

City of Coral Gables

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



Agenda

Tuesday, June 12, 2018

9:00 AM

**Pre-meeting presentations will be held in the City Hall Courtyard
at 8:30 am.**

City Hall, Commission Chambers

City Commission

*Mayor Raul J. Valdes-Fauli
Vice Mayor Frank C. Quesada
Commissioner Patricia Keon
Commissioner Vince Lago
Commissioner Michael Mena*

*Cathy Swanson-Rivenbark, City Manager
Miriam Soler Ramos, City Attorney
Walter J. Foeman, City Clerk*

Pre-meeting presentations will be held in the City Hall Courtyard at 8:30am.
Agenda Items A-1 through A-4.

INVOCATION

Chaplain Neil Skjoldal, Director of Pastoral Care Services, Doctors Hospital

PLEDGE OF ALLEGIANCE

A. PRESENTATIONS AND PROTOCOL DOCUMENTS

- A.-1. [18-7463](#) Presentation of a check in the amount of \$1.5 million dollars, by Florida Senator Jose Javier Rodriguez, Florida House Representatives Nicholas Duran, Bryan Avila, and Javier Fernandez, for HB 2967 - Coral Gables Fire Station and Land Acquisition
- A.-2. [18-7422](#) Presentation of a Certification of Appreciation to Publix Supermarket, for embracing and enforcing the City's plastic bag ban.
- A.-3. [18-7442](#) Congratulations to Firefighter Albert Coscia, recipient of the City of Coral Gables "Firefighter of the Month Award," for the month of April 2018.
- A.-4. [18-7533](#) Congratulations to Officer Christopher Challenger, recipient of the City of Coral Gables "Officer of the Month Award," for the month of April, 2018.
- A.-5. [18-7443](#) Congratulations to Sebrina Davis who holds the title Concurrency Administrator, recipient of the "Employee of the Month Award," for the month of June, 2018.

B. APPROVAL OF MINUTES

- B.-1. [18-7454](#) Regular City Commission Meeting of May 8, 2018.

C. MAYOR'S COMMENTS

- C.-1. [18-7477](#) Update regarding expanding TDR (Transfer Development Rights) receiving sites to include Blocks 1, 2, 3, 4, 5, 6, 7, 8, and 10 in the Biltmore Section.
- C.-2. [18-7520](#) Update on traffic calming status.
- C.-3. [18-7539](#) Status on Police talks (the boil).
- C.-4. [18-7462](#) A Resolution designating the City of Santa Tecla, El Salvador, as a "Sister City" of the City of Coral Gables, Florida.

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. [18-7452](#) A Resolution appointing Alexander Bucelo (Nominated by Commissioner Lago) to serve as a member of the Code Enforcement Board, for the remainder of a three (3) year term, which began on June 1, 2017 and continues through May 31, 2020.
- D.-2. [18-7453](#) A Resolution appointing Jose Rohaidy (Nominated by Commissioner Lago) to serve as a member of the Parking Advisory Board, for the remainder of a two (2) year term, which began on June 1, 2017 and continues through May 31, 2019.
- D.-3. [18-7475](#) A Resolution authorizing Unlimited Sales Group, Inc. to sell alcoholic beverages on Alhambra Circle between Ponce De Leon Boulevard and just before 367 Alhambra Circle, from 12:00 p.m. to 6:00 p.m. on Saturday, January 26, 2019 and from 12:00 p.m. to 6:00 p.m. on Sunday, January 27, 2019 as part of the "Coral Gables Festival of the Arts", subject to Florida Department of Professional Regulation requirements.

