

City of Coral Gables

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



Agenda

Tuesday, February 25, 2020

9:00 AM

Pre-meeting presentations will be held in the City Hall Courtyard
at 8:30 am.

City Hall, Commission Chambers

City Commission

Mayor Raul J. Valdes-Fauli

Vice Mayor Vince Lago

Commissioner Jorge L. Fors, Jr.

Commissioner Patricia Keon

Commissioner Michael Mena

Peter J. Iglesias, P.E., City Manager

Miriam Soler Ramos, City Attorney

Billy Y. Urquia, City Clerk

INVOCATION

Fr. Richard Vigoa, St. Augustine Catholic Church

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

- A.-1. [20-1127](#) Congratulations to Firefighter Andres Espinoza, recipient of the City of Coral Gables "Firefighter of the Month Award," for the month of December 2019.

B. APPROVAL OF MINUTES

- B.-1. [20-1091](#) Regular City Commission Meeting of January 28, 2020.

C. MAYOR'S COMMENTS**Time Certain 9:30am (Agenda Item C-1)**

- C.-1. [20-1101](#) Presentation of the University of Miami Campus Art Master Plan.

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. [20-1155](#) A Resolution appointing Winnie Chang (Nominated by Commission-As-A-Whole) to serve as a member of the School Community Relations Committee, for a two (2) year term which began on June 1, 2019 and continues through May 31, 2021.
- D.-2. [20-1189](#) A Resolution of the City Commission of the City of Coral Gables, Florida approving an Amendment to an Interlocal Agency Agreement between Miami-Dade County and City of Coral Gables for the use of the Metrorail South Corridor for Construction of two driveways and installation of a force main and electrical service for Fire Station 2/Trolley Building.
- D.-3. [20-1208](#) A Resolution appointing Donna Heisenbottle (Nominated by Mayor Valdes-Fauli) to serve as a member of the Library Advisory Board, for a two (2) year term which began on June 1, 2019 and continues through May 31, 2021.
- D.-4. [20-1121](#) A Resolution confirming Javier Salman (Nominated by Board-As-A-Whole) to serve as a member of the Board of Adjustment, for the remainder of a two (2) year term which began on June 1, 2019 and continues through May 31, 2021.
- D.-5. [20-1165](#) A Resolution of the City Commission of Coral Gables authorizing the release of the Unity of Title recorded in the Official Records Book 30847, Page 2572, of the Public Records of Miami-Dade County, Florida for 3400 Ponce de Leon Blvd, legally described as Lots 17-20, Block 15, of Coconut Grove Section 1, according to the Plat Thereof, as recorded in Plat Book 14, Page 25.

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

- 1.-1. [20-1118](#) Advisory Board on Disability Affairs Meeting of December 4, 2019.
- 1.-2. [20-1140](#) Anti-Crime Committee Meeting of June 26, 2019.
- 1.-3. [20-1141](#) Anti-Crime Committee Meeting of September 18, 2019.
- 1.-4. [20-1147](#) Anti-Crime Committee Meeting of October 23, 2019.
- 1.-5. [20-1142](#) Anti-Crime Committee Meeting of November 20, 2019.

- 1.-6. [20-1143](#) Anti-Crime Committee Meeting of January 29, 2020.
- 1.-7. [20-1133](#) Arts Advisory Panel Meeting of December 20, 2019.
- 1.-8. [20-1131](#) Cultural Development Board Meeting of December 3, 2019.
- 1.-9. [20-1132](#) Cultural Development Board Meeting of January 07, 2020.
- 1.-10. [20-1209](#) Economic Development Board Meeting December 4, 2019.
- 1.-11. [20-1134](#) Historic Preservation Board Meeting of November 20, 2019.
- 1.-12. [20-1135](#) Historic Preservation Board Meeting of December 18, 2019.
- 1.-13. [20-1114](#) Landscape Beautification Advisory Board Meeting of January 9, 2020.
- 1.-14. [20-1061](#) Library Advisory Board Meeting of December 11, 2019.
- 1.-15. [20-1117](#) Property Advisory Board Meeting January 8, 2020.
- 1.-16. [20-1129](#) School Community Relations Committee Meeting of January 17, 2020.
- 1.-17. [20-1201](#) Trial Board Meeting of January 29, 2020.

