

City of Coral Gables

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



Agenda

Tuesday, July 14, 2020

9:00 AM

Virtual Meeting

City Commission

*Mayor Raul J. Valdes-Fauli
Vice Mayor Vince Lago
Commissioner Jorge L. Fors, Jr.
Commissioner Patricia Keon
Commissioner Michael Mena*

*Peter J. Iglesias, P.E., City Manager
Miriam Soler Ramos, City Attorney
Billy Y. Urquia, City Clerk*

The City Commission Meeting will be held as a VIRTUAL MEETING with elected officials and City staff participating through video conferencing. This virtual meeting will be held on the Zoom platform used by the City Clerk for live remote comments. Members of the public may join the meeting via Zoom at <https://zoom.us/j/95209433752>. 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: 952 0943 3752. In addition, 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.

To speak during the Public Comment Section of the Agenda or 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 meeting will also be broadcasted live for members of the public to view on the City's website (www.coralgables.com/cgvtv) as well as Channel 77 on Comcast.

Please note that Governor DeSantis' Executive Order Number 20-69, Executive Order 20-112, and Executive Order 20-150 suspended the requirements of Section 112.286, Florida Statutes, the Florida Sunshine Law, that a quorum to be present in person, and that a local government body meet at a specific public place. The Executive Order also allows local government bodies to utilize communications media technology, such as telephonic and video conferencing for local government body meetings.

INVOCATION

Pastor Ryan Reed, Christ Journey Church

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

- A.-1. [20-1445](#) Presentation of a Proclamation declaring July 26, 2020 as "ADA 30th Anniversary and Commemoration Day" in Coral Gables.

B. 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.

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C. APPROVAL OF MINUTES

- C.-1. [20-1434](#) Regular City Commission Meeting of May 26, 2020.

D. MAYOR'S COMMENTS

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. [20-1437](#) A Resolution accepting the recommendation of the Procurement Officer to waive the competitive bid process of the Procurement code pursuant to Section 2-691 entitled "Special Procurement/Bid Waiver" for the lease of eleven (11) 2020 FLHP Harley-Davidson motorcycles from Peterson's Harley-Davidson of Miami, LLC., for a two (2) year period.
- E.-2. [20-1444](#) A Resolution confirming Maite Alvarez (Nominated by the University of Miami) to serve as a member of the City of Coral Gables/University of Miami Community Relations Committee, for the remainder of a two (2) year term which began on June 1, 2019 and continues through May 31, 2021.
- E.-3. [20-1455](#) A Resolution appointing Eduardo Pozo (Nominated by Commissioner Keon) to serve as a member of the Emergency Management Division, for the remainder of a two (2) year term which began on June 1, 2019 and continues through May 31, 2021.
- E.-4. [20-1458](#) A Resolution accepting the recommendation to authorize the purchase of equipment for the Fire Department from Gaumard Scientific Company, Inc. as a "Sole Source Procurement," pursuant to Section 2-689 of the City's Procurement Code.
- E.-5. [20-1449](#) A Resolution approving permanent locations of four artworks by Hank Willis Thomas.

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

- 1.-1. [20-1446](#) Arts Advisory Panel Meeting of February 26, 2020.
- 1.-2. [20-1471](#) Business Recovery Task Force Meeting of May 21, 2020.
- 1.-3. [20-1473](#) Business Recovery Task Force Meeting of June 3, 2020.
- 1.-4. [20-1474](#) Business Recovery Task Force Meeting of June 18, 2020.
- 1.-5. [20-1443](#) Cultural Development Board Meeting of March 3, 2020.

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. [20-1448](#) A Resolution updating the purpose of the Cultural Development Board and rescinding Resolution No. 30082 (unanimously recommended by the Cultural Development Board approval/denial vote: 7 to 0).

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.

EMERGENCY ORDINANCES

- F.-1. [20-1398](#) An Emergency Ordinance of the City Commission of Coral Gables, Florida, amending Division 21 "Temporary Uses" of the Zoning Code to create Section 5-2111 "Covid-19 Emergency Business Recovery Temporary Use Permit" to safely expand and create economic opportunities for businesses and certain flexibilities for civic uses in the City impacted by the Covid-19 pandemic; providing for severability clause, repealer provision, codification, and providing for an effective date, and waiving the pre-publication requirement.