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

- 1.-1. [18-7472](#) Blue Ribbon Committee Meeting of May 9, 2018.
- 1.-2. [18-7450](#) Communications Committee Meeting of May 17, 2018.
- 1.-3. [18-7476](#) Coral Gables Arts Advisory Panel Meeting of April 25, 2018.
- 1.-4. [18-7466](#) Historic Preservation Board Meeting of April 19, 2018.
- 1.-5. [18-7526](#) Parking Advisory Board Meeting of February 22, 2018.
- 1.-6. [18-7527](#) Parking Advisory Board Meeting of April 12, 2018.
- 1.-7. [18-7517](#) Parks and Recreation Advisory Board Meeting of May 3, 2018.
- 1.-8. [18-7487](#) Retirement Board Meeting of March 5, 2018.
- 1.-9. [18-7488](#) Retirement Board Meeting of April 12, 2018.
- 1.-10. [18-7491](#) School and Community Relations Committee Meeting of May 11, 2018.
- 1.-11. [18-7529](#) Sustainability Advisory Board Meeting of March 28, 2018.
- 1.-12. [18-7474](#) Transportation Advisory Board Meeting of April 17, 2018.

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. [18-7522](#) A Resolution accepting the recommendation of the Historic Preservation Board to the City Commission that the City acquire all 77 sites along University Drive and Riviera Drive (Historic Preservation Board vote: 7-0).
- 2.-2. [18-7532](#) A Resolution by the Coral Gables Advisory Board on Disability Affairs urging that the City of Coral Gables host and organize "Jonathan's Day," which is a CBS4 sponsored event that supports children with autism and other disabilities and their families, or in the alternative to host and organize another similar disability awareness event during "Disability Month," in October 2018 (after further review and discussion, the Board has no objection to staff's recommendation that the City host and organize a disability awareness event (in lieu of one for a specific non-profit/organization) and to allow non-profits/organizations such as "Jonathan's Day" to participate and/or be a component of the event).

E. PERSONAL APPEARANCES

Time Certain 9:10am (Agenda Item E-1)

- E.-1. [18-7521](#) Personal Appearance by Maria Cruz regarding the importance of ethics in government.

F. PUBLIC HEARINGS

All Individuals desiring to give testimony 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.

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 Commissioner Keon and Commissioner Mena, during the day of the City Commission Meeting.

ORDINANCES ON SECOND READING

- F.-1. [18-7426](#)** An Ordinance of the City Commission amending the Code of the City of Coral Gables, Florida, by amending Article VII "Abandoned Real Property" of Chapter 34 "Nuisances"; providing for a repealer provision, severability clause, codification, and providing for an effective date.
- F.-2. [18-7183](#)** An Ordinance of the City Commission of Coral Gables, Florida providing for text amendments to the City of Coral Gables Official Zoning Code, Article 4, "Zoning Districts," Division 2, "Overlay and Special Purpose Districts," Section 4-201, "Mixed Use District (MXD)," amending parking requirements for MXD projects less than forty-five (45) feet in height; providing for a repealer provision, severability clause, codification, and providing for an effective date. (03 14 18 PZB recommended approval, Vote 5-0; 05 24 18 Parking Advisory Board supported draft amendment) (Changing the Zoning Code to allow small, 3-story mixed-use buildings in the Industrial Districts to be built up to 45 feet without providing minimum on-site parking.)
(Sponsored by Commissioner Lago)
- F.-3. [17-6742](#)** An Ordinance of the City Commission of Coral Gables, Florida providing for text amendments to the City of Coral Gables Official Zoning Code, by amending Article 4, "Zoning Districts," adding Section 4-209, "Giralda Plaza Overlay" to allow appropriate infill and redevelopment that enhances the character of Restaurant Row; providing for a repealer provision, severability clause, codification, and providing for an effective date. (Changes the Zoning Code to allow small, 3-story mixed-use buildings on Giralda Plaza to be built up to 45 feet without providing minimum on-site parking. The Parking Advisory Board supports Staff's recommendation for three (3) stories on Giralda Plaza with no parking. The Planning and Zoning Board recommended four (4) stories or 50 feet, Vote 7-0. Staff incorporated all other modifications into the proposed text, however Staff stands by the maximum height for parking exemption to be three (3) stories and forty-five (45) feet.)