- 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. [20-1113](#) A Resolution by the Coral Gables Advisory Board on Disability Affairs urging that the City of Coral Gables continue to host and organize Adventure Day For All, which is an event embracing people of all abilities and has been held during Disability Awareness Month in October.
 - 2.-2. [20-1130](#) A Resolution approving updates to the annual Cultural Grant (Recommended by the Cultural Development Board Approva/Denial vote: 5 to 1).

E. PERSONAL APPEARANCES

None

F. 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.

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 Commissioner Keon and Commissioner Fors, Jr., during the day of the City Commission Meeting.

Live Remote Public Comments: Livestreamed meetings will now allow the submission of Live Remote Public Comments. If you wish to be part of the scheduled Zoom meeting, please join the meeting by visiting: <https://zoom.us/j/3054466800>

ORDINANCES ON SECOND READING

- F.-1. [19-9430](#)** An Ordinance of the City of Coral Gables, Florida, providing for text amendments to the City of Coral Gables Official Zoning Code, Article 3, "Development Review", Section 3-606 to include Dade Heritage Trust, Inc. as party that may appeal decisions of the Historic Preservation Board; providing for a repealer provision, severability clause, codification, and providing for an effective date. (01 08 2020 PZB recommended denial, Vote: 4-2)
(Sponsored by Vice Mayor Lago)
(Sponsored by Commissioner Mena)
- F.-2. [20-1105](#)** An Ordinance of the City Commission of Coral Gables, Florida amending the Code of Ordinances, Chapter 58, "Special Assessments," Article III, "Repair or construction of streets and sidewalks", by exempting single family residential and duplex properties from the sidewalk, curb, and gutter construction requirements set forth in Section 58-57, revising the square footage and value thresholds of construction, providing for automatic annual adjustments based on the Engineering-News Record construction cost index, and authorizing the City Attorney to release covenants running with the land executed by exempted property owners prior to the adoption of this ordinance, providing for immunity, severability, repealer, codification and an effective date.
(Sponsored by Commissioner Mena)

Agenda Items F-3 and F-5 are related.

- F.-3. [19-9574](#) An Ordinance of the City Commission of Coral Gables amending Ordinance No. 2015-38 which approved a Planned Area Development (PAD) for the project referred to as "Paseo De La Riviera" property legally described as a portion of Tract A, Riviera Section Part 8 (1350 South Dixie Highway), providing for the requirement to receive LEED or equivalent certification within one year of issuance of the temporary Certificate of Occupancy for any individual building, and absent such certification, a requirement to either (1) provide the City with a performance bond, cash, or irrevocable letter of credit payment in the amount of 3% of the Master Building Permit construction cost value within one year of issuance of the temporary Certificate of Occupancy, such bond being subject to Sections 5-1302.C.2-3 of the Zoning Code, or (2) vacate the building; providing for a repealer provision, severability clause, codification, and providing for an effective date.

ORDINANCES ON FIRST READING

- F.-4. [20-1195](#) An Ordinance of the City of Coral Gables, Florida (City), amending the Code of Ordinances, Chapter 117- "Subdivisions," Section 117-1, "Subdivisions of Property for Acquisition; Requirements" to provide an exemption from platting when property is acquired by the City for use as a City facility, providing for severability clause, repealer provision, codification and providing for an effective date.

RESOLUTIONS**Agenda Items F-3 and F-5 are related.**

- F.-5. [20-1202](#) A Resolution of the City Commission of Coral Gables amending Resolution No. 2015-316 (As Amended), which approved a mixed-use site plan for the project referred to as "Paseo de la Riviera" on the property legally described as a portion of Tract A, Riviera Section Part B (1350 South Dixie Highway), providing for the requirement to receive LEED or equivalent certification within one year of issuance of the temporary Certificate of Occupancy for any individual building, and absent such certification, a requirement to either (1) provide the City with a performance bond, cash, or irrevocable letter of credit payment in the amount of 3% of the Master Building Permit construction cost value within one year of issuance of the temporary Certificate of Occupancy, such bond being subject to Sections 5-1302.C.2-3 of the Zoning Code, or (2) vacate the building; providing for a repealer provision, severability clause, codification, and providing for an effective date.
- F.-6. [20-1166](#) A Resolution of the City Commission of Coral Gables approving the petition language for the Hammock Oaks Harbor Security Guard District to allow for a roving security guard and an expanded security monitoring system.
- F.-7. [20-1190](#) A Resolution of the City Commission of Coral Gables, Florida authorizing a ninety-day extension of a Zoning in Progress related to the operation of retail vape shops within the City; providing for an effective date.

