

City of Coral Gables

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



Agenda

Tuesday, November 9, 2010

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
Elizabeth M. Hernandez, 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

Pastor Thom Shafer, First United Methodist Church of Coral Gables

PLEDGE OF ALLEGIANCE**A. PRESENTATIONS AND PROCLAMATIONS**

- A.-1. [10-0722](#) Presentation of a Certificate of Appreciation to Dr. James R. Jude, in honor of the 50th Anniversary of his invention of CPR.
- A.-2. [10-0720](#) Presentation of a Proclamation declaring November 9, 2010, as "Agustin J. Barrera Day" in Coral Gables, in recognition of his retirement as a member of the Miami-Dade County Public Schools Board.
- A.-3. [10-0721](#) Congratulations to Lt. Thad Ovcarch, recipient of the City of Coral Gables Firefighter of the Month Award for the month of November 2010.
- A.-4. [10-0733](#) Presentation of a Certificate of Appreciation to Interim Police Chief Richard Naue, Jr., on the occasion of his retirement.
- A.-5. [10-0706](#) Congratulations to Margarita Berg, Police Department, recipient of the City of Coral Gables Employee of the Month Award, for the month of December 2010.

B. APPROVAL OF MINUTES

- B.-1. [10-0729](#) Regular City Commission Meeting of October 26, 2010

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. [10-0700](#) Resolution amending Resolution 2010-155 by adding an alternative event date in case of inclement weather conditions for the "Tour of Kitchens Luncheon" granting the request made by Coral Gables @ Home to reserve use of Country Club Prado for the Tour of Kitchens luncheon event from 1:30 p.m. to 3:00 p.m. on Saturday, February 5, 2011 as a contingency rain date and to serve alcoholic beverages, subject to Florida Department of Professional Regulation requirements.
- C.-2. [10-0702](#) Resolution accepting and authorizing the execution of a grant award in the amount of \$8,461.00 (eight thousand four hundred sixty-one dollars) from the FY 2011 Drug Control and System Improvement Grant Program Award to fund the Coral Gables Record Improvement Project to purchase a records kiosk, printers, and digital cameras.
- C.-3. [10-0715](#) Resolution authorizing the extension of a contract with Downtown Towing Company, pursuant to Section 2-834 (d) of the Procurement Code for an additional six (6) months from the expiration date of the current contract until such time that a new towing contract is executed.
- C.-4. [10-0718](#) Resolution accepting the recommendation of the Chief Procurement Officer to piggy-back a contract for the purchase of one hundred (100) parking pay stations from Parkeon, Inc., from the City of Seattle, Washington contract, pursuant to Section 2-978 of the Procurement Code in the amount of \$870,000 (eight hundred-seventy thousand dollars); further providing the option to purchase an extended warranty at a cost of \$540.00 (five hundred forty dollars) per pay-station per year.
- C.-5. [10-0719](#) Resolution authorizing an increase in professional service fees in the amount of \$300,000.00 for Hazen and Sawyer, Environmental Engineering Consultants for additional services through the end of the contract period which expires April 25, 2011.
- C.-6. [10-0703](#) Resolution rescinding Resolution No. 2010-138 wherein the parties (namely, Biltmore Hotel Limited Partnership "Biltmore," the Lessee, Operator of the Biltmore Hotel and the City), were directed to negotiate an Interim Agreement, as presented by the City and Special Counsel, and as amended by the City Commission during the Public Hearing regarding said matter on July 19, 2010.

- C.-7. [10-0730](#) Resolution authorizing the execution of a Museum Development Funding Agreement by and between the Coral Gables Museum Corporation, the Coral Gables Community Foundation, Inc., Donald D. Slesnick, II, as former personal representative of the Estates of Harry and Mary Perrin and as a designated donor representative of the Perrin Charitable Fund, and the City of Coral Gables.
- C.-8 [10-0731](#) Resolution authorizing the execution of a Museum Development Funding Agreement by and between the Coral Gables Museum Corporation, Wayne "Chip" Withers, and the City of Coral Gables.

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

- C.-9. [10-0696](#) Youth Advisory Board Meeting of October 19, 2010
- C.-10. [10-0697](#) Senior Citizens Advisory Board Meeting of September 13, 2010
- C.-11. [10-0698](#) Senior Citizens Advisory Board Meeting of October 4, 2010
- C.-12. [10-0704](#) Parks & Recreation Advisory Board Meeting of October 22, 2010
- C.-13. [10-0710](#) Coral Gables Merrick House Governing Board Meeting of October 4, 2010
- C.-14. [10-0711](#) Pinewood Cemetery Advisory Board Meeting of September 13, 2010
- C.-15. [10-0714](#) Historic Preservation Board Meeting of October 21, 2010
- C.-16. [10-0728](#) Property Advisory Board Meeting of November 2, 2010

D. PERSONAL APPEARANCES

Items D.-1. and H.-1. are related

- D.-1. [10-0732](#) Mario J. Garcia-Serra, of Greenberg Traurig, PA on behalf of the previously approved Gables Gateway Project located at 4585 Ponce De Leon Boulevard for an amendment of condition D.3., titled Attainable (Affordable) Housing of Resolution No. 2008-58.

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 meeting.

