

City of Coral Gables

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



Agenda

Tuesday, March 8, 2011

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

Patrick G. Salerno, City Manager
Lourdes Alfonsin Ruiz, Interim City Attorney
Walter J. Foeman, City Clerk

The use of cell phones in the commission chambers is not permitted. Ringers must be set to silent mode to avoid disruption of proceedings.

INVOCATION

The Reverend Arnold Perry, St. Mark's Lutheran Church

PLEDGE OF ALLEGIANCE**EXECUTIVE SESSION**

Beginning at 10:30 a.m., a closed-door, attorney-client session will be held to discuss the pending litigation regarding City of Coral Gables v. Quantum Leap Network, Inc., Case No.: 09-17991CA27, under Florida Statutes, Section 286.011(8)[2010].
(First Floor Conference Room)

A. PRESENTATIONS AND PROCLAMATIONS

- A.-1. [11-0648](#) Presentation of a Proclamation declaring the Month of March as Women's History Month in Coral Gables.
- A.-2. [11-0654](#) Presentation of a Certificate of Congratulations to the Coral Gables Youth Center under 11 Soccer Team.

B. APPROVAL OF MINUTES

- B.-1. [11-0659](#) Regular City Commission Meeting of February 22, 2011.

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. [11-0613](#) Resolution accepting the recommendation of the Chief Procurement Officer to award the Ponce de Leon Road Force Main Replacement Project to GPE Engineering and General Contractors Corporation in the amount of \$1,039,957.19 pursuant to Section 2-828 entitled "Contract Award" of the Procurement Code and Invitation For Bid (IFB) 2010.12.27. (Deferred from the February 22, 2011 meeting.)
- C.-2. [11-0632](#) Resolution authorizing an on-street field test of credit card enabled single space parking meters.
- C.-3. [11-0641](#) Resolution granting a one-day permit to John Martin's Restaurant to sell alcoholic beverages from 5:00 p.m. until midnight on Thursday, March 17, 2011, on Salzedo Street from Aragon Avenue to Miracle Mile, and to the entrance of the Museum Garage as part of the annual St. Patrick's Day Festival to benefit the Coral Gables Rotary Club, subject to Florida Department of Professional Regulation requirements.

- C.-4. [11-0646](#) Resolution granting a one-day permit to the United Way of Miami-Dade to sell alcoholic beverages on Thursday, April 14, 2011, from 5:00 p.m. to 10:00 p.m. at the Village of Merrick Park on San Lorenzo Avenue during the Miami Wine and Food Festival, subject to Florida Department of Professional Regulation requirements.
- C.-5. [11-0652](#) Resolution authorizing up to a sixty (60) day extension of the lease agreement between the City and Junkanoo Crew, Inc. d/b/a Ortanique on the Mile (with the same terms and conditions) for the use of property located at 278 Miracle Mile, Coral Gables, Florida.
- C.-6. [11-0647](#) Resolution authorizing the placement of temporary event banner signs and directional signs for the "South Florida Palm Society Palm Show and Sale" to be held on March 19 and March 20, 2011, at the Montgomery Botanical Center, 11901 Old Cutler Road, Coral Gables, Florida.
- C.-7. [11-0653](#) Resolution appointing Sandra Murado (Nominated by Commissioner Anderson), to serve as a member of the Parks and Recreation Advisory Board, for the unexpired balance of a two (2) year term, from March 8, 2011 through May 31, 2011.

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

- C.-8. [11-0630](#) Library Advisory Board Meeting of February 9, 2011
- C.-9. [11-0633](#) Parking Advisory Board Meeting of February 3, 2011
- C.-10. [11-0634](#) Board of Adjustment Meeting of February 7, 2011
- C.-11. [11-0635](#) Historic Preservation Board Meeting of January 20, 2011
- C.-12. [11-0637](#) Green Task Force Meeting of January 26, 2011
- C.-13. [11-0644](#) School and Community Relations Committee Meeting of February 8, 2011
- C.-14. [11-0645](#) Cultural Development Board Meeting of January 26, 2011

D. PERSONAL APPEARANCES

None

E. PUBLIC HEARINGS

All Individuals desiring to give testimony shall be sworn in.

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 the Mayor, during the day of the City Commission Meeting.

