

City of Coral Gables

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



Agenda

Tuesday, November 18, 2008

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*

*Maria Alberro Jimenez, Interim City Manager
Elizabeth M. Hernandez, City Attorney
Walter J. Foeman, City Clerk*

INVOCATION

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

PLEDGE OF ALLEGIANCE

Tobias Kammerer, Student Council President, G. W. Carver Middle School

THE STAR-SPANGLED BANNER

Anna Hersey, Soprano

A. PRESENTATIONS AND PROCLAMATIONS

- A.-1. [08-0720](#) Presentation of a Proclamation declaring November 18, 2008 as Merrick Educational Center Day in Coral Gables
- A.-2. [08-0777](#) Presentation of a Proclamation declaring November 21, 2008 as George Washington Middle School Day in Coral Gables
- A.-3. [08-0756](#) Presentation of 25 years service pin to J.B. Patterson, Public Works Department
- A.-4. [08-0755](#) Congratulations to Antonio Silio, Building and Zoning Department, recipient of the City of Coral Gables Employee of the Month Award, for the month of December 2008

B. APPROVAL OF MINUTES

- B.-1. [08-0765](#) Regular City Commission Meeting of October 28, 2008
- B.-2. [08-0766](#) Special City Commission Meeting of November 6, 2008

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. [08-0721](#) A Resolution appointing Alexandra Morales (Nominated by Commissioner Cabrera) to serve as a member of the Parks and Recreation Youth Advisory Board, for the unexpired balance of a two (2) year term, which began on June 1, 2007 through May 31, 2009.
- C.-2. [08-0722](#) A Resolution appointing Juan Carlos Diaz Padron (Nominated by Commissioner Cabrera) to serve as a member of the Insurance Advisory Committee, for the unexpired balance of a two (2) year term, which began on June 1, 2007 through May 31, 2009.
- C.-3. [08-0723](#) A Resolution appointing Peggy A. Rolando (Nominated by Vice Mayor Kerdyk) to serve as a member of the Historic Preservation Board, for the unexpired balance of a two (2) year term, which began on June 1, 2007 through May 3, 2009.
- C.-4. [08-0761](#) A Resolution authorizing Fritz and Franz Bierhaus to sell alcoholic beverages at the plaza located at 60 Merrick Way from Friday, November 21, 2008, through Sunday, November 23, 2008; from 11:00 am-11:00 pm on Friday and Saturday and from 11:00 am-8:00 pm on Sunday, during the BLUESFEST event, subject to Florida Department of Professional Regulation requirements.
- C.-5. [08-0762](#) A Resolution authorizing the implementation of a Mutual Aid Agreement and Joint Declaration between the City of Coral Gables Police Department and the School Board of Miami-Dade County.
- C.-6. [08-0741](#) A Resolution of the City Commission of Coral Gables authorizing the City Manager to execute the Joint Participation Agreement between Miami-Dade County and the City of Coral Gables for disbursement of road impact fee funds to the City, for the construction of a roundabout at the intersection of Segovia Street and Biltmore Way, in the City of Coral Gables, Florida.
- C.-7. [08-0772](#) A Resolution authorizing the implementation of a Combined Voluntary Cooperation and Operational Assistance Mutual Aid Agreement between the City of Coral Gables Police Department and the City of Miami Police Department

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

- C.-8. [08-0717](#) City of Coral Gables/University of Miami Community Relations Committee Meeting of October 6, 2008
- C.-9. [08-0724](#) Retirement Board Meeting September 11, 2008
- C.-10. [08-0726](#) Retirement Board Meeting of October 30, 2008
- C.-11. [08-0732](#) Cultural Development Board Meeting of October 6, 2008
- C.-12. [08-0743](#) Property Advisory Board Meeting of October 22, 2008
- C.-13. [08-0744](#) Landscape Beautification Advisory Board Meeting of November 6, 2008
- C.-14. [08-0759](#) Senior Citizens Advisory Board Meeting of October 6, 2008
- C.-15. [08-0760](#) Parks and Recreation Advisory Board Meeting of October 24, 2008
- C.-16. [08-0773](#) Insurance Advisory Committee Meeting of October 27, 2008
- C.-17. [08-0748](#) Coral Gables Merrick House Governing Board Meeting of October 20, 2008
- C.-18. [08-0775](#) Cultural Development Board Meeting of October 29, 2008
- C.-19. [08-0770](#) Economic Development Board and Parking Advisory Board Joint Meeting of October, 16, 2008
- C.-20. [08-0780](#) A Resolution of the City Commission of Coral Gables authorizing the City Manager to approve the Procurement Regulations to conform to the changes made to the Procurement Code on second reading on October 28, 2008.
- C.-21. [08-0749](#) A Resolution of the City Commission of Coral Gables authorizing the City Manager to accept a grant valued at \$5,875.00 from the Heritage Program of the Fireman's Fund Insurance Company.

