

City of Coral Gables

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



Agenda - Final Revised

Tuesday, September 26, 2023

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, September 26, 2023, 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.

INVOCATION

PLEDGE OF ALLEGIANCE

A. PRESENTATIONS AND PROTOCOL DOCUMENTS

- A.-1. [23-6248](#) Congratulations to Fiola on receiving the Keep Coral Gables Beautiful 2023 Commercial Beautification Award.
- A.-2. [23-6383](#) Presentation of a Proclamation declaring September 26, 2023 as "Commissioner Maria Anderson Day" in Coral Gables.

Time Certain 9:30am (Agenda Item A-3)

- A.-3. [23-6387](#) Presentation of a Certificate of Condolence to the family of former Commissioner Ralph Cabrera on the passing of his father Rafael Cabrera, Sr.
- A.-4. [23-6364](#) Congratulations to Officer Devin Jaramillo recipient of the City of Coral Gables "Officer of the Month," for July 2023.

B. APPROVAL OF MINUTES

- B.-1. [23-6353](#) Regular City Commission Meeting of August 22, 2023.

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. [23-6355](#) A Resolution of the City Commission granting a one-day permit to the Consulate General of Mexico in Miami to sell alcoholic beverages from 4:00 p.m. until 9:00 p.m. on Saturday, October 28th, 2023, on Biltmore Way for the Day of the Dead Festival as part of the International Cultural Events Initiative program. Subject to Florida Department of Professional Regulation requirements.
- D.-2. [23-6369](#) A Resolution of the City Commission authorizing the execution of a Joint Participation Agreement (JPA) between the Florida Department of Transportation (FDOT) and the City of Coral Gables for disbursement of FDOT funds in the amount of \$60,340.00 for 12 months to the City, for the maintenance of turf and landscape areas within FDOT's Right-of-Way on State Road (S.R.) 5/South Dixie Highway, S.R. 976/Bird Road, and S.R.959/Red Road (East Side Only).
- D.-3. [23-6389](#) A Resolution of the City Commission retroactively approving the execution of an Urban Qualification Cooperation Agreement between the City of Coral Gables and Miami-Dade County.

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

- 1.-1. [23-6295](#) Arts Advisory Panel Meeting of July 5, 2023.
- 1.-2. [23-6299](#) Arts Advisory Panel Meeting of September 6, 2023.
- 1.-3. [23-6300](#) Construction Regulation Board Meeting of July 10, 2023.
- 1.-4. [23-6349](#) International Affairs Coordinating Council Meeting of August 21, 2023.
- 1.-5. [23-6331](#) Retirement Board Meeting of August 10, 2023.

2. Presentation of Boards and/or Committees draft/final minutes requesting action from the City Commission [Note: A vote to accept the minutes does not mean approval of the substance within the minutes]:

- 2.-1. [23-6358](#) A Resolution of the Historic Preservation Board requesting that the City Commission direct that any alterations to the City Hall complex's windows proceeding pursuant to Section 1-104 of the City's Zoning Code be done in consultation with the City's Historic Preservation Officer and be presented to the City's Historic Preservation Board for review and feedback.

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. [23-5916](#) An Ordinance of the City Commission amending the Chapter 82 Vegetation of the City Code in order to clarify tree protection provisions and associated code enforcement actions and fines, providing for a repealer provision, severability clause, codification, and providing for an effective date.
(Sponsored by Mayor Lago)

ORDINANCES ON FIRST READING

- E.-2. [23-6360](#) An Ordinance of the City Commission providing for text amendments to the City of Coral Gables Official Zoning Code, Article 2, "Zoning Districts," Section 2-403, "Giralda Plaza District Overlay;" by allowing a television screen on the inside of a window on the pedestrian street of Giralda Plaza; providing for severability clause, repealer provision, codification, and providing for an effective date.
(Sponsored by Mayor Lago)
- E.-3. [23-6359](#) An Ordinance of the City Commission providing for text amendments to the City of Coral Gables official Zoning Code, Article 6, "Landscape," by amending the utilization of artificial turf on open joints of pavement; and Article 10, "Parking and Access," by providing review of materials in pavement joints; and providing for a repealer provision, severability clause, codification, and providing for an effective date.
(Sponsored by Mayor Lago)

E.-4. [23-6396](#) An Ordinance of the City Commission amending the City of Coral Gables Code by Creating Chapter 2 “Administration,” Article VII “Finance,” Division 1 “Generally,” Section 2-352 Fund Balance and Reserve Policy,” to codify the Fund Balance and Reserve Policy establish pursuant to Resolution No. 2016-34 and to require a four-fifths vote of the City Commission prior to spending General Fund Reserves, except during a declared State of Emergency, and to provide that the policy may be amended by ordinance approved by a four-fifths vote of the City Commission; providing for a repealer provision, severability clause, codification, and providing for an effective date.
(Sponsored By Mayor Lago)

E.-5. [23-6397](#) An Ordinance of the City Commission of the City of Coral Gables, Florida approving the Purchase and Sale Agreement between the City the City of Coral Gables, a municipal corporation existing under the laws of the State of Florida and C/LeJeune, LLC, a Florida Limited Liability Company, for the Transfer of Development Rights, as defined in Article 16 and Sections 8-114 and 14-204 of the Zoning Code, from the Coral Gables Museum Property, located at 285 Aragon Avenue, Coral Gables, Florida 33134 directing that all proceeds from the Transfer of the Development Rights be placed in the City’s Historic Building Fund; and providing for a repealer provision, severability clause and providing for an effective date.

