

# **City of Coral Gables**

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



## **Agenda - Final Revised**

**Tuesday, March 14, 2023**

**9:00 AM**

**City Hall, Commission Chambers**

### **City Commission**

*Mayor Vince Lago  
Vice Mayor Michael Mena  
Commissioner Rhonda Anderson  
Commissioner Jim Cason  
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, March 14, 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](http://www.coralgables.com/commissionmeetings)) once the meeting's agenda is published or by sending an email to [cityclerk@coralgables.com](mailto: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/cgvtv](http://www.coralgables.com/cgvtv)) as well as Channel 77 on Comcast.**

**INVOCATION**

*Fr. Andrew Tomonto, St. Theresa Catholic Church*

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

- A.-1. [23-5336](#) Congratulations to Firefighter Nicole Morales recipient of the City of Coral Gables "Firefighter of the Month Award," for the month of March 2023.
- A.-2. [23-5384](#) Congratulations to Captain Mark Bernhardt recipient of the City of Coral Gables "Firefighter of the Year Award," for 2022.
- A.-3. [23-5434](#) Congratulations to Operator Amy Avila, recipient of the City of Coral Gables "Operator of the Year Award," for 2022.
- A.-4. [23-5433](#) Congratulations to Sergeant Gordon Dickinson, recipient of the City of Coral Gables "Officer of the Year Award," for 2022.

**B. APPROVAL OF MINUTES**

- B.-1. [23-5346](#) Regular City Commission Meeting of February 14, 2023.

**C. MAYOR'S COMMENTS**

- C.-1. [23-5347](#) Discussion regarding traffic and speed calming on Milan Avenue.  
(Sponsored by Mayor Lago)
- C.-2. [23-5431](#) Discussion regarding parking and food delivery scooters.  
(Sponsored by Mayor Lago)
- C.-3. [23-5450](#) Discussion regarding Electric Vehicle Charging Solutions by JOLT.  
(Sponsored by Mayor Lago)
- C.-4. [23-5451](#) Discussion on tree mitigation on City swales.  
(Sponsored by Mayor Lago)
- C.-5. [23-5452](#) Discussion regarding a banning from downloading TikTok on City phones  
(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. [23-5340](#)**

A Resolution of the City Commission authorizing a Fifth Amendment to the Amended and Restated Agreement with Actor's Playhouse Productions, Inc. regarding the City-owned property at 280 Miracle Mile, Coral Gables, FL, commonly known as the Miracle Theater, permitting the portion of the Miracle Theater designated as apartment on the approved Phase III Miracle Theater Renovation Architectural Plans to be used by one Actor's Playhouse Productions, Inc. service employee to reside as required in connection with the maintenance, operations and/or service of the Miracle Theater.

**E.-2. [23-5399](#)**

A Resolution of the City Commission approving the annual review required by the City of Coral Gables and University of Miami Development Agreement and Section 163.3235 of the Florida Statutes, for the period from September 28, 2021 through September 27, 2022.

**E.-3. [23-5453](#)**

A Resolution of the City Commission authorizing the acceptance of grant funds in the amount of \$187,615 from the Florida Department of Environmental Protection (FDEP) resilient Florida Program Office of Resilience and Coastal Protection for an updated Citywide Vulnerability Assessment and Adaptation Plan; authorizing execution of the grant contract; and authorizing an amendment to the Fiscal Year 2022-2023 Annual Budget to recognize the \$187,615 grant as revenue and to appropriate such funds to put toward the cost of the program.

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

1.-1. [23-5382](#) Advisory Board on Disability Affairs Meeting of February 1, 2023.

1.-2. [23-5436](#) Communications Committee Meeting of February 8, 2023.

1.-3. [23-5385](#) Economic Development Board Meeting of February 1, 2023.

1.-4. [23-5401](#) Landscape Beautification Advisory Board Meeting of February 9, 2023.

1.-5. [23-5390](#) Mayor's Advisory Council Meeting of January 17, 2023.

1.-6. [23-5363](#) Parking Advisory Board Meeting of January 25, 2023.

1.-7. [23-5430](#) Retirement Board Meeting of January 12, 2023.

1.-8. [23-5381](#) Waterway Advisory Board Meeting of February 1, 2023.