ORDINANCES ON SECOND READING

- E.-1. [10-0674](#)** Application No. 09-10-119-P. Change of Land Use. An Ordinance of the City Commission of Coral Gables, Florida amending the Future Land Use Map of the Coral Gables Comprehensive Plan pursuant to small scale amendment procedures subject to ss. 163.3187, Florida Statutes, from "Commercial Use, Mid-Rise Intensity" to "Commercial Use, High-Rise Intensity" for a 0.6 acre parcel legally described as Lots 1-10, Block 7, Crafts Section (246-296 Andalusia Avenue), Coral Gables, Florida; and providing for severability, repealer, codification and an effective date. (PZB recommended approval, vote: 5-0) (Passed on First Reading October 26, 2010)

- E.-2. [10-0675](#)** Change of Zoning. City initiated Change of Zoning for privately owned properties within the University of Miami Campus boundaries. An Ordinance of the City Commission of Coral Gables, Florida requesting a Change of Zoning from University of Miami Campus Area Development (UMCAD) or Single Family Residential (SFR) to University Campus District (UCD) for the privately owned properties located within the University of Miami Coral Gables Campus, being the area generally bounded by Levante Avenue, Red Road (SW 57th Avenue), Mataro Avenue, and San Amaro Drive, Coral Gables, Florida; providing for severability, repealer, codification, and an effective date. (PZB recommended approval, vote: 5-0) (Passed on First Reading October 26, 2010)

No.; Legal Description; Property Address; Change of Zoning From-To

1. Lots 13-18, Block 184, Riviera Section #6; 5800 San Amaro Drive, Coral Gables, FL 33146; SFR-UCD
2. Lots 13-18, Block 188, Riviera Section #6; 6000 San Amaro Drive, Coral Gables, FL 33146; SFR-UCD
3. Lots 13-18, Block 189, Riviera Section #6; 6100 San Amaro Drive, Coral Gables, FL 33146; SFR-UCD
4. Lots 13-18, Block 186, Riviera Section #6; 5900 San Amaro Drive, Coral Gables, FL 33146; SFR-UCD
5. Lots 7-9 & 22-24, Block 188, Riviera Section #6; 1530 Liguria Avenue, Coral Gables, FL 33146; SFR-UCD
6. Lots 10-12 & 19-21, Block 188, Riviera Section #6; 1520 Liguria Avenue, Coral Gables, FL 33146; UMCAD-UCD
7. Lots 7-9 & 22-24, Block 186, Riviera Section #6; 1531 Liguria Avenue, Coral Gables, FL 33146; SFR-UCD
8. Portion of Tract 6, University of Miami Main Campus; 1150 Stanford Drive, Coral Gables, FL 33146; UMCAD-UCD
9. Portion of Tract 7, University of Miami Main Campus; 1210 Stanford Drive, Coral Gables, FL 33146; UMCAD-UCD
10. Portion of Tract 7, University of Miami Main Campus; 1115 Levante Street, Coral Gables, FL 33146; UMCAD-UCD
11. Portion of Tract 6, University of Miami Main Campus; 1100 Stanford Drive, Coral Gables, FL 33146; UMCAD-UCD
12. Portion of Tract 7, University of Miami Main Campus; 1200 Stanford Drive, Coral Gables, FL 33146; UMCAD-UCD

ORDINANCES ON FIRST AND SECOND READING

- E.-3. [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.

ORDINANCES ON FIRST READING

- E.-4. [10-0707](#) An Ordinance of the City Commission of Coral Gables providing for text amendments to the code of the City of Coral Gables, Chapter 74, Article III, Division 1, 2, 3, and 4 entitled "Stopping, Standing and Parking", providing for updates to the parking provisions and procedures, changes to valet parking provisions, enactment of a new Division 5 to provide for a "Parking Replacement Assessment", containing a repealer provision, a new Division 6 to provide for oversight of public use parking within a private development, and providing for severability, repealer, codification and an effective date.
- E.-5. [10-0716](#) An Ordinance of the City Commission of Coral Gables amending the Official Zoning Code, Article 5, "Development Standards," Division 14, "Parking, Loading, and Driveway Requirements," Section 5-1404, "Materials, construction and drainage", to clarify language used to cite for vehicles parked on unapproved surfaces; and, providing for severability, repealer, codification, and an effective date. (PZB recommended approval, Vote: 4-1)

TIME CERTAIN: 10:00 A.M.

- E.-6. [10-0717](#) An Ordinance of the City Commission of Coral Gables 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) An 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)

F. CITY COMMISSION ITEMS

None

G. BOARDS/COMMITTEES ITEMS

None

H. CITY MANAGER ITEMS

Items H.-1. and D.-1. are related.

- H.-1. [10-0726](#) Resolution of the City Commission of Coral Gables, Florida providing for an amendment to a previously approved mixed-use project (approved via Resolution No. 2008-58) referred to as "Gables Gateway", located on property legally described as Lots 1-23 and Lots 76-88, Block 17, Industrial Section (intersection of LeJeune Road, Granello Avenue and Ponce de Leon Boulevard), Coral Gables, Florida; providing for an amendment to the previously required attainable/affordable housing condition; providing for an alternative condition of approval; providing for severability, repealer, codification, and an effective date.

- H.-2. [10-0737](#) Discussion regarding recruitment process for obtaining the services of a City Attorney.

I. CITY ATTORNEY ITEMS

- H.-1. [10-0736](#) 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 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