

City of Coral Gables

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



Agenda - Final Revised

Tuesday, June 13, 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, June 13, 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/cgtn) as well as Channel 77 on Comcast.

INVOCATION

Rev. Dr. Laurinda Hafner, Senior Pastor, Coral Gables Congregational United Church of Christ

PLEDGE OF ALLEGIANCE**A. PRESENTATIONS AND PROTOCOL DOCUMENTS**

- A.-1. [23-5893](#) Presentation of a Proclamation declaring June 13, 2023 as "University of Miami Day" in Coral Gables in recognition of being selected to join the prestigious Association of American Universities.
- A.-2. [23-5751](#) Congratulations to Driver Engineer Brandon Ogden recipient of the City of Coral Gables "Firefighter of the Month Award" for the month of June 2023
- A.-3. [23-5551](#) Innovation and Technology Department Presentation: Three prestigious international Smart City Awards received over the past six months, as of May 2023:

B. APPROVAL OF MINUTES

- B.-1. [23-5825](#) Regular City Commission Meeting of May 9, 2023.

C. MAYOR'S COMMENTS

- C.-1. [23-5473](#) Update on maintenance responsibility for swale areas next to bridges.
(Sponsored by Mayor Lago)
- C.-2. [23-5673](#) Update on pending sidewalk projects: Alhambra Circle; University Drive; Doctors Hospital and Blue Road.
(Sponsored by Mayor Lago)
- C.-3. [23-5758](#) Discussion regarding addition of landscaping on Valencia Avenue.
(Sponsored by Mayor Lago)
- C.-4. [23-5759](#) Discussion regarding TPO Multimodal and roadway analysis recommendations regarding transforming US 1 into a boulevard.
(Sponsored by Mayor Lago)
- C.-5. [23-5840](#) Discussion regarding the upkeep of shopping carts.
(Sponsored by Mayor Lago)

D. 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.

E. 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.

E.-1. [23-5768](#)

A Resolution of the City Commission approving the University of Miami's 2022 Campus Art Master Plan report in accordance with the requirements of the Art in Public Places Ordinance, Zoning Code Article 9 (Cultural Development Board recommendation to the City Commission approval/denial vote: 5 to 0).

E.-2. [23-5835](#)

A Resolution of the City Commission renewing the parking lease agreement with the University of Miami for municipal parking lots #42 and #43 for an additional twelve (12) months beginning September 1, 2023, and ending August 31, 2024, at the rate of \$76,282.56 annually, payable in equal monthly installments.

Lobbyist: Maite Alvarez
Lobbyist: Jessica Brumley
Lobbyist: Rodolfo Fernandez
Lobbyist: Adrian Nunez

- E.-3. [23-5839](#) A Resolution of the City Commission approving a Third Amendment to Lease between the City of Coral Gables and 338 Minorca Law Center, LLC for the property located at 338 Minorca Avenue, First Floor, Coral Gables, FL 33134 for an additional five (5) months (08/01/23-12/31/23) for the location of the administrative offices of the City's Parking Department.

Lobbyist: N/A

- E.-4. [23-5857](#) A Resolution of the City Commission authorizing entering into a Fourth Amendment to Lease with Patio & Things, Inc. with regard to the City-owned retail premises at 240 Aragon Avenue, Coral Gables, Florida 33134 granting an extension of lease terms for a period of one (1) year (09/01/23-08/31/24).

Lobbyist: N/A

- E.-5. [23-5895](#) A Resolution of the City Commission approving a form Agreement for the Location of Certain Underground Utilities with Florida Power and Light ("FPL") for the Location of Certain Underground Facilities within the right-of-way to facilitate the undergrounding of utilities within the City in accordance with the FPL Storm Secure Underground Program and such other programs as may be approved by the Florida Public Service Commission and authorizing the City Manager to execute such agreements with corresponding exhibits on an ongoing basis for specific location requests mutually agreed to by FPL and the City.