Items C.-22. and D.-3. are related

- C.-22. [08-0784](#) A Resolution authorizing the City Manager to extend the required time outline in the contract with ArcoArt Plus, d/b/a Trolinet, for the On-board Trolley and Print Advertisement Project from thirty (30) days to ninety (90) days in order to begin payment to the City from the sales proceeds.
- C.-23. [08-0786](#) A Resolution of the City Commission of Coral Gables authorizing the City Manager to execute the Towing Contract effective December 1, 2008 for a period of two (2) years.

D. PERSONAL APPEARANCES

Time Certain: 10:00 a.m.

Items D-1 and and G-2 are related

- D.-1. [08-0750](#) Mari Molina, Executive Director of the Business Improvement District of Coral Gables, to present the Miracle Mile & Giralda Restaurant Row Design Program.
- D.-2. [08-0747](#) Carolyn Lewis, Director of Education for the Center for Teaching and Learning at Fairchild Tropical Garden, to present the program The Fairchild Challenge.

Items D.-3. and C.-22. are related

- D.-3. [08-0771](#) Carlos Hidalgo, Marketing Director, ArcoArt Plus to make a presentation on the Coral Gables Trolley Advertisement Program.
- D.-4. [08-0764](#) Jorge L. Freeland, President, Hammock Lakes I & II Homeowners Association, Inc., requesting removal of certain condition on Resolution No. 2008-54 (as amended), passed and adopted by the City Commission on April 29, 2008.

E. PUBLIC HEARINGS

All Individuals desiring to give testimony shall be sworn in.

APPEALS**E.-1. [08-0751](#) Board of Architects Appeal**

Kara Kautz, Historic Preservation Officer, Applicant, has filed an appeal to the Coral Gables City Commission, from a decision of the Board of Architects at its regular meeting of October 16, 2008, wherein the Board approved Application AB 08-07-1473, in connection with the installation of a standing seam copper roof painted white on the residence located at 1045 Castile Avenue, Coral Gables, Florida.

E.-2. [08-0753](#) Historic Preservation Board Appeal

Case File LHD 2007-04

F. W. Zeke Guilford, Applicant, has filed an appeal to the Coral Gables City Commission from a decision of the Historic Preservation Board at its regular meeting of May 22, 2008.

The Historic Preservation Board, at its regular meeting held on May 22, 2008, made a motion to approve the historic designation of the property at 111 Salamanca Avenue, legally described as Lots 10 and 11 and east 30 feet Lot 12, Block 29, of Coral Gables Douglas Section. (Motion unanimously approved 7-0). The applicant is appealing the decision of the Historic Preservation Board to bifurcate the historic designation from the undue economic hardship determination.

ORDINANCES ON SECOND READING**E.-3. [08-0630](#) An Ordinance of the City Commission of Coral Gables amending the text of Chapter 74 of the City Code, entitled, "Traffic and Vehicles", by amending Section 74-356 entitled "Six-Month Notice; Introductory Period", to change the courtesy notice provision from six months to ninety-days; providing a repealer provision; a savings clause; a severability clause, and providing for an effective date. (Passed on First Reading September 23, 2008. Vote 4-0)****ORDINANCES ON FIRST READING****E.-4. [08-0768](#) An Ordinance of the City Commission of Coral Gables, Florida, amending in part and restating in its entirety Chapter 2, Article IX of the Coral Gables City Code ("City Code"), the City of Coral Gables Development Impact Fee Ordinance; providing for amendments to clarify terms and procedures and correct codification errors; providing for impact fees applicable to certain types of new development on the University of Miami Campus; providing for liberal construction; providing for severability; providing for codification; and providing for an effective date. (Passed on First Reading November 18, 2008 - Vote 5-0)**

RESOLUTIONS

- E.-5. [08-0407](#) A Resolution of the City Commission of Coral Gables amending previously approved Resolution No. 2005-231 which granted approval of the following for properties referenced as 2701 LeJeune Road, Coral Gables, Florida: 1) Special Locational Site Plan Review pursuant to Zoning Code Section 28-6, for properties adjacent to R and D use districts, to allow Mediterranean architectural bonuses for properties referenced as Parcel 1 (Crafts Section, Block 16, Lots 1-11 and Lots 39-48) and Parcel 2 (Crafts Section, Block 17, Lots 1-5 and west 24 feet of Lot 6 and Lots 43-48); and, 2) Conditional Use Review pursuant to Zoning Code Section 6-3, for a proposed drive-thru bank teller facility for Parcel 2 (Crafts Section, Block 17, Lots 1-5 and west 24 feet of Lot 6 and Lots 43-48), Coral Gables, Florida; whereas City National Bank desires to amend the condition requiring the installation and operation of security gates at both entrance and exit of the drive-thru bank facility; and the approval and all other conditions of approval contained in Resolution No. 2005-231 shall remain in effect; and providing for an effective date. (PZB Vote: 5-0)

