

City of Coral Gables

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



Agenda

Tuesday, February 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 Dr. Mary E. Conroy, St. Philip's Episcopal Church

PLEDGE OF ALLEGIANCE

Students from Coral Gables K-8 Preparatory Academy

A. PRESENTATIONS AND PROCLAMATIONS

None

B. APPROVAL OF MINUTES

- B.-1. [11-0598](#) Regular City Commission Meeting of January 25, 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. [11-0583](#) Resolution authorizing the City Manager to execute a ten (10) year agreement with Miami-Dade County for the billing of sanitary sewage and stormwater utility service charges on behalf of the City.
- C.-2. [11-0584](#) Resolution approving encroachments into the public right-of-way for a proposed new building to be located at 2990 Ponce de Leon Boulevard (The Ponce Cat Building) subject to the requirements of the Public Works Department and all other applicable code(s).
- C.-3. [11-0591](#) Resolution authorizing the extension of a contract with Johns Eastern Company, Inc., for Claims Adjusting & Third Party Workers' Compensation and Liability Administration, pursuant to Section 2-825 of the Procurement Code, for up to an additional four (4) months from the expiration date.
- C.-4. [11-0586](#) Resolution authorizing the Parks and Recreation Department, with the approval of the City Manager, or designee, to donate "recreational activities" to charitable non-profit organizations.
- C.-5. [11-0587](#) Resolution accepting the recommendation of the Chief Procurement Officer to award the Biltmore Golf Course Remediation Project to Cherokee Enterprises, Inc. in the amount of \$86,633.03 (eighty-six thousand, six hundred thirty-three dollars and three cents), pursuant to Section 2-828 of the Procurement Code entitled "Contract Award" and Request for Proposals (RFP) 2010.11.01.

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

- C.-6. [11-0572](#) Advisory Board on Disability Affairs Meeting of March 3, 2010
- C.-7. [11-0573](#) Advisory Board on Disability Affairs Meeting of May 5, 2010
- C.-8. [11-0574](#) Advisory Board on Disability Affairs Meeting of July 7, 2010
- C.-9. [11-0575](#) Advisory Board on Disability Affairs Meeting of October 6, 2010
- C.-10. [11-0570](#) Senior Citizens Advisory Board Meeting of December 6, 2010
- C.-11. [11-0571](#) Senior Citizens Advisory Board Meeting of January 10, 2011
- C.-12. [11-0576](#) Traffic Advisory Board Meeting of September 21, 2010
- C.-13. [11-0577](#) Traffic Advisory Board Meeting of October 19, 2010
- C.-14. [11-0578](#) Cultural Development Board Meeting of November 17, 2010
- C.-15. [11-0585](#) Cultural Development Board Meeting of November 29, 2010
- C.-16. [11-0581](#) Cultural Development Board Meeting of January 5, 2011
- C.-17. [11-0582](#) Property Advisory Board Meeting of December 15, 2010
- C.-18. [11-0589](#) Board of Adjustment Meeting of January 10, 2011
- C.-19. [11-0592](#) Parks and Recreation Advisory Board Meeting of January 21, 2011
- C.-20. [11-0593](#) Coral Gables Merrick House Governing Board Meeting of January 10, 2011
- C.-21. [11-0594](#) School and Community Relations Committee Meeting of January 11, 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. [10-0727](#) An Ordinance of the City Commission of Coral Gables authorizing entering into an Amended and Restated Agreement for Operation of the Coral Gables Museum with Coral Gables Museum Corp., with regard to city-owned property at 285 Aragon Avenue, Coral Gables, Florida; and providing for severability, repealer, codification and an effective date. (Passed on First Reading January 11, 2011) (Deferred from the January 25, 2011 Meeting)
- E.-2. [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, 2011 Meeting)

F. CITY COMMISSION ITEMS

None

G. BOARDS/COMMITTEES ITEMS

None

H. CITY MANAGER ITEMS

None

I. CITY ATTORNEY ITEMS

- I.-1. [11-0595](#) Resolution directing the City Attorney to proceed with filing an action against Z-Roofing, Inc., for breach of contract for failure to procure and maintain insurance to protect the City from claims arising out of services performed and for failure to indemnify and hold harmless the City for damages caused during roof repair at the Coral Gables Country Club and all such other relief; and further authorizing the City Attorney to take all action necessary to represent the interests of the City.
- I.-2. [11-0596](#) Resolution waiving any potential conflict of interest the firm of Akerman Sentefitt 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 and 7 and all other associated facilities; directing the Interim City Attorney to proceed with consenting to the waiver.

J. CITY CLERK ITEMS

- J.-1. [11-0597](#) Resolution appointing certain members of the Canvassing Board (board) for the upcoming General Biennial Election of Tuesday, April 12, 2011, namely, the Honorable John Schlesinger, Circuit Court Judge, 11th Judicial Circuit, and the Honorable Jerald Bagley, Circuit Court Judge, 11th Judicial Circuit, for the purpose of canvassing absentee ballots and precinct returns; further authorizing said board to certify the results of said election.

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