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

- 1.-1. [23-5858](#) Economic Development Board Meeting of May 3, 2023.
- 1.-2. [23-5837](#) Landscape Beautification Advisory Board Meeting of May 11, 2023.
- 1.-3. [23-5820](#) Parking Advisory Board Meeting of April 26, 2023.
- 1.-4. [23-5854](#) Retirement Board Meeting of April 20, 2023.
- 1.-5. [23-5791](#) School Community Relations Committee Meeting of April 21, 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]:**

Time Certain 10:30am (Agenda Item 2-1)

- 2.-1. [23-5841](#) A Resolution of the Waterway Advisory Board requesting the City Administration to conduct research regarding current vegetation trimming and recommend an ongoing financing program to restore safety and navigability to the waterway and its tributaries.

F. 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

- F.-1. [23-5529](#) An Ordinance of the City Commission amending Chapter 34 - "Nuisances," Section 34-105 "Abandoned or junk motor vehicles on public or private property prohibited; exceptions," to prohibit the parking, storing, or leaving of vehicles under car covers on city swale areas; providing for severability clause, repealer provision, codification, and providing for an effective date.
(Sponsored by Mayor Lago)
(Sponsored by Commissioner Fernandez)
- F.-2. [23-5761](#) An Ordinance of the City Commission amending the City of Coral Gables Code, Chapter 82 -Vegetation, Article 1-In General, Section 82-7 "Annual Registration Required" in order to remove provisions conflicting with state law and add provisions regarding the proper parking of vehicles providing landscaping and tree trimming services in residential areas, and amending Chapter I-General Provisions, Section 1-7 entitled "Penalties" to include penalties for violations of Section 82-7 providing for a repealer provision, severability clause, codification, and providing for an effective date.
(Sponsored by Commissioner Menendez)
(Sponsored by Vice Mayor Anderson)
- F.-3. [23-5765](#) An Ordinance of the City Commission amending the City of Coral Gables Zoning Code Article 14 "Process", Section 14-103.2 "Membership; Terms; Vacancies; Removal" to amend the manner in which one of the required seven members of the Board of Architects is appointed, providing for a repealer provision, severability clause, codification, and providing for an effective date.
(Sponsored by Commissioner Menendez)
(Sponsored by Commissioner Fernandez)

- F.-4. [23-5769](#) An Ordinance of the City Commission amending Chapter 46 of the Code of the City of Coral Gables, entitled "Pensions"; amending Section 46-87 "Members - Selection," to have the Director of Human Resources and Risk Management serve on the Retirement Board and remove the Labor Relations Resources and Risk Management Director from the Retirement Board and providing for repealer provision, codification, severability clause, and providing for an effective date.

ORDINANCES ON FIRST READING

- F.-5. [23-5828](#) An Ordinance of the City Commission amending the City of Coral Gables Code, Chapter 34-Nuisances, Article VI- Noise, Section 34-166-Definitions, and Section 34-169-Enumerated Prohibited Acts in order to prohibit the use of gasoline powered leaf blowers within the City, and amending Chapter 1- General Provisions, Section 1-7- Penalties in order to add associated penalties, providing for a repealer provision, severability clause, codification, and providing for an effective date.
(Sponsored by Commissioner Fernandez)
(Sponsored by Vice Mayor Anderson)
(Sponsored by Commissioner Castro)

- F.-6. [23-5896](#) An Ordinance of the City Commission amending the City of Coral Gables Code by creating Chapter 2 "Administration," Article III "Boards and Committees," Division 11 "South Waterways Homeowners' Associations Advisory Board," providing for a repealer provision, severability clause, codification, and providing for an effective date.

Time Certain 12:00pm (Agenda Item F-7)

- F.-7. [23-5891](#) An Ordinance of the City Commission authorizing the City Manager and City Attorney to amend the property insurance requirements of the amended and restated lease ("Lease") between the Biltmore Hotel Limited Partnership, a Florida Limited Partnership ("Developer") and the City of Coral Gables, a Florida Municipal Corporation ("City") executed February 10, 1986 and amended and restated July 29, 1999 ("Original Lease"), amended on January 2, 2001 (the "First Amendment") and on March 29, 2022 (the "Second Amendment").

