

City of Coral Gables

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



Agenda - Final Revised

Tuesday, February 13, 2024

9:00 AM

City Hall, Commission Chambers

City Commission

*Mayor Vince Lago
Vice Mayor Rhonda Anderson
Commissioner Melissa Castro
Commissioner Ariel Fernandez
Commissioner Kirk R. Menendez*

*Peter J. Iglesias, P.E., City Manager
Cristina M. Suárez, City Attorney
Billy Y. Urquia, City Clerk*

The City of Coral Gables will be holding its Regular Meeting on Tuesday, February 13, 2024 commencing at 9:00 a.m.

Members of the public may participate in person, but are also able to participate via the Zoom platform. Members of the public may join the meeting via Zoom at (<https://zoom.us/j/3054466800>). In addition, a dedicated phone line will be available so that any individual who does not wish (or is unable) to use Zoom may listen to and participate in the meeting by dialing: (305) 461-6769 Meeting ID: 3054466800. To speak prior to the City Commission taking action on an Agenda Item, please "Raise your Hand" or send a message to one of the meeting hosts using the Zoom Platform. If you joined the meeting via telephone, you can "Raise your Hand" by pressing *9.

The public may comment on an item on the agenda using the City's already-established e-comment function which may be found on the City's website at: www.coralgables.com/commissionmeetings) once the meeting's agenda is published or by sending an email to cityclerk@coralgables.com prior to the start of the meeting.

The Meeting will also be broadcasted live for members of the public to view on the City's website www.coralgables.com/cgtv) as well as Channel 77 on Comcast.

CALL TO ORDER

INVOCATION

Rev. Melanie Marsh - Riviera Presbyterian Church

PLEDGE OF ALLEGIANCE

A. PRESENTATIONS AND PROTOCOL DOCUMENTS

- A.-1. [24-6954](#) Presentation of a Proclamation declaring February 2024 as "Black History Month" in Coral Gables.
- A.-2. [23-6821](#) Congratulations to Driver Engineer David Hill recipient of the City of Coral Gables "Firefighter of the Month Award," for the month of February 2024.
- A.-3. [24-6978](#) Congratulations to Officer Eduardo Castaneda, recipient of the 2023 Robert DeKorte Memorial Award.
- A.-4. [24-6962](#) Congratulations to Carlos Pichardo, Community Recreation Department, recipient of "Employee of the Month Award", for the month of November 2023.

B. APPROVAL OF MINUTES

- B.-1. [24-6927](#) Regular City Commission Meeting of January 9, 2024.
- B.-2. [24-7011](#) Regular City Commission Meeting of January 23, 2024.

C. PUBLIC COMMENTS

During this portion of the meeting, an individual may address the City Commission on an item that is on the agenda or on a matter which is not on the agenda, but within the scope of the City Commission's jurisdiction. If the individual wishes to address the City Commission on an item that is on the agenda, the individual shall not be given an opportunity to speak again once the item is called. An individual who wishes to speak during a public hearing where the City Commission is sitting in a quasi-judicial capacity, must speak during the public hearing for that item.

Individuals who speak during the open public comment portion of the meeting shall be given three (3) minutes during which to address the City Commission. At the conclusion of one (1) hour, if the open public comment section of the meeting has not ended, it shall end automatically, in order to proceed with the rest of the agenda.

D. 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.

- D.-1. [24-6957](#) A Resolution of the City Commission accepting a recommendation of the City Manager to waive the competitive process of the Procurement Code for the purchase of six (6) Sanitary Submersible Pumps from Xylem Water Solutions Inc. in the estimated amount of \$139,665 as a "Sole Source Procurement", pursuant to Section 2-689 of the City's Procurement Code.
- D.-2. [24-6996](#) A Resolution of the City Commission rescinding Resolution 2023-68 and authorizing the donation of a 1998 Pierce ladder truck, a designated surplus item, to the fire department of Asuncion, Paraguay.
- D.-3. [24-6995](#) A Resolution of the City Commission confirming the appointment of David Kutner (Nominated by the Deering Bay Master Property Owners' Association) and Aimee Davis (Sunrise Harbour Homeowners' Association) to serve as members of the South Waterways Homeowners' Associations Advisory Board, for a two (2) year term which began on June 1, 2023 and continues through May 31, 2025.
- D.-4. [24-7014](#) A Resolution of the City Commission appointing Albert Menendez (Nominated by Vice Mayor Anderson) to serve as a member of the Landmarks Advisory Board, for the remainder of an unexpired term, which began on June 1, 2023 and continues through May 31, 2025.
- D.-5. [24-7015](#) A Resolution of the City Commission appointing Alberto Perez (Nominated by Vice Mayor Anderson) to serve as a member of the Board of Adjustment, for the remainder of an unexpired term, which began on June 1, 2023 and continues through May 31, 2025.
- D.-6. [24-7016](#) A Resolution of the City Commission confirming the appointment of Nicole A. Hoover (Nominated by the Board-As-A-Whole) to serve as a member of the Parks and Recreation Youth Advisory Board, for the remainder of an unexpired term, which began on June 1, 2023 and continues through May 31, 2025.
- D.-7. [24-7019](#) A Resolution of the City Commission confirming the appointment of Donna Heisenbottle (Nominated by Board-As-A-Whole) to serve as a member of the Landmarks Advisory Board, for a two (2) year term which began on June 1, 2023 and continues through May 31, 2025.

