

City of Coral Gables

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



Agenda

Tuesday, October 23, 2007

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*

*David L. Brown, City Manager
Elizabeth M. Hernandez, City Attorney
Walter J. Foeman, City Clerk*

INVOCATION

The Reverend Jorge R. Cotto, Central Christian Church of Dade County

PLEDGE OF ALLEGIANCE

The Honorable Judge John Thornton

A. PRESENTATIONS AND PROCLAMATIONS

- A.-1. 07-0934** Presentation of a Proclamation proclaiming the week of October 23 - 31, 2007 as Red Ribbon Week in Coral Gables
- A.-2. 07-0941** Presentation of 20 years service pin to Clive Cork, Automotive Department
- A.-3. 07-0939** Congratulations to Vernon Cooper, Public Works Department, recipient of the City of Coral Gables Employee of the Month Award, for the month of November 2007

B. APPROVAL OF MINUTES

- B.-1. 07-0950** Regular City Commission Meeting of October 9, 2007

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. 07-0952** Resolution authorizing the City Manager to execute a contract with Miami-Dade County Department of Human Services for the acceptance of \$7,982.00 in federal grant funds from the Edward Byrne Memorial Justice Assistance Grant, Drug Control and System Improvement Formula Grant Program to provide for the funding of the Coral Gables Police Department Criminal Justice Record Improvement Project.
- C.-2. 07-0973** Resolution granting a temporary variance 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, 2007.

C.-3. [07-0974](#) Resolution authorizing the release of the Declarations of Restrictive Covenants (Unity of Titles) for Lots 22-23, Block 20; Lots 24-25, Block 20; Lots 13 and 14, Block 23; East S of Lot 3, all of Lots 4 and 5, Block 23; and Lots 4 and 5 and the East 1/3 of Lot 3, Block 3; of Coral Gables Crafts Section, related to the Old Spanish Village Development.

C.-4. [07-0972](#) Resolution confirming the reappointment of Carol Brock (Board-As-A-Whole) to serve as a member of the Senior Citizens Advisory Board, for a two (2) year term, beginning June 1, 2007 through May 31, 2009.

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

C.-5. [07-0944](#) Code Enforcement Board Meeting for September 19, 2007

C.-6. [07-0951](#) Traffic Advisory Board meeting of September 18, 2007.

C.-7. [07-0937](#) Economic Development Board Meeting of September 5, 2007

C.-8. [07-0970](#) Historic Preservation Board meeting of September 20, 2007

C.-9. [07-0943](#) Insurance Advisory Committee Meeting of October 8, 2007

C.-10. [07-0953](#) Landscape Beautification Advisory Board Meeting of October 4, 2007

Attachments: BC Cover Sheet 10-4-07 na.DOC

[Minutes BC 10-4-07.doc](#)

[Final LBAB Minutes 10-4-07.pdf](#)

C.-11. [07-0955](#) Library Advisory Board Meeting of October 10, 2007

Attachments: LB Cover Sheet 10-10-07na.DOC

Library Minutes 10-10-07.doc

[Library Report 10-07.jpg](#)

[Final Library Minutes 10-10-07.pdf](#)

C.-12. [07-0946](#) Property Advisory Board meeting of June 28, 2007.

C.-13. [07-0945](#) Property Advisory Board Meeting of August 15, 2007

C.-14. [07-0962](#) School of Community Relations Committee Meeting of September 17, 2007

C.-15. [07-0842](#) Senior Citizens Advisory Board Meeting of October 10, 2007

C.-16. [07-0963](#) Traffic Advisory Board Meeting of September 18, 2007

D. PERSONAL APPEARANCES

D.-1. [07-0968](#) A Resolution approving a Mediterranean inspired style pedestrian overpass, to be located at the perimeter of the University of Miami connecting the University Metrorail Station to the Northeast Side of U.S. 1 at Mariposa Court.

D.-2. [07-0979](#) F.W. Zeke Guilford, P.A., on behalf of the University of Miami, Owner, for permission for an outside sewer connection to the City's pressure system to serve the University of Miami's Basketball Fieldhouse Practice Facility, located at 1245 Dauer Avenue, Coral Gables, Florida.

Attachments: [Corrected basketball cover.DOC](#)
[Corrected Basketball Res.doc](#)

E. PUBLIC HEARINGS

All Individuals desiring to give testimony shall be sworn in.