RESOLUTIONS

Time Certain 11:30am (Agenda Item F-8)

- F.-8. [23-5894](#) Consideration of an application for the issuance of a Special Certificate of Appropriateness for the property at Balboa Plaza, a Local Historic Landmark, located at the intersections of Coral Way (a Local and State Designated Highway and a contributing resource within the "Coral Way Historic District"), De Soto Boulevard, South Greenway Drive, and Anderson Road. The application requests design approval for the alteration of the historic street grid and the introduction of a vehicular roundabout.

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

- G.-1. [23-5855](#) Presentation by Miami's pioneer eco-artist Xavier Cortada.
(Sponsored by Vice Mayor Anderson)

Time Certain 11:00am (Agenda Item G-2)

- G.-2. [23-5856](#) Presentation by Friends of Gables High.
(Sponsored by Commissioner Menendez)
- G.-3. [23-5750](#) Update on City Assets.
(Sponsored by Commissioner Fernandez)
- G.-4. [23-5752](#) Discussion regarding traffic concurrency for development projects.
(Sponsored by Commissioner Fernandez)
- G.-5. [23-5659](#) Discussion and memo regarding potential amendments to the Mediterranean Bonus and lessons learned from ICAA (Institute of Classical Architecture and Art) lecture series.
(Sponsored by Vice Mayor Anderson)
- G.-6. [23-5826](#) Presentation by City Attorney's Office and City Clerk's Office regarding options and associated costs for changing dates of biennial election.
(Sponsored by Vice Mayor Anderson)
(Sponsored by Commissioner Fernandez)
- G.-7. [23-5882](#) Update by staff regarding the resident concierge service and telephone system for the Development Services Department.
(Sponsored by Commissioner Castro)
- G.-8. [23-5883](#) Discussion regarding local option fuel tax revenues and sidewalk construction and repairs.
(Sponsored by Commissioner Menendez)
- G.-9. [23-5888](#) Discussion regarding remote parking.
(Sponsored by Commissioner Fernandez)

- G.-10.** [23-5881](#) A Resolution of the City Commission setting forth a policy that the sponsor of a discussion item may determine whether public comment will be allowed on up to three discussion items.
(Sponsored by Commissioner Castro)
(Sponsored by Commissioner Fernandez)
- G.-11.** [23-5892](#) A Resolution of the City Commission directing that all Commission Memoranda for certain agenda items include a brief fiscal impact statement.
(Sponsored by Commissioner Castro)
(Sponsored by Commissioner Fernandez)
- G.-12.** [23-5830](#) A Resolution of the City Commission directing the City Clerk and City Manager to schedule bimonthly presentation and protocol ceremonies.
(Sponsored by Commissioner Fernandez)
(Sponsored by Commissioner Menendez)
- G.-13.** [23-5831](#) A Resolution of the City Commission directing the City Manager to implement a pilot program placing Automated External Defibrillators (AED) in additional City parks, and a pilot program placing Code Blue Smart Emergency Stations in certain City parks.
(Sponsored by Mayor Lago)

H. BOARDS/COMMITTEES ITEMS

- H.-1.** [23-5644](#) A Resolution of the Cultural Development Board recommending the exhibition of a sculpture by artist Leonora Carrington on private property at The Plaza, 2901 Ponce de Leon Boulevard. (Arts Advisory Panel recommendation to the Cultural Development Board approval/denial vote: 9 to 0; Cultural Development Board recommendation to the City Commission approval/denial vote: 5 to 0).
- H.-2.** [23-5842](#) A Resolution of the City Commission approving the nominations of board members submitted for consideration and adopting individual resolutions appointing said members to their respective boards, in accordance with Section 2-52 of the City Code.
- H.-3.** [23-5844](#) A Resolution of the City Commission confirming the appointments of _____ (Current Member: Vacant) and _____ (Current Member: Vacant) (Nominated by Commission-As-Whole) to serve as members of the Arts Advisory Panel, for a two (2) year term which began on June 1, 2023 and continues through May 31, 2025.
- H.-4.** [23-5845](#) A Resolution of the City Commission confirming the appointment of _____ (Current Member: Christopher Zoller) (Nominated by Commission-As-Whole) to serve as a member of the Code Enforcement Board, for a three (3) year term which began on June 1, 2023 and continues through May 31, 2026.