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

- 1.-1. [24-6977](#) Economic Development Board Meeting of January 10, 2024.
- 1.-2. [24-7017](#) Landmark Advisory Board Meeting of October 16, 2023.
- 1.-3. [24-6953](#) Landscape Beautification Advisory Board Meeting of January 11, 2024.
- 1.-4. [24-6950](#) Sustainability Advisory Board Meeting of December 11, 2023.
- 1.-5. [24-6952](#) Waterway Advisory Board Meeting of January 3, 2024.

E. PUBLIC HEARINGS

All Individuals testifying in a quasi-judicial proceeding shall be sworn in.

Presentations made to the City Commission are subject to the City's False Claims Ordinance, Ch. 39 of the City of Coral Gables Code.

ORDINANCES ON SECOND READING

- E.-1. [23-6727](#) An Ordinance of the City Commission amending Section 14-103.3. "Meeting; Panel Review; Full by Full Board; Conflict Resolution Meeting; Special Master Quasi-Judicial Hearing" in order to amend certain procedures related to the conflict resolution and Special Master Quasi-Judicial Process for appeals of decisions by the Board of Architects; providing for repealer provision, severability clause, codification, enforceability, and providing for an effective date. (01 10 24 PZB - Motion to approve in part, Vote 4-2)

(Sponsored by Vice Mayor Anderson)

- E.-2. [23-6733](#) An Ordinance of the City Commission providing for text amendments to the City of Coral Gables Official Zoning Code Article 15, "Notices," Section 15-102, "Notice," to amend requirement for the Applicants Required Public Information Meeting to occur prior to review by the Board of Architects and to require additional registration information for future notifications to be included in meeting notice, providing for repealer provision, severability clause, codification, and providing for an effective date. (01 10 24 PZB - Motion to approve with conditions, Vote 4-2)

(Sponsored by Commissioner Menendez)
(Co-sponsored by Vice Mayor Anderson)

- E.-3. [23-6579](#) An Ordinance of the City Commission approving and granting to Pivotal Utility Holdings, Inc. d/b/a Florida City Gas, its successors and assigns, a non-exclusive gas franchise, imposing provisions and conditions relating thereto; providing for monthly payment of a franchise fee to the City; providing for adoption of representations; repealing all ordinances in conflict; providing a severability clause; and providing for an effective date.

ORDINANCES ON FIRST READING

Agenda Item E-4 has been deferred and will be heard at the February 27, 2024 City Commission Meeting

- E.-4. [23-6795](#) An Ordinance of the City Commission providing for a text amendment to Appendix A "Site Specific Zoning Regulations," Section A-94 "Snapper Creek Lakes" of the City of Coral Gables Official Zoning Code to include all types of accessory uses in the rear yard ground coverage calculation, to remove outdated Section A-94-2, and to provide consistency with the Snapper Creek Lakes' protective covenants by increasing various setbacks; providing for severability clause, repealer provision, codification, and providing for an effective date. (01 10 24 PZB - Motion to approve as presented by the applicant, Vote 6-0)

Lobbyist: Laura Russo

F. CITY COMMISSION ITEMS

- F.-1. [24-6935](#) Update on the Blue Road bridge.
(Sponsored by Mayor Lago)
- F.-2. [24-6955](#) Discussion regarding valet parking.
(Sponsored by Commissioner Fernandez)
- F.-3. [24-6974](#) Discussion regarding curb maintenance.
(Sponsored by Mayor Lago)
- F.-4. [24-6975](#) Discussion regarding cleanliness on Ponce de Leon Boulevard, Alhambra Circle, and potential street sweeping on Alhambra Circle. .
(Sponsored by Mayor Lago)
- F.-5. [24-6981](#) Update on Board of Architects nominations.
(Sponsored by Commissioner Fernandez)

