

# **City of Coral Gables**

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



## **Agenda**

**Tuesday, October 14, 2014**

**9:00 AM**

**City Hall, Commission Chambers**

### **City Commission**

*Mayor Jim Cason  
Vice Mayor William H. Kerdyk, Jr.  
Commissioner Patricia Keon  
Commissioner Vince Lago  
Commissioner Frank C. Quesada*

*Carmen Olazabal, Interim City Manager  
Craig E. Leen, City Attorney  
Walter J. Foeman, City Clerk*

**INVOCATION**

*Rev. Msgr. Michael Carruthers, St. Augustine Church and Catholic Student Center at the University of Miami*

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

- A.-1. [14-3401](#) Presentation of a Proclamation declaring October 2014 as Americans with Disabilities Month in Coral Gables.
- A.-2. [14-3402](#) Presentation of a Proclamation declaring October 29, 2014 as Ethical Governance Day in Coral Gables.
- A.-3. [14-3410](#) Presentation of 20 year service pin to Steven R. Ellinport, Police Department.
- A.-4. [14-3375](#) Congratulations to Officer Andre Hammann, recipient of the City of Coral Gables Officer of the Month Award, for the month of August 2014.
- A.-5. [14-3324](#) Congratulations to Lt. Jeff Fabyan, recipient of the City of Coral Gables Firefighter of the Month Award, for the month of September 2014. (Deferred from the September 11, 2014 Meeting)
- A.-6. [14-3394](#) Congratulations to Firefighter John Zipse, recipient of the City of Coral Gables Firefighter of the Month Award, for the month of October 2014.
- A.-7. [14-3409](#) Presentation of 20 year service pin to Maria A. Milian, Human Resources Department.
- A.-8. [14-3408](#) Congratulations to Jose Ramirez, Public Works Department/Parking Division, recipient of the Employee of the Month Award, for the month of October 2014.

**B. APPROVAL OF MINUTES**

- B.-1. [14-3430](#) First Budget Hearing of September 11, 2014.
- B.-2. [14-3431](#) Special City Commission Meeting of September 13, 2014.
- B.-3. [14-3432](#) Second Budget Hearing of September 23, 2014.
- B.-4. [14-3433](#) Emergency Special City Commission Meeting of September 26, 2014.

**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. [14-3387](#) A Resolution authorizing \$350,000 from the Capital Improvement Program already approved for the Coral Gables Merrick House to be used for a matching grant application to the Florida Department of State Division of Historical Resources for the restoration and rehabilitation of the "Coral Gables Merrick House" located at 907 Coral Way.
- C.-2. [14-3393](#) A Resolution granting permission to the Coral Gables Firefighter's Benevolent Association to sell Christmas trees, install a temporary chain link fence and use an inflatable Santa Claus as a display at 5501 Granada Boulevard, the Coral Gables Baptist Church property, from November 22 through December 24, 2014.
- C.-3. [14-3397](#) A Resolution authorizing the City Manager to execute an agreement with Hammock Oaks Harbor Homeowners Association for the purpose of upgrading the Hammock Oaks guard house facility at the association's expense and the addition of landscape lighting to be provided by the City; and authorizing an amendment to the Fiscal Year 2014-2015 Annual Budget to recognize as revenue funds contributed by the Hammock Oaks Homeowners Association and appropriating such funds to put toward the cost of the project.
- C.-4. [14-3403](#) A Resolution authorizing the placement of temporary event banners and directional signs for the "Miami Dade Florida Nursery, Growers and Landscape Association Palm Show and Sale", to be held on October 25 and October 26, 2014 at the Montgomery Botanical Center, 11901 Old Cutler Road, Coral Gables, Florida, and authorizing the City Manager to consider and renew approval of future temporary signage requests related to this event.
- C.-5. [14-3411](#) A Resolution authorizing the Coral Gables Chamber of Commerce to sell alcoholic beverages at Fred B. Hartnett Ponce Circle Park on Thursday, November 6, 2014, from 6:00 p.m. to 10:00 p.m. during the Burgerlicious event to benefit Coral Gables Community Foundation, subject to Florida Department of Professional Regulation Requirements.
- C.-6. [14-3413](#) A Resolution authorizing the Gables Hispanic Cultural Foundation, Inc. to sell alcoholic beverages on Saturday, October 25, 2014 from 11:00 a.m. until 11:00 p.m. and on Sunday, October 26, 2014 from 10:00 a.m. until 8:00 p.m. on Biltmore Way between LeJeune Road and Hernando Street, during the Gables Hispanic Cultural Festival, subject to Florida Department of Professional Regulation Requirements.
- C.-7. [14-3416](#) A Resolution amending previous Resolution 2014-193 authorizing Satchmo Blues Bar and Grill, Inc. to sell alcoholic beverages from 1:00 p.m. to 5:00 p.m. at the Plaza located at 60 Merrick Way on Saturday, October 25, 2014 during the El Clásico on the Plaza event to benefit the Woody Foundation, subject to Florida Department of Professional Regulation Requirements.