ORDINANCES ON SECOND READING

- F.-2. [20-1406](#) An Ordinance of the City Commission authorizing "As-Is" Residential Contract for Sale and Purchase with Brea-Stevens Land Trust for the sale of the City-owned property located at 3501 Granada Boulevard, Coral Gables, FL 33134; providing for a severability clause and providing for an effective date.

ORDINANCES ON FIRST READING

- F.-3. [20-1422](#) An Ordinance of the City Commission of Coral Gables, Florida, amending: Chapter 2 "Administration," Article IX "Impact Fees," Section 2-2192, "Administrative Petitions for Impact Fee Determinations, Refunds and Credits," clarifying that impact fee credits can be transferred to any property within the Impact Fee District; providing applicability; severability clause, repealer provision, codification, and providing for an effective date.
- F.-4. [20-1025](#) 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," Section 4-402, "Prohibited uses, certain streets;" Article 5, "Development Standards," Division 7 "Distance Requirements;" and Article 8, "Definitions," to create provisions and clarity for retail vape shops; providing for repealer provision, severability clause, codification, and providing for an effective date. (02 12 2020 PZB recommended approval, Vote 7-0)

- F.-5. [20-1418](#) An Ordinance of the City of Coral Gables, Florida, amending Chapter 54 - Solid Waste, of the City Code, to prevent uncollected garbage in the City and Section 1-7 entitled "Penalties" to include additional penalties for violations of Section 54-19; providing for a severability clause, repealer provision, codification, and providing for an effective date.

G. CITY COMMISSION ITEMS

Time Certain 11:00am (Agenda Item G-1)

- G.-1. [20-1460](#) Presentation by Robert Martinez on the outcome of the anonymous letter investigation.
(Sponsored by Vice Mayor Lago)
- G.-2. [20-1414](#) A discussion regarding the steps our Coral Gables Police Department and City Administration will take to continue self-evaluating and implement policies that combat structural racism and incentivize just policing practices.
(Sponsored by Commissioner Mena)
- G.-3. [20-1428](#) A discussion regarding City's Park Naming Policy.
(Sponsored by Commissioner Keon)
- G.-4. [20-1431](#) A discussion regarding allocation of proceeds from the sale of the property located at 3501 Granada Boulevard.
(Sponsored by Vice Mayor Lago)
- G.-5. [20-1440](#) A discussion regarding the Commodore Trail and a resolution urging the City Commission to accept funds from Miami-Dade County through Commission Xavier Suarez's Office and the People's Transportation Plan to rehabilitate a portion of the Commodore Trail that runs through the City of Coral Gables.
(Sponsored by Vice Mayor Lago).
- G.-6. [20-1439](#) A discussion regarding the potential acquisition of Banyan Drive Park.
(Sponsored by Vice Mayor Lago)
- G.-7. [20-1441](#) A discussion to provide direction to staff regarding the acquisition of Banyan Drive Park from Miami-Dade County.
(Sponsored by Commissioner Keon)
- G.-8. [20-1477](#) A discussion regarding the development of an action plan to address the open trash pits on the Red Road swale.
(Sponsored by Vice Mayor Lago)
- G.-9. [20-1478](#) A discussion regarding Red Road landscape improvements.
(Sponsored by Vice Mayor Lago)
- G.-10. [20-1486](#) A discussion regarding notice procedure for traffic calming community meetings.
(Sponsored by Commissioner Fors, Jr.)

- G.-11. [20-1487](#) A discussion regarding neighborly efforts to replace privately-owned orchids after petty theft incident.
(Sponsored by Commissioner Fors, Jr.)