- F.-6. [24-6982](#) Update on Le Parc Cafe.
(Sponsored by Commissioner Fernandez)
- F.-7. [24-6960](#) Presentation on contingency amounts of City projects for the past five years.
(Sponsored by Commissioner Fernandez)
- F.-8. [24-6994](#) Discussion regarding the tree trimming around newly installed FPL light poles.
(Sponsored by Commissioner Fernandez)
- F.-9. [24-7003](#) Discussion regarding street markers.
(Sponsored by Commissioner Fernandez)
- F.-10. [24-7004](#) Update on pickleball courts in Parking Garage 4.
(Sponsored by Commissioner Fernandez)
- F.-11. [24-7005](#) Discussion regarding potholes throughout the City.
(Sponsored by Commissioner Fernandez)

Time Certain 10:00am (Agenda Item F-12)

- F.-12. [24-7002](#) City Manager succession plan.
(Sponsored by Commissioner Fernandez)

Time Certain 2:00pm (Agenda Item F-13)

- F.-13. [24-7006](#) Update on the City's peafowl mitigation policy.
(Sponsored by Vice Mayor Anderson)
- F.-14. [24-7007](#) Discussion regarding homelessness.
(Sponsored by Mayor Lago)
- F.-15. [24-7018](#) Update regarding Code Enforcement matters at 2915 Coconut Grove Drive.
(Sponsored by Commissioner Castro)
- F.-16. [24-6956](#) A Resolution of the City Commission adopting a maintenance schedule for the City's White Way lights.
(Sponsored by Mayor Lago)

- F.-17. [24-7000](#) A Resolution of the City Commission supporting House Memorial 517 and Senate Memorial 800 urging Congress to support solutions that examine the pollution differential between the United States and other countries that hold foreign polluters accountable for their pollution.
(Sponsored by Mayor Lago)
(Co-sponsored by Vice Mayor Anderson)

Time Certain 12:00pm (Agenda Item F-18)

- F.-18. [24-7001](#) A Resolution of the City Commission directing the reallocation of funds in the 2024-2028 five year Capital Improvement Plan to create a conceptual design for potential improvements, including outdoor community recreation spaces, to the Coral Gables Senior High School athletic complex.
(Sponsored by Commissioner Menendez)

G. BOARDS/COMMITTEES ITEMS

None

G. CITY MANAGER ITEMS

- G.-1. [24-6971](#) A Resolution of the City Commission opposing the State preemptions in Senate Bill 1084 and House Bill 1071, on electric vehicle charging infrastructure.
- G.-2. [24-6959](#) A Resolution of the City Commission opposing Senate Bill 1526 and House Bill 1647, which would limit a local government's ability to preserve certain historic structures that are located seaward of the coastal construction control line established by Section 161.0553 Florida Statutes.
- G.-3. [24-6993](#) A Resolution of the City Commission authorizing the City Staff to negotiate and execute a contract with Freebee to provide on demand public transportation services for one-year with two one-year options, at an amount not to exceed \$520,785 annually pursuant to Section 2-607 (17) of the Procurement Code entitled "Exemptions" (Purchase of Public Transportation Services).
- G.-4. [24-7013](#) A Resolution of the City Commission extending the time for continued negotiations regarding a potential lease renewal with the tenant of 60 Merrick Way, operating as Fritz and Franz Bierhaus, prior to the next Commission meeting.

H. CITY ATTORNEY ITEMS

- H.-1. [24-7012](#) A Resolution of the City Commission approving a Stipulated Settlement Agreement between the City of Coral Gables and Business Improvement District of Coral Gables, Inc..

I. CITY CLERK ITEMS

None

J. 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 who needs assistance in another language in order to speak during the public hearing or public comment portion of the meeting should contact the City 's ADA Coordinator Raquel Elejabarrieta, Esq., Director of Labor Relations and Risk Management (E-mail: relejabarrieta@coralgables.com, Telephone: 305-722-8686, TTY/TDD: 305-442-1600), at least three (3) business days before the meeting.

Billy Y. Urquia
City Clerk