- C.-8. [14-3421](#) A Resolution accepting a grant for financial assistance in the amount of \$200,000 from the Florida Department of Environmental Protection (FDEP) for the City's Waterway Bank Stabilization project and authorizing the City Manager to execute an agreement with FDEP for said financial assistance under FDEP Agreement No. 15DA2.
- C.-9. [14-3422](#) A Resolution accepting a grant for financial assistance in the amount of \$400,000 from the Florida Department of Environmental Protection (FDEP) for the City's comprehensive Inflow and Infiltration Program and authorizing the City Manager to execute an agreement with FDEP for said financial assistance under FDEP Agreement No. LP 13206.
- C.-10. [14-3427](#) A Resolution approving the concept for a collaborative Virtual History Project entitled, "Coral Gables: a Virtual Historic City - Phase II, in a geospatially enabling learning and discovery web environment"; further allocate an amount of \$51,000 per year for year one (FY 2014-2015) and an amount of \$51,000 for year two (FY 2015-2016) respectively, and an amount of \$52,000 to be allocated in year three (FY 2016-2017), the final year of funding for said project; from Account Code No. 001-0601-511-9002 (i.e. Special Revenue Fund entitled, "Office of the City Clerk/Document Filing Fee"), subject to budget and appropriation.

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

- C.-11. [14-3382](#) Economic Development Board Meeting of September 3, 2014
- C.-12. [14-3383](#) Cultural Development Board Meeting of August 27, 2014
- C.-13. [14-3384](#) Property Advisory Board Meeting of August 11, 2014
- C.-14. [14-3385](#) Landscape Beautification Advisory Board Meeting of September 4, 2014
- C.-15. [14-3386](#) Historic Preservation Board Meeting of August 21, 2014
- C.-16. [14-3395](#) Parking Advisory Board Meeting of August 28, 2014
- C.-17. [14-3398](#) Traffic Advisory Board Meeting of August 19, 2014
- C.-18. [14-3414](#) Parks and Recreation Advisory Board Meeting of August 22, 2014
- C.-19. [14-3418](#) Communications Committee Meeting of September 18, 2014

**D. PERSONAL APPEARANCES**

- D.-1. [14-3407](#) Presentation of the "Florida Guardian Ad Litem" program by Volunteer Recruiters Michael Brennan and Victoria Harris. (Deferred from the October 14, 2014 Meeting).
- D.-2. [14-3406](#) Presentation of the Coral Gables Museum's accomplishments, by Christine Rupp, Director.
- D.-3. [14-3417](#) Presentation and possible action regarding The Underline, by Meg Daly, President of Friends of The Underline.
- D.-4. [14-3429](#) Honorable Jennifer D. Bailey and Honorable Jaqueline H. Scola, to speak about the condition of the Miami-Dade Courthouse, at 73 West Flagler Street.

**E. PUBLIC HEARINGS**

*All Individuals desiring to give testimony shall be sworn in.*

**ORDINANCES ON SECOND READING**

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.