ORDINANCES ON FIRST READING**Time Certain 2:00pm (Agenda Items F-4 and K-2 are related)**

- F.-4. [18-7523](#) An Ordinance amending Chapter 46 of the Code of the City of Coral Gables, entitled "Pensions," amending Section 46-253, entitled "Normal Retirement Income," to provide the same alternative dispute resolution mechanism to resolve disputes about future Cost of Living Increases to current and former City Employees who retired, entered the DROP, or reached eligibility for Normal Retirement after January 1, 2013 but before the February 2015 Retirement Plan Amendment, as is provided to members of the Certified Class in the Murrhee v. City of Coral Gables case, and providing for repealer provision, severability clause, codification, and providing for an effective date.

Time Certain 10:00am (Agenda Item F-5)

- F.-5. [18-7322](#) An Ordinance of the City Commission of Coral Gables, Florida providing for text amendments to the City of Coral Gables Official Zoning Code, Article 5, "Development Standards," Division 8, "Docks, Wharves, Mooring Piles and Watercraft Moorings," clarifying the distance of unobstructed navigable water, providing for a repealer provision, severability clause, codification, and providing for an effective date. (05 09 18 PZB recommended approval, Vote 4-0.) (Changing the Zoning Code to allow forty-five (45) feet of unobstructed navigable water in the waterways north of Miller Road, as requested by the Waterway Advisory Board at their 02 07 18 meeting.)
(Sponsored by Vice Mayor Quesada)

RESOLUTIONS

- F.-6. [18-7180](#) A Resolution of the City Commission of Coral Gables, Florida requesting an encroachment agreement and mixed use site plan review pursuant to Zoning Code Article 4, "Zoning Districts," Division 2, "Overlay and Special Purpose Districts," Section 4-201, "Mixed Use District (MXD)," for the mixed use project referred to as "Gables Living" on the property legally described as Lots 1 thru 8 and Lots 39 thru 42, Block 1, Industrial Section (390 Bird Road and 4012 Laguna Street), Coral Gables, Florida; including required conditions; providing for an effective date. (03 14 18 PZB recommended approval, Vote 5-0)

G. COMMISSIONER INITIATIVES

- G.-1. [18-7455](#) Commission Action Items Spreadsheet.
- G.-2. [18-7456](#) Initiative Tracker Requested by Commissioner Lago.

H. CITY COMMISSION ITEMS

- H.-1. [18-7468](#) Update on the status of the historic White Way streetlights.
- H.-2. [18-7528](#) Update regarding Peafowl.
(Sponsored by Commissioner Lago)
- H.-3. [18-7537](#) Discussion on Concurrency Requirements for traffic calming.
(Sponsored by Commissioner Mena)
- H.-4. [18-7540](#) Discussion regarding a memo distributed to the Commission on June 1, 2018 entitled "Interfering with the Hiring Process".
(Sponsored by Commissioner Lago)
- H.-5. [18-7542](#) A follow-up and update from staff on previous discussions pertaining to the hiring of retired police officers to patrol Coral Gables schools.
(Sponsored by Commissioner Lago)
- H.-6. [18-7519](#) A Resolution of the City Commission of Coral Gables urging The Miami-Dade County Board of Commissioners to deny the proposal to extend SR-836, known as "Kendall Parkway." Project
(Sponsored by Commissioner Lago)

I. BOARDS/COMMITTEES ITEMS

- I.-1. [18-7412](#) A Resolution approving the recommendation of the Cultural Development Board for the sole use of the theater space at the Biltmore Hotel (currently occupied by GableStage) as a live theater or performance venue for a not-for-profit organization. (unanimously recommended by the Cultural Development Board approval/denial vote: 7 to 0).