ORDINANCES ON SECOND READING**E.-1. [10-0717](#)**

Planned Area Development, Site Plan, Encroachment, and Zoning Code Text Amendment. An Ordinance of the City Commission of Coral Gables, Florida, requesting the following for Gulliver Academy, located on Tract No. 7, Avocado Land Company Subdivision (12595 Red Road), Coral Gables, Florida:

- 1) Planned Area Development (PAD) assignment, pursuant to Zoning Code Article 3, Division 5;
 - 2) Site plan review and an amendment to the previously approved Gulliver Academy Master Campus Site Plan to allow for new classrooms, pavilion building, gymnasium, baseball field house, natatorium and other miscellaneous improvements;
 - 3) Encroachment into the Campamento Drive, Old Cutler Road and Red Road rights-of-ways; and,
 - 4) Zoning Code Text Amendment to the Official Zoning Code, Appendix A, Site Specific Zoning Regulations;
- providing for severability, repealer, codification, and an effective date. (PZB recommended approval, Vote: 6-0) (Passed on First Reading November 9, 2010) (Deferred from the January 25 and February 8, 2011 Meetings)

E.-2. [11-0618](#)

Zoning Code Text Amendments. An Ordinance of the City Commission of Coral Gables requesting the following text amendments to the City of Coral Gables Official Zoning Code:

1. Article 1, "General Provisions", Section 1-108, "Transitional Rules";
 2. Article 2, "Decision Making and Administrative Bodies", Division 1, "City Commission", Section 2-101, "Powers and duties"; and, Division 2, "Planning and Zoning Board", Section 2-201, "Powers and duties";
 3. Article 3, "Development Review", Division 3, "Uniform Notice and Procedures for Public Hearing", Section 3-302, "Notice";
 4. Article 3, "Development Review", Division 6, "Appeals", Section 3-606, "Procedures for appeals";
 5. Article 4, "Zoning Districts", Division 2, "Overlay and Special Purpose Districts", Section 4-201, "Mixed Use District (MXD)";
 6. Article 4, "Zoning Districts", Division 4, "Prohibited Uses", Section 4-413, "Boats and boat trailers";
 7. Article 5, "Development Standards", Division 1, "Accessory Uses", Section 5-115, "Drive-throughs, walk-up windows, and automated teller machines (ATM)";
 8. Article 5, "Development Standards", Division 6, "Design Review Standards", Section 5-604, "Coral Gables Mediterranean Style Design Standards";
 9. Article 5, "Development Standards", Division 6, "Design Review Standards", Section 5-607, "Exterior walls - facing materials"; and,
 10. Appendix A, "Site Specific Zoning Regulations", Section A-23, "Cocoplum Section Two"; and,
- providing for severability, repealer, codification and an effective date.
(PZB recommended approval, vote: 7-0) (Passed on First Reading February 22, 2011)

F. CITY COMMISSION ITEMS

- F.-1. [11-0656](#) Resolution appointing Craig E. Leen City Attorney of the City of Coral Gables; further approving a salary and benefits package, as set forth herein.
Mayor Donald D. Slesnick, II
- F.-2. [11-0655](#) Discussion regarding the city's streetscape master plan.
Commissioner Rafael "Ralph" Cabrera, Jr.

G. BOARDS/COMMITTEES ITEMS

None

H. CITY MANAGER ITEMS

- H.-1. [11-0657](#) Presentation of Quarterly Report for the three months ended December 31, 2010.
- H.-2. [11-0636](#) Presentation of City-Owned Property Parks Analysis.

I. CITY ATTORNEY ITEMS

- I.-1. [11-0649](#) Resolution directing the City Attorney to proceed with filing an action for injunction, abatement of public nuisance, foreclosure of a Code Enforcement Lien and other relief against Lord M. Toussaint, owner of 6700 Granada Blvd.; and further authorizing the City Attorney to take all action necessary to represent the interests of the City.
- I.-2. [11-0650](#) Amended Resolution waiving any potential conflict of interest the Firm of Akerman Senterfitt may have during its representation of the City of Coral Gables in the matter of FPL's application for approval for the Turkey Point Site Expansion and Transmission Lines 6 & 7 and associated facilities; directing the Interim City Attorney to proceed with consenting to the waiver.

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 requiring special accommodations for participation in the meeting should contact Ernesto Pino, Assistant Public Works Director, at 305-460-5004, with requests for auxiliary aids or services at least one business day before the meeting.

Patrick G. Salerno
City Manager