- H.-5. [23-5846](#) A Resolution of the City Commission confirming the appointments of _____ (Current Member: Vacant) and _____ (Current Member: Vacant) (Nominated by Commission-As-Whole) to serve as members of the Firefighters Pension Trust Fund, for a two (2) year term which began on June 1, 2023 and continues through May 31, 2025.
- H.-6. [23-5847](#) A Resolution of the City Commission confirming the appointments of _____ (Current Member: Bruce Ehrenhaft)) and _____ (Current Member: Vacant) (Nominated by Commission-As-Whole) to serve as members of the Historic Preservation Board, for a two (2) year term which began on June 1, 2023 and continues through May 31, 2025.
- H.-7. [23-5848](#) A Resolution of the City Commission confirming the appointments of _____ (Current Member: Vacant) and _____ (Current Member: Vacant) (Nominated by Commission-As-Whole) to serve as members of the Police Officers' Retirement Trust Fund Board of Trustees, for a two (2) year term which began on June 1, 2023 and continues through May 31, 2025.
- H.-8. [23-5849](#) A Resolution of the City Commission confirming the appointment of _____ (Current Member: Alberto "Papo" Manrara) (Nominated by Commission-As-Whole) to serve as a member of the Property Advisory Board, for a two (2) year term which began on June 1, 2023 and continues through May 31, 2025.
- H.-9. [23-5850](#) A Resolution of the City Commission confirming the appointment of _____ (Current Member: Vacant) (Nominated by Commission-As-Whole) to serve as a member of the School Community Advisory Committee, for a two (2) year term which began on June 1, 2023 and continues through May 31, 2025.
- H.-10. [23-5851](#) A Resolution of the City Commission confirming the appointment of _____ (Current Member: Roberta Neway) (Nominated by Commission-As-Whole) to serve as a member of the Transportation Advisory Board, for a two (2) year term which began on June 1, 2023 and continues through May 31, 2025.
- H.-11. [23-5852](#) A Resolution of the City Commission confirming the appointments of _____ (Current Member: Bertram "Chico" Goldsmith) and _____ (Current Member: John Swain) (Nominated by Commission-As-Whole) to serve as members of the Waterway Advisory Board, for a two (2) year term which began on June 1, 2023 and continues through May 31, 2025.

- H.-12. [23-5843](#) A Resolution of the City Commission appointing members of the City Commission to serve as Ex-Officio Members on the following boards: Coral Gables Bar Association, Coral Gables Chamber of Commerce, Coral Gables Community Foundation, Coral Gables Museum Board, Beacon Council Advisory Board of Trustees, and the Green Corridor Task Force for a two (2) year term, beginning June 1, 2023 and continues through May 31, 2023.

I. CITY MANAGER ITEMS

- I.-1. [23-5836](#) A Resolution of the City Commission accepting a grant from the State of Florida (State), Department of State, Division of Historical Resources for financial assistance in the amount of \$750,000.00 for the Restoration/Reconstruction of the Historic Gondola Building and authorizing the City Manager to execute this agreement with the State for said financial assistance under Agreement no. 23.h.sc.900.154; and authorizing an amendment to the Fiscal Year 2022-2023 annual budget to recognize the grant funds as revenue and to appropriate such funds to cover the cost of the grant expenditures.
- I.-2. [23-5884](#) A Resolution of the City Commission supporting the rights, freedoms, equal treatment and inclusion of lesbian, gay, bisexual, transgender and queer (referred to in this resolution as "LGBTQ+") individuals in our community, encouraging cities and states around the country to take action to ensure equality and inclusiveness in their own cities and supporting efforts to ensure that the City remains a beacon of hope for the equal treatment and inclusion of all individuals, including LGBTQ+ individuals.
- I.-3. [23-5824](#) A Resolution of the City Commission approving the petition language for an amendment to Cocoplum Phase 1 roving patrol Special Taxing District to expand the scope of services to include additional security measures including but not limited to security cameras.
(Sponsored by Commissioner Menendez)

J. CITY ATTORNEY ITEMS

None

K. CITY CLERK ITEMS

None

L. 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