

City of Coral Gables

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



CORAL GABLES
THE CITY BEAUTIFUL

Agenda

Tuesday, January 26, 2016

9:00 AM

City Hall, Commission Chambers

City Commission

Mayor Jim Cason
Vice Mayor Frank C. Quesada
Commissioner Patricia Keon
Commissioner Vince Lago
Commissioner Jeannett Slesnick

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

INVOCATION

Associate Pastor, Reverend Vidalis Lopez, First United Methodist Church of Coral Gables

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

None

B. APPROVAL OF MINUTES

- B.-1. [16-4733](#) Regular City Commission Meeting of December 8, 2015.

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. [16-4696](#) A Resolution accepting the recommendation of the Chief Procurement Officer to award the Cocoplum Stormwater Improvements Phase I contract to V Engineering & Consulting Corp., in the amount of \$809,555 pursuant to Invitation For Bids (IFB) 2015.11.17, and Section 2-828 of the Procurement Code entitled "Contract Award"; and authorizing an amendment to the Fiscal Year 2015-2016 annual budget to recognize as revenue a \$272,555 transfer from the Storm Water Fund Balance, and to appropriate such funds to put toward the cost of the project.
- C.-2. [16-4702](#) A Resolution authorizing waiver of the charges associated with usage of barricades and parking meter rentals for "Gables Bike Day" on Sunday, February 28, 2016, as well as providing certain equipment and services.
- C.-3. [16-4718](#) A Resolution authorizing the Cathedral of St. George to sell alcoholic beverages as part of the Annual "Coral Gables Middle Eastern Festival" on 320 Palermo Avenue on Feb 20-21 of 2016, subject to Florida Department of Professional Regulation requirements.
- C.-4. [16-4716](#) A Resolution of the City Commission of Coral Gables, Florida, calling on Florida Governor Rick Scott, State Senate President Andy Gardiner, and State Speaker of the House Steve Crisafulli to enact a Bill to install embedded, in-road, solar-powered marker lights in or within a 1-mile radius of an urban area in conjunction with the construction, reconstruction, or other change of any State Transportation Facility.

C.-5. [16-4706](#) A Resolution confirming Rosa Maria Mayorga (Board-As-A-Whole-Appointment) to serve as a member of the Cultural Development Board for the remainder of a two (2) year term, which began on June 1, 2015 and continues through May 31, 2017.

C.-6. [16-4713](#) A Resolution appointing Jose Soto (Nominated by Vice Mayor Quesada) to serve as a member of the Insurance Advisory Committee, for the remainder of a two (2) year term, which began on June 1, 2015 and continues through May 31, 2017.

1. Presentation of Boards and/or Committees draft/final minutes requesting no action from the City Commission [Note: A vote to accept the minutes does not mean approval of the substance within the minutes]:

1.-1. [16-4730](#) Board of Adjustment meeting minutes of January 11, 2016.

1.-2. [16-4693](#) Coral Gables Advisory Board on Disability Affairs Meeting of November 4, 2015.

1.-3. [16-4694](#) Coral Gables Advisory Board on Disability Affairs Meeting of December 2, 2015.

1.-4. [16-4731](#) Code Enforcement Board hearing of January 20, 2016 (Draft)

1.-5. [15-4663](#) Parks & Recreation Youth Advisory Board Meeting of November 18, 2015.

1.-6. [16-4711](#) Property Advisory Board Meeting of January 13, 2016.

1.-7. [15-4662](#) Senior Citizens Advisory Board Meeting of November 2, 2015

1.-8. [16-4698](#) Sustainability Advisory Board Meeting of November 18, 2015.

D. PERSONAL APPEARANCES

D.-1. [16-4701](#) Appearance by Nick Di Donato to present Coral Gables Country Club Annual Report, as specified in the Management Agreement.

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.

EMERGENCY ORDINANCE

- E.-1. [16-4727](#) An Emergency Ordinance of the City of Coral Gables ratifying amendments to Chapter 54 of the City Code that are consistent with solid waste special assessment settlement with Miami-Dade County, and providing for a repealer provision, severability clause, and providing for an effective date.

ORDINANCES ON SECOND READING

- E.-2. [15-4639](#) An Ordinance of the City Commission of Coral Gables, Florida, amending the City of Coral Gables Code, by creating Section 38-12, entitled "Penalty enhancements for bias motivated violations of the City Code or Zoning Code"; providing for a repealer provision, severability clause, codification, and providing for an effective date.
(Sponsored by Commission Keon)
- E.-3. [15-4640](#) An Ordinance of the City Commission of Coral Gables, Florida, providing for text amendments to the City of Coral Gables Code by Amending Chapter 62 "Streets, Sidewalks and Other Public Places," Article VI "Parades and Public Assemblies," to promote public peace and order in residential areas and to promote the important value of tranquil and harmonious neighborhoods in the City of Coral Gables, by regulating picketing within a defined buffer area, regardless of the content of the communication; providing for alternative areas for protest and picketing; and providing for a repealer provision, severability clause, codification, and providing for an effective date.
- E.-4. [15-4625](#) An Ordinance of the City Commission of Coral Gables, Florida, amending the Code of the City of Coral Gables, Florida by amending Article III "Construction Regulation Board" of Chapter 101 "Administration and Enforcement"; providing for a repealer provision, severability clause, codification, and providing for an effective date.
- E.-5. [15-4626](#) An Ordinance of the City Commission of Coral Gables, Florida, amending the Code of the City of Coral Gables, Florida by amending Article III "Unsafe Structures" of Chapter 105 "Buildings and Building Regulations"; providing for enforcement procedures; providing for a repealer provision, severability clause, codification, and providing for an effective date.