E.-1. [07-0791](#) Ordinance on Second Reading. An Ordinance calling for the holding of a Special Municipal Referendum Election of Coral Gables, Florida, on January 29, 2008, for the submission to the qualified electors of said City, an Ordinance in connection with the proposed amendment to the Code of the City of Coral Gables, wherein the voters of the City of Coral Gables shall be called upon to vote on the following question, to be known as Charter Amendment Ballot Question No. : Shall the Charter of the City of Coral Gables be amended to delete Sec. 22 entitled, "Authority over officers and employees; removal, suspension, reduction; requests for cause and hearing; trial board", which calls for a special trial board to investigate and render a decision as to the propriety of the City Manager's removal, suspension, lay-off or reduction in grade of any officer or employee; stating the form of the question to be voted upon, providing the form of the ballot for said election; designating and appointing the City Clerk as the official representative of the City Commission with respect to the use of the voter registration books and records; further directing the City Clerk to cause a certified copy of the herein ordinance to be delivered to the Supervisor of Elections of Miami-Dade County, Florida, not less than sixty days prior to the date of such Special Municipal Referendum Election; directing the City Clerk of the City of Coral Gables to publish notice of such election pursuant to Section 100.342, Florida Statutes (2007), which notice shall include the full text of the proposed amendment to the Charter of the City of Coral Gables, Florida, providing at least thirty days' notice of the election or referendum by publication in a newspaper of general circulation in the City of Coral Gables, with publication made at least two times, once in the fifth week and once in the third week prior to the week in which the election or referendum is to be held; providing for the severability of the provisions of this ordinance; repealing all ordinances or parts of ordinances in conflict herewith; providing an effective date for this Ordinance. (Passed on First Reading October 9, 2007)

Time Certain: 11:00 a.m.

E.-2. 07-0966

Ordinance on Second Reading. An Ordinance of the City of Coral Gables Zoning Code creating a new Division within Article 3, Development Review, Division 20, entitled "Art in Public Places"; providing definitions; establishing policy, establishing an art fund to be used for public art purposes; providing procedures and administration criteria; providing exemptions and waivers; providing for ownership and maintenance; and providing for enforcement for an art in public places program; providing for repeal, providing severability, providing for codification thereof, an effective date, and repealing all ordinances inconsistent herewith. (Passed on First Reading October 23, 2007)

F. CITY COMMISSION ITEMS

F.-1. 07-0983

Discussion regarding term limits for City Commission Commissioner Rafael "Ralph" Cabrera, Jr.

G. BOARDS AND/OR COMMITTEES ITEMS

G.-1. 07-0954

Presentation of the recommendation made by the Landscape Beautification Advisory Board at the October 4, 2007 meeting:

"The Landscape Beautification Advisory Board does not advocate permanent or interim plantings of palms or shade trees in the median of the 300 block of Alhambra Circle, according to the Perez plan, and supports a focused study of how Alhambra Circle can become a pedestrian boulevard."

H. CITY MANAGER ITEMS

H.-1. 07-0956

Resolution accepting the recommendation of the City Manager, approving the decision to acquire oak trees from Marian Gardens, Vila & Sons and Design by Nature as needed for replacement as per specifications stated on the invitation for bid (IFB) 2007-07-30, for a period of two (2) years. Not to exceed \$50,000 per year.

H.-2. 07-0982

Resolution of the City Commission of Coral Gables amending Resolution 2007-153 which established fees for various licenses, permits, services, and penalties by the City of Coral Gables, providing for severability, repealer, codification and an effective date.

Items H-3 and E-1 are related

H.-3. 07-0984

Resolution of the Commission of the City of Coral Gables, Florida, approving and appropriating an expenditure of up to twenty-one thousand dollars (\$21,000.00) for the public purpose of explaining the issues, and informing and educating the votes of the City of Coral Gables on the question amending the City Charter to be placed on the January 29, 2008 Special Municipal Referendum Election Ballot in order to achieve a more informed electorate vote.

I. CITY ATTORNEY ITEMS

I.-1. [07-0978](#) Discussion of proposed Miami-Dade County Ordinance regarding construction cranes, and consideration of resolution in opposition to certain objectionable provisions contained therein.

I.-2. [07-0947](#) 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 R. Alberto Delgado, Public Works Director, at 305-460-5001, with requests for auxiliary aids or services at least one business day before the meeting.

David L. Brown
City Manager