J. CITY MANAGER ITEMS**Time Certain 11:00am (Agenda Items J-1 and J-2 are related)**

- J.-1. [18-7524](#) Disaster Debris Removal Services Bid Protest
- J.-2. [18-7347](#) A Resolution accepting the recommendation of the Procurement Officer to award the Disaster Debris Removal Services contract to the three (3) highest ranked responsive-responsible proposers in rank order: Phillips and Jordan, Inc., (Primary), Ceres Environmental Services, Inc., (Secondary), and AshBritt, Inc., (Tertiary), pursuant to section 2-763 of the Procurement Code entitled "Contract Award" and Request for Proposals (RFP) 2018-009; further authorizing the City Manager to negotiate and execute a Professional Services Agreement with each proposer for a period of three (3) years with options to renew for two (2) additional two (2) year periods, exercisable at the option of the City Manager; should negotiations fail with any of the three (3) highest ranked responsive-responsible proposers, negotiations shall commence with the next most responsive-responsible proposer (up to the fifth ranked proposer), until an Agreement satisfactory to the City has been reached.
- J.-3. [18-7471](#) A Resolution relating to the provision of Fire Protection Services, facilities and programs in the City of Coral Gables, Florida; establishing the estimated assessment rate for Fire Protection Assessments for the Fiscal Year beginning October 1, 2018; directing the preparation of an assessment roll; authorizing a public hearing and directing the provision of notice thereof; and providing an effective date.
- J.-4. [18-7470](#) A Resolution of the City of Coral Gables, Florida, relating to the collection and disposal of solid waste in the City of Coral Gables, Florida; determining the solid waste cost and the solid waste service assessments for the Fiscal Year beginning October 1, 2018; directing the preparation of an assessment roll; authorizing a public hearing and directing the provision of notice thereof; and providing an effective date.
- J.-5. [18-7536](#) A Resolution of the City Commission of the City of Coral Gables, Florida, approving the Waiver of Payment of the Park Impact Fees due on the Project known as "Gables Station," located at 215 and 251 South Dixie Highway, Coral Gables, Florida, in Exchange for Improvements in an Amount Equal to or Greater than the amount of the Park Impact Fees due.
- J.-6. [18-7518](#) A Resolution accepting the recommendation of the Procurement Officer to award the Grounds Maintenance Services - Golf Course, Parks and Open spaces for Parks and Recreation contract to Greens Grade Services, Inc., the lowest responsive and responsible bidder, in an estimated annual amount of \$424,676.00 per year, for an initial period of three (3) years with two (2) one (1) year options to renew, pursuant to Invitation for Bids (IFB) 2018-010 and Section 2-763 of the Procurement Code entitled "Contract Award."

(Agenda Items J-7, J-8, and J-9 are related)

- J.-7. [18-7404](#) Presentation of recent evaluation of Biltmore Hotel.
- J.-8. [18-7464](#) A Resolution authorizing the City Attorney and City Manager to negotiate and draft an agreement with the Biltmore Hotel Limited Partnership (the "Hotel") in regards to the City-owned property located at 1200 Anastasia Ave, Coral Gables, FL to redirect up to 50% of the Hotel's rental payments towards capital improvement necessary to preserve the Hotel's historic landmark designation.
- J.-9. [18-7465](#) A Resolution authorizing the City Manager to negotiate an extension to the golf course Management Agreement with The Biltmore Hotel Golf Management LLC, with regards to the City owned property located at 1210 Anastasia Avenue, Coral Gables, FL.
- J.-10. [18-7534](#) Update on Miami-Dade County's LeJeune Bridge and Cartagena Circle Projects.

K. CITY ATTORNEY ITEMS

- K.-1. [18-7396](#) Update on Justice Advocate Program.

Time Certain 2:00pm (Agenda Items F-4 and K-2 are related)

- K.-2. [18-7460](#) Hearing regarding decision by Retirement Board to grant a COLA to the class members in Murree v. City of Coral Gables, Case. No. 13-20731 CA (13) (Fla. 11th Cir. Ct.) - Alternative Dispute Resolution Mechanism
- K.-3. [18-7457](#) Request for Executive Session (if any).

L. CITY CLERK ITEMS

None

M. 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.

Any person with a disability requiring communication assistance (such as a sign language interpreter or other auxiliary aide or service) in order to attend or participate in 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.

**Walter J. Foeman
City Clerk**