)
- F.-8. [24-6935](#) Update on the Blue Road bridge.
(Sponsored by Mayor Lago)
- F.-9. [24-6936](#) Update of the South Waterways Homeowner's Associations Advisory Board.
(Sponsored by Mayor Lago)
- F.-10. [24-6938](#) Discussion regarding quorum requirements for the Code Enforcement Board.
(Sponsored by Commissioner Fernandez)
- F.-11. [24-6939](#) Discussion on creation of a Coral Gables charrette.
(Sponsored by Commissioner Menendez)
- F.-12. [24-6940](#) Discussion regarding sidewalks and bicycle paths on Old Cutler Road.
(Sponsored by Commissioner Fernandez)

G. **BOARDS/COMMITTEES ITEMS**

None

H. **CITY MANAGER ITEMS**

Time Certain 10:00am (Agenda H-1)

- H.-1. [24-6926](#) Presentation on City lighting.

Time Certain 12:00pm (Agenda Item H-2)

- H.-2. [23-6816](#) Presentation on the 2023 Community Survey results.

Time Certain 12:30pm (Agenda Item H-3)

- H.-3. [23-6749](#) A Resolution of the City Commission approving the temporary public art installation “The Water Below Us” in partnership with Blue Missions, contingent upon approval of the art design through the Historical Resources and Cultural Arts Department, and funding up to \$50,000 from the Art Fund; authorizing an amendment to the Fiscal Year 2023-2024 Annual Budget to recognize the transfer of \$50,000 from the Art in Public Places reserve as revenue and appropriate such funds towards the cost of the project (unanimously recommended by the Cultural Development Board approval/denial vote: 6 to 0).
- H.-4. [23-6899](#) A Resolution of the City Commission authorizing an amendment from the three-year traffic technology grant amount of \$392,361 to recognize year two amount of \$130,787 as revenue and to appropriate such funds to cover the grant expenditures to the fiscal year 2023-2024 annual budget.
- H.-5. [24-6931](#) A Resolution of the City Commission accepting the recommendation of the Innovations and Technology Department to waive the competitive process to purchase Software Maintenance and Support from CentralSquare as a “Special Procurement/Bid Waiver,” pursuant to Section 2-691 of the Procurement Code.

I. CITY ATTORNEY ITEMS

- I.-1. [24-6929](#) Discussion regarding lawsuit seeking a declaration that the provisions of Florida Statutes S. 112.3144(1)(d) that require municipal elected officials to file Form 6 financial disclosure forms is unconstitutional and invalid.

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.