F. CITY COMMISSION ITEMS

- F.-1. **Agenda Item F.-1. was placed on the Agenda in error and therefore was not discussed.**

- F.-2. [08-0774](#) Discussion of the addition of a City Finance Officer to the ranks of appointed positions, reporting directly to the City Commission.
 Commissioner Maria Anderson

- F.-3. [08-0729](#) A Resolution of the City Commission of Coral Gables directing the City Attorney to prepare an Ordinance amending Section 8 of the City Charter entitled, "Creation, composition, election, terms, vacancies, qualifications.", to change the Mayor's term from four (4) years to two (2) years; and further authorizing the holding of a special municipal referendum election on the issue at the general biennial election to be held on April 14, 2009, for the submission to the qualified electors of the City of Coral Gables.
 Commissioner Rafael "Ralph" Cabrera, Jr.

- F.-4. [08-0783](#) Discussion regarding the compensation of the interim city manager.
 Commissioner Rafael "Ralph" Cabrera, Jr.

- F.-5. [08-0785](#) Discussion concerning the selection of a firm to conduct executive search services for the position of city manager.
 (City Commission As-A-Whole)

G. BOARDS/COMMITTEES ITEMS

- G.-1. [08-0727](#) A Resolution accepting the recommendations of the Cultural Development Board for FY 2008-2009 Cultural Grants in the total amount of \$166,250 (consistent with the 2008/2009 annual budget).

Items G.-2., G.-3. and D.-1 are related

- G.-2. [08-0731](#) A Resolution accepting the Economic Development Board's support of the redevelopment of Miracle Mile and Giralda Avenue, and endorsement of the Business Improvement District's Miracle Mile & Giralda Restaurant Row Design Program, subject to financing and staging details.
- G.-3. [08-0778](#) A Resolution accepting the Parking Advisory Board's support of the conceptual redevelopment design of the Miracle Mile and Giralda Avenue right-of-way.
- G.-4. [08-0742](#) Presentation of excerpts of the Property Advisory Board meeting of October 22, 2008, recommending the following action:
- That the City Commission approve the recommendation of the Board Members to renew the Granada Snack Shop (Burger Bob's) lease for an additional year under the same terms and conditions.

H. CITY MANAGER ITEMS

- H.-1. [08-0605](#) A Resolution of the City Commission of Coral Gables amending Resolution 2007-245 which established fees for various licenses, permits, services, and penalties by the City of Coral Gables, providing for severability, repealer, codification and an effective date. (Denied at the October 14, 2008 Meeting)
- H.-2. [08-0738](#) A Resolution of the City Commission of Coral Gables authorizing the City Manager to execute a Funding Agreement between the City and Miami-Dade County for construction of the proposed General Obligation Bond (GOB) project entitled "Country Club Prado Restoration" in the amount of \$750,000.00; authorizing the City Manager to contract with Miami-Dade County and third party contractors to complete said project by fiscal year 2009-10; authorizing the transfer of GOB designated funds in the amount of \$750,000.00 from the category "Enhancements-Expansion of Parks and Public Plazas, Venetian Pool, Project No. 88-72237" to the aforesaid proposed GOB project; and allocating the amount of \$750,000.00 from the Capital Improvement Fund to the Venetian Pool Project to restore funding to complete improvements at said facility.
- H.-3. [08-0752](#) A Resolution of the City Commission of Coral Gables authorizing the City Manager to set forth a public hearing to consider the request from area residents to change the municipal boundaries of the City by annexing two incorporated areas in Miami-Dade county, known as Little Gables and High Pines.
- H.-4. [08-0757](#) An Amended Resolution of the City Commission of Coral Gables, with attachments, authorizing the City Manager to execute an Interlocal Agreement between the City of Coral Gables and the City of Miami to allow the combined properties which make up Publix Supermarket, Inc., which is located in both Coral Gables and Miami at 114 Ponce de Leon Blvd., (Coral Gables) and 3690 West Flager Street (Miami), to be developed as one integrated development over the municipal boundaries of both cities.

I. CITY ATTORNEY ITEMS

- I.-1. **Agenda Item I.-1. was placed on the Agenda in error and therefore was not discussed.**
- I.-2. [08-0725](#) Pending Litigation Report

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 R. Alberto Delgado, Public Works Director, at 305-460-5001, with requests for auxiliary aids or services at least one business day before the meeting.

**Maria Alberro Jimenez
Interim City Manager**