- E.-1. [14-3342](#) An Ordinance of the City Commission amending the Code of the City of Coral Gables, Florida to move the function of preparation of the commission meeting agenda from the City Manager to the City Clerk, and moving the agenda coordinator position and budgeted funds from under the Office of City Manager to under the Office of the City Clerk, and providing for severability, repealer, codification, and an effective date. (Sponsored by Commissioner Vince Lago) (Continued from the September 11, 2014 Meeting) (Passed on First Reading September 23, 2014)
- E.-2. [14-3361](#) Zoning Code Text Amendment. An Ordinance of the City Commission of Coral Gables, Florida providing for a text amendment to the City of Coral Gables Official Zoning Code Appendix A, "Site Specific Regulations", by adding Section A-77.1. "Riviera-Maggiore Subdivision", to indicate Lots 1 and 2 are separate building sites; providing for severability, repealer, codification, and an effective date. (Passed on First Reading September 23, 2014)

**ORDINANCE ON FIRST READING**

- E.-3. [14-3437](#) An Ordinance of the City Commission of Coral Gables, Florida, amending the Code of the City of Coral Gables, Florida, by creating Sections 34-175 through 34-186 of the City Code, "Forfeiture of Abandoned Real Property" of Chapter 34 "Nuisances," to create a process by which the city can take and perfect right, title and interest in and to such properties which are or remain in violation of the City Code or Zoning Code; and providing for a repealer provision, severability clause, codification, and providing for an effective date. (Continued from the October 14, 2014 City Commission Meeting).

**F. CITY COMMISSION ITEMS**

- F.-1. [14-3428](#) Discussion regarding "Caring for our Community Day" at William A Cooper Park, located at 4920 Washington Drive. The event is going to be on Saturday, November 15th, starting at 8:30 AM until 1 PM.  
Commissioner Vince Lago

**G. BOARDS/COMMITTEES ITEMS**

None

**H. CITY MANAGER ITEMS**

- H.-1. [14-3396](#) A resolution of the City of Coral Gables, Florida authorizing the negotiation of a loan in an amount not to exceed \$25,000,000 from the Sunshine State Governmental Financing Commission; to finance certain capital improvements within the City of Coral Gables; approving the execution and delivery of one or more loan agreements; establishing the Borrower's intent to reimburse certain capital project costs incurred with proceeds of future tax-exempt financing or other obligations; providing certain other matters in connection with the making of such Loans.
- H.-2. [14-3404](#) A Resolution approving the implementation of a Residential Sidewalk Restoration Program. (Continued from the October 14, 2014 City Commission Meeting).
- H.-3. [14-3420](#) Discussion regarding financing for proposed new trolley maintenance and storage facilities and renovations and expansion of Fire Station 2.
- H.-4. [14-3415](#) A Resolution rescinding Resolution No. 2005-119 and reinstating the City-Wide Anti-Crime Committee and setting forth guidelines by which such Committee shall be governed.
- H.-5. [14-3423](#) Update on the Police Department.

**I. CITY ATTORNEY ITEMS**

- I.-1. [14-3424](#) A Resolution accepting the recommendation of the Chief Procurement Officer to award the Parking Cashiers, Attendants, and Supervisors for City Parking Facilities contract to Laz Florida Parking LLC, pursuant to Request for Proposal (RFP) 2014.06.19, and Section 2-828 of the Procurement Code entitled "Contract Award".
- I.-2. [14-3436](#) A Resolution of the City Commission related to criteria for waiver of appeal fees for City residents demonstrating financial hardship.
- I.-3. [14-3438](#) A Resolution of the City Commission of Coral Gables amending Resolution Number 2013-89, which established fees for appeals of City Board decisions to the City Commission, providing for severability and an effective date.

**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.*

**L. EXECUTIVE SESSION**

- L.-1. [14-3434](#) Attorney-Client executive session, closed to the public, for purposes of discussing the lawsuit pending in the Eleventh Judicial Circuit entitled Cascar, LLC v. City Of Coral Gables et al., Case No. 13-29113 CA 40 (Fla. 11th Judicial Cir.). This session may be attended by the following individuals: Mayor Jim Cason, Commissioner Patricia Keon, Vice Mayor William H. Kerdyk, Commissioner Vince Lago, Commissioner Frank C. Quesada, Interim City Manager Carmen Olazabal, City Attorney Craig Leen, Deputy City Attorney Bridgette Thornton, Assistant City Attorney Yaneris Figueroa, Special Counsel John Lukacs, and Special Counsel Susan Trevarthen. A certified Court Reporter will be present to ensure that the session is fully transcribed, and the transcripts will be made available to the public upon the conclusion of the above-stated litigation. At the conclusion of the Attorney-Client session, the City Commission meeting will be reopened and the person chairing the Commission meeting will announce the termination of the Attorney-Client session.

**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.*

**Carmen Olazabal  
Interim City Manager**