Lobbyist: Jose M. Jimenez

F. CITY COMMISSION ITEMS

F.-1. [23-6342](#) Presentation regarding Waste Management Recycling Program.
(Sponsored by Commissioner Fernandez)

F.-2. [23-6368](#) Discussion regarding businesses on Giralda Avenue.
(Sponsored by Commissioner Castro)

F.-3. [23-6372](#) Discussion regarding the potential installation of a median on Ponce de Leon Boulevard (South of Bird Road).
(Sponsored by Mayor Lago)

F.-4. [23-6384](#) Discussion regarding annexation.
(Sponsored by Commissioner Fernandez)

This discussion is open for public comment.

F.-5. [23-6394](#) Discussion concerning hurricane reserve amount and accessibility of funds for disaster mitigation.
(Sponsored by Vice Mayor Anderson)

- F.-6. [23-6370](#) A Resolution of the City Commission directing City Staff to create an income-based sewer connection grant program, contingent on the receipt of State or Federal funding, to provide financial assistance to qualified individuals who wish to convert from septic to sewer.
(Sponsored by Vice Mayor Anderson)
- F.-7. [23-6373](#) A Resolution of the City Commission repealing Resolution No. 2023-203 to allow public comment on all Commission discussion items.
(Sponsored by Commissioner Castro)
- F.-8. [23-6377](#) A Resolution of the City Commission authorizing a one-month extension of the Concession Agreement with Fresh AN, LLC for the operation of the café space at the Coral Gables Golf and Country Club.
(Sponsored by Commissioner Menendez)

Lobbyist: N/A
- F.-9. [23-6376](#) A Resolution of the City Commission directing the City Manager to develop a Best Practices Guide for code violations related to the City's Tree Protection Provisions.
(Sponsored by Vice Mayor Anderson)
- F.-10. [23-6379](#) A Resolution of the City Commission directing the City Attorney to prepare proposed legislation prohibiting City Commissioners from engaging in business transactions with City employees and with other members of the City Commission.
(Sponsored by Commissioner Castro)
- F.-11. [23-6382](#) A Resolution of the City Commission directing that City Staff amend the proposed Annual Budget of estimated revenues and expenditures for the Fiscal Year beginning October 1, 2023 and ending September 30, 2024 prior to the Second Reading of the ordinance adopting said budget in order to reallocate funds in the Capital Projects Budget from Phillips Park to the restoration of the Alhambra Water Tower.
(Sponsored by Vice Mayor Anderson)
- F.-12. [23-6381](#) A Resolution of the City Commission directing that City staff amend the proposed Annual Budget of estimated revenues and expenditures for the Fiscal Year beginning October 1, 2023 and ending September 30, 2024 prior to the second reading of the ordinance adopting said budget in order to reduce the proposed salaries, local expense accounts and car allowances of the Mayor, Vice Mayor, and Commissioners.
(Sponsored by Vice Mayor Anderson)

- F.-13. [23-6380](#) A Resolution of the City Commission directing that City staff amend the proposed Annual Budget of estimated revenues and expenditures for the Fiscal Year beginning October 1, 2023 and ending September 30, 2024 prior to the second reading of the ordinance adopting said budget in order to reallocate funds in the Capital Projects Budget from Phillips Park towards the City Hall Complex Windows.
(Sponsored By Vice Mayor Anderson)
- F.-14. [23-6386](#) A Resolution of the City Commission directing City staff to work with Commissioner Fernandez to formulate an economic stimulus plan with the purpose of providing financial relief to residents.
(Sponsored by Commissioner Fernandez)
(Co-Sponsored by Commissioner Menendez)
- F.-15. [23-6388](#) A Resolution of the City Commission adopting the Commission's Strategic Priorities Plan.
(Sponsored by Commissioner Fernandez)
- F.-16. [23-6393](#) A Resolution of the City Commission establishing a Senior Relief Grant Fund and directing City staff to identify a source of funding.
(Sponsored by Commissioner Fernandez)
(Co-Sponsored by Commissioner Menendez)
- F.-17. [23-6395](#) A Resolution of the City Commission directing City staff to work with Commissioner Fernandez to formulate a Special Capital Improvement Plan to include, but not limited to addressing Alhambra Water Tower Restoration, City Hall Window Replacement, Sidewalk Repairs, Biltmore Way Streetscape Tree Canopy, and the creation of a pickleball facility at Parking Garage 4.
(Sponsored by Commissioner Fernandez)
(Co-Sponsored by Commissioner Menendez)

G. BOARDS/COMMITTEES ITEMS

Time Certain 10:30am (Agenda Item G-1)

- G.-1. [23-5645](#) A Resolution of the City Commission approving the concept and commissioning of a work of public art by R & R Studios in conjunction with The Village development project, encompassing the city block bordered by: Segovia Street, Malaga Avenue, Hernando Street, and Santander Avenue, in fulfillment of the Art in Public Places requirement for public art in private development (unanimously recommended by the Arts Advisory Panel approval/denial vote: 6 to 0; unanimously recommended by the Cultural Development Board approval/denial vote: 4 to 0).

Lobbyist: N/A

H. CITY MANAGER ITEMS**Time Certain 10:00am (Agenda Item H-1)**

- H.-1. [23-6217](#) End of Session Report from the City's Lobbying Team.
- H.-2. [23-6385](#) Presentation regarding recommendations for combatting extreme heat in community spaces.
- H.-3. [23-6363](#) A Resolution of the City Commission authorizing an amendment to the Fiscal Year 2022-2023 annual budget to reverse the \$5,000,000 revenue recognition from the sale of historic facility Transfer of Development Rights (TDRs), to reverse the appropriation of such funds, and to recognize as revenue a \$4,000,000 transfer from fund balance to be used to cover the cost of the historic facility renovations originally funded by the TDR sale.

I. CITY ATTORNEY ITEMS

None

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 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