- F.-8. [20-1191](#) A Resolution of the City Commission of Coral Gables, Florida authorizing a ninety-day extension of a Zoning in Progress related to the operation of retail businesses engaged in the sale of retail products containing cannabidiol/CBD sold as a principal retail product within the City; providing for an effective date.

G. CITY COMMISSION ITEMS

Agenda Items G-1 and J-1 are related.

- G.-1. [20-1199](#) A Resolution of the City Commission of the City of Coral Gables, Florida, continuing the stay of enforcement of Chapter 34, Articles IX and X of the City Code in Response to the conclusion of all appeals in Florida Retail Federation, Inc. Et Al. V. the City of Coral Gables, Florida, continuing enforcement of Sections 2-730, 62-262, And 62-263 of the City Code, and encouraging businesses to continue complying with Chapter 34, Articles IX and X, by not resuming the use of products made with expanded polystyrene or single-use plastic bags.
(Sponsored by Vice Mayor Lago)
- G.-2. [20-1198](#) A Resolution of the City Commission of Coral Gables, Florida urging the Florida Legislature to amend Section 500.90, Florida Statutes to grandfather-in the City's polystyrene regulations, enacted as Ordinance 2016-08.
(Sponsored by Vice Mayor Lago)
- G.-3. [20-1207](#) A discussion regarding updating and ideas for the City's interactive Art in Public Places Map.
(Sponsored by Commissioner Fors, Jr.)
- G.-4. [20-1181](#) A discussion regarding possible City-sponsorship of "La Feria de Abril" kick-off event to be held in May 2020.
(Sponsored by Mayor Valdes-Fauli)
(Sponsored by Vice Mayor Lago)

H. BOARDS/COMMITTEES ITEMS

None

I. CITY MANAGER ITEMS

- I.-1. [20-1012](#) Presentation regarding industrial design proposal for small cell wireless infrastructure.
- I.-2. [20-1200](#) Presentation regarding recycling.

- I.-3. [19-9487](#) A Resolution of the City of Coral Gables, Florida, authorizing a nonrestaurant facility, Galiano Cigar Room, to add open air seating on private property, provided that the open air seating complies with the standards, criteria, and conditions for Outdoor Seating set forth in Section 4-206 of the Zoning Code and any other state and local regulations, any conditions imposed by the City Commission, and administrative permitting process, on property legally described as Coral Gables Section L, lots 25 through 28, Block 33 (2320 Galiano Street), Coral Gables, Florida; and providing for an effective date.
- I.-4. [20-1192](#) A Resolution of the City Commission of the City of Coral Gables, Florida, appointing individuals to the Wheel of Special Magistrates for certain quasi-judicial hearings pursuant to Section 101-135 of the City Code.
- I.-5. [20-1205](#) A Resolution of the City Commission of the City of Coral Gables, Florida, reappointing Aramis "Mitch" Alvarez as the Special Master presiding over quasi-judicial public hearings for the Board of Architects pursuant to Sections 2-302 and 2-303 of the Coral Gables Zoning Code.

J. CITY ATTORNEY ITEMS

Agenda Items G-1 and J-1 are related.

- J.-1. [20-1196](#) Report and discussion regarding the Florida Supreme Court's ruling in Florida Retail Federation, Inc., et al. v. The City of Coral Gables, Florida.

K. CITY CLERK ITEMS

- K.-1. [20-1138](#) A Resolution of the City Commission of Coral Gables amending Resolution No. 2006-63 to allow for electronic submittal of all required forms by newly appointed City of Coral Gables Board or Committee members.

L. 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.

**Billy Y. Urquia
City Clerk**