ORDINANCES ON FIRST READING

- E.-6. [16-4723](#) An Ordinance of the City Commission of Coral Gables, Florida, prohibiting a resident or business from removing a sewer cap during a backup; providing for enforcement; providing for a repealer provision, severability clause, codification, and providing for an effective date.
- E.-7. [16-4726](#) An Ordinance of the City Commission of Coral Gables adopting the Restated Charter as the official Charter of the City of Coral Gables, and providing for repealer, codification, and an effective date (This proposal does not substantively amend the Charter. Instead, this proposal improves its readability and format, corrects the footnotes and legal history, complies with the Municipal Home Rule Powers Act, and includes a forward).

F. CITY COMMISSION ITEMS

- F.-1. [16-4724](#) Status of ongoing mosquito remediation on the vacant FPL site, along with other outstanding FPL issues.
(Sponsored by Commissioner Keon)
- F.-2. [16-4728](#) Discussion of potential ordinance allowing the riding of bicycles upon sidewalks on Miracle Mile, by repealing section 74-3 of the City Code.
(Sponsored by Commissioner Lago)
- F.-3. [16-4732](#) Discussion of potential ordinance requiring silk screen barriers on construction sites next to waterways.
(Sponsored by Commissioner Lago)
- F.-4. [16-4734](#) Status update on Green Corridor/Ygrene P.A.C.E. (Property Assessed Clean Energy) Program.
(Sponsored by Commissioner Lago)
- F.-5. [16-4735](#) Discussion regarding formation of a Coral Gables Waterway Commission.
(Sponsored by Commissioner Lago)

G. BOARDS/COMMITTEES ITEMS

None

H. CITY MANAGER ITEMS**Time Certain 9:30 a.m.****Agenda Items H-1 and H-7 are related.**

- H.-1. [16-4708](#) A Resolution authorizing the assignment of ERP OPERATING LIMITED PARTNERSHIP and EQR-SWN LINE VISTAS, INC (collectively "Transferor") interest in the ground lease with regards to City owned property located at 353 Aragon Ave., otherwise known as Gables Grand to SCG ATLAS GABLES GRAND PLAZA, L.L.C., a Delaware limited liability company ("Transferee") (Lease transfer of Gables Grand).
- H.-2. [16-4704](#) Resolution inviting selected proposers -- TC Gables, LLC (Scheme B); Coral Gables City Center, LLC; and GCP BE, LLC -- from Stage I of the two-stage Request for Proposals (RFP) for City owned Garages 1 and 4 on Andalusia Avenue (RFP no. 2014.10.23), to continue to participate in Stage II of the RFP process.
- H.-3. [16-4709](#) Resolution authorizing the City Manager to issue Stage II of the two-stage Request for Proposals (RFP) for city owned Garages 1 and 4 on Andalusia Avenue (RFP No. 2014.10.23), in substantially the form attached hereto as Exhibit "A."

Time Certain 11:00 a.m.

- H.-4. [16-4705](#) A Resolution approving a contract for the construction of the Miracle Mile and Giralda Avenue Streetscape Project (the Project) with Ric-Man International, Inc. for a guaranteed maximum price (GMP) of \$21,600,000; providing for amendments as approved by the City Manager and City Attorney prior to final approval; further waiving the Procurement Code pursuant to Section 2-583, entitled "Application of the Code," to authorize the City Manager to direct purchase certain items as specified in the Plan Design Specifications for the Project, and included within the GMP, as follows: stone pavers, stone furniture, lighting, and trees; further approving the direct purchase of additional pavers not included in the GMP for a price not to exceed \$300,000 to be available for future uses for the Project; further authorizing the City Manager to execute a contract with Cooper Robertson and Associates in an amount not to exceed \$500,000 to provide Construction Administration Services for the Project; further approving the Project budget; and the waiver of City fees for the project.
- H.-5. [16-4691](#) A Resolution repealing Resolution 2004-196 and amending Resolution 2012-25, to establish General Fund and Insurance Fund Reserve policies; and providing for an effective date.
- H.-6. [16-4692](#) A Resolution of the City of Coral Gables, Florida amending and ratifying projects in the Neighborhood Renaissance Program; providing certain other matters in connection therewith; authorizing other required actions and providing an effective date.

Agenda Items H-1 and H-7 are related.

- H.-7. [16-4707](#) A Resolution authorizing entering into a third amendment to the Amended and Restated Agreement with Merrick Center, Ltd. with regard to City owned property located at 353 Aragon Ave, Coral Gables, Florida, otherwise known as Gables Grand (to set the equity IRR for future transaction rent).
- H.-8. [16-4720](#) Presentation of Special Event Standard Operating Procedures for Event Permit Approval.
- H.-9. [16-4719](#) A Resolution authorizing Satchmo Blues Bar and Grill, Inc. to sell alcoholic beverages from noon until 11 p.m., at the Plaza located at 60 Merrick Way from Thursday, March 17, 2016, through Saturday, March 19, 2016 and on Sunday, March 20, 2016 from noon till 8 p.m., during the St. Patrick's Day / Bluesfest event to benefit the Coral Gables Cultural Affairs Council, subject to Florida Department of Professional Regulation Requirements.
- H.-10. [16-4721](#) Discussion of alternative treatments for grass swales.
- H.-11. [16-4722](#) Progress update on the Citywide Tree Succession Project.

I. CITY ATTORNEY ITEMS

- I.-1. [16-4725](#) Status update regarding City Commission's request to the Miami-Dade County Mayor and Board of County Commissioners to resolve the lawsuit between Miami-Dade County and the Lola B. Walker Homeowner's Association.

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 any auxiliary aids or services at least five business day before the meeting.

**Walter J. Foeman
City Clerk**