Time Certain 10:30am (Agenda Item G-12)

- G.-12. [20-1433](#) A Resolution of the Coral Gables Commission, amending Resolution 2017-357 in order to authorize the City Manager to enter into an amended and restated Memorandum of Understanding, in substantially the attached form, with Miami-Dade County to fund the Underline Project amending the City's contribution to the Underline to a sum certain of seven million dollars (\$7,000,000), such funds to come from Park and Mobility Impact Fees collected by the City in certain areas.
(Sponsored by Vice Mayor Lago)

- G.-13. [20-1467](#) A Resolution of the Coral Gables Commission, authorizing the City Manager to enter into an amended and restated Memorandum of Understanding, in substantially the attached form, with Miami-Dade County to fund the Underline Project with a sum certain of seven million dollars (\$7,000,000), such funds to come from Park and Mobility fees collected by the City in certain areas, specifying that the disbursement of additional Park and Mobility fees to the Underline will be at the City's sole discretion.
(Sponsored by Commissioner Keon)

H. BOARDS/COMMITTEES ITEMS

Time Certain 12:00pm (Agenda item H-1)

- H.-1. [20-1450](#) A Resolution approving a public art exhibition by Kiki Smith, and for application to Art Basel and Miami Art Week, extending through winter, 2020-2021 (unanimously recommended by the Arts Advisory Panel approval/denial vote: 7 to 0, and the Cultural Development Board approval/denial vote: 7 to 0).
- H.-2. [20-1451](#) A Resolution approving the concept for a work of public art by Michele Oka Doner in conjunction with The Plaza Coral Gables development project at 2901 Ponce De Leon Boulevard 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: 7 to 0, and the Cultural Development Board approval/denial vote: 7 to 0).

I. CITY MANAGER ITEMS

Time Certain 10:00am (Agenda Item I-1)

- I.-1. [20-1435](#) A Resolution authorizing an exemption to the Procurement Code for an assessment of the water quality and habitat conditions in the City provided by Florida International University pursuant to Section 2-607(26) of the City's Procurement Code entitled "Exemptions - University provided consulting, education services or cooperative activities".

- I.-2. [20-1469](#) A Resolution amending Ordinance No. 2015-17, as amended, Resolution 2016-148, as amended, Resolution 2017-167, as amended, Resolution 2018-219, as amended, and 2019-223, as amended to adjust the Storm Water Fee and Sanitary Sewer Charges, providing for severability, and an effective date.
- I.-3. [20-1425](#) A Resolution of the City Commission authorizing entering into a First 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.
- I.-4. [20-1395](#) A Resolution of the City Commission authorizing entering into a Lease with Graziano's Gourmet in the Gables, LLC with regard to City-owned property at 2301 Galiano Street, Coral Gables, Florida, 33134, granting the approval of Lease terms for a period of five (5) years with two additional five-year renewal options subject to City Commission approval.
- I.-5. [20-1432](#) A Resolution accepting the recommendation of the City Manager, pursuant to Section 2-764 Approval of Change Orders and Contract Modifications to authorize a six (6) month extension of the current agreement with Waste Management Inc. of Florida to provide solid waste and recycling collection services.
- I.-6. [20-1427](#) A Resolution of the City Commission of Coral Gables approving the release of the easement as depicted on the amended plat of Coconut Grove Warehouse Center recorded in plat book 25, page 66, of the public records of Miami-Dade County, Florida for the property located at 125-195 South Dixie Hwy, Coral Gables, Florida 33133.
- I.-7. [20-1447](#) A Resolution approving Fiscal Year 2020-2021 Cultural Grant recipients and setting in place a funding mechanism contingent on the City's approved budget. (Unanimously recommended by the Cultural Development Board approval/denial vote: 7 to 0).
- I.-8. [20-1490](#) A Resolution authorizing an amendment to the Fiscal Year 2019-2020 amended budget to recognize, as revenue, a transfer of \$480,000 from the Impact Fee fund and to appropriate such funds for special traffic signalization work required at the New Public Safety Building; and authorizing an effective date.
- I.-9. [20-1491](#) Update on Coronavirus/COVID-19 for the City.

J. CITY ATTORNEY ITEMS

- J.-1. [20-1424](#) A Resolution extending the submittal deadline for the Hammock Oaks Special Taxing District petition to allow for a roving security guard and an expanded security monitoring system.
- J.-2. [20-1426](#) A Resolution of the City of Coral Gables Commission opposing discrimination against the Lesbian Gay Bisexual Transgender and Queer ("LGBTQ") Community.

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**