**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.*

**APPEAL**

**Time Certain 9:30am (Agenda Item F-1)**

F.-1. [23-5403](#) An Appeal to the Coral Gables City Commission from the decision of the Historic Preservation Board on January 18, 2023, regarding a request for historic designation for the property located at 110 Phoenetia Avenue ("The Garden of Our Lord"), legally described as Lots 1 to 10 inclusive, Block 21, Coral Gables Douglas Section, according to the Plat thereof, as recorded in Plat Book 25, at page 69, of the Public Records of Miami-Dade County, Florida.

**ORDINANCES ON SECOND READING**

- F.-2. [23-5348](#) An Ordinance of the City Commission combining the Human Resources Department and the Labor Relations and Risk Management Department in accordance with Section 17 of the City Charter and amending FY 2023 Budget to reflect that change.
- F.-3. [23-5222](#) An Ordinance of the City Commission providing for text amendments to the City of Coral Gables Official Zoning Code by amending Article 6, "Landscape," Section 6-103, "Landscape general requirements," and Article 16, "Definitions," providing a definition, requirements, and review processes to utilize artificial turf within athletic fields in the Special Use (S) Zoning district; providing conditional use review and approval when such artificial turf athletic field are visible from the street; clarifying minimal usage and requirements of artificial turf; and providing for a repealer provision, severability clause, codification, and providing for an effective date. (02 08 23 PZB Meeting - Board recommended approval; Vote; 6-0)
- F.-4. [23-5223](#) An Ordinance of the City Commission providing for text amendments to the City of Coral Gables Official Zoning Code, Article 16, "Definitions", by amending the definition of carport; and providing for a repealer provision, severability clause, codification, and an effective date. (02 08 23 PZB Meeting - Board recommended approval; Vote; 6-0)

**ORDINANCES ON FIRST READING**

- F.-5. [23-5349](#) An Ordinance of the City Commission amending Chapter 54 - "Solid Waste" to prohibit placing clean yard waste in trash bags and depositing trash bags in trash piles before 6:00 p.m.; providing for severability clause, repealer provision, codification, and providing for an effective date.  
(Sponsored by Mayor Lago)
- F.-6. [23-5404](#) An Ordinance of the City Commission amending Chapter 74 - Traffic and Vehicles, Article I - In General, Section 74-1 "Definition" and 74-2 "Prohibiting Skateboard Use Generally" in order to prohibit the use of other wheeled conveyances where posted; providing for repealer provision, codification, severability clause, and providing for an effective date;  
(Sponsored by Commissioner Cason)
- F.-7. [23-5406](#) An Ordinance of the City Commission authorizing the City to enter into a Third Amendment to the Second Amended and Restated Master Lease Agreement for the property commonly known as the Village of Merrick Park, with Merrick Park, LLC, f /k/a Rouse Coral Gables, LLC, amending Section 3.1 relating to parking to clarify that the License Agreement may require consent of additional parties; providing for a repealer provision, severability clause, and providing for an effective date.  
  
(Lobbyist: N/A)

**G. CITY COMMISSION ITEMS**

- G.-1. [23-5405](#) Discussion on accessibility of information used for Historical Significance Determinations.  
(Sponsored by Commissioner Anderson)
- G.-2. [23-5441](#) A recap of Codemania I.  
(Sponsored by Commissioner Menendez)
- G.-3. [23-5442](#) Discussion regarding Electronic Speed Warning Signs.  
(Sponsored by Commissioner Anderson)
- G.-4. [23-5454](#) Discussion regarding Biltmore Way, Andalusia Avenue, and Valencia Avenue Bike Lanes.  
(Sponsored Commissioner Anderson)
- G.-5. [23-5444](#) A Resolution of the City Commission expressing its support for public safety responses to declared states of emergency.  
(Sponsored by Vice Mayor Mena)

**H. BOARDS/COMMITTEES ITEMS****Time Certain 11:30am (Agenda Item H-1)**

- H.-1. [23-5439](#) A Resolution of the City Commission approving amended Cultural Grant guidelines and process.

**I. CITY MANAGER ITEMS**

- I.-1. [23-5447](#) Discussion on the impact of traffic calming on Police and Fire response times.
- I.-2. [23-5432](#) A Resolution of the City Commission authorizing the exchange of the Capital Improvement Revenue Bonds, Series 2018A (Coral Gables program) and Capital Improvement Revenue Refunding Bonds, Series 2018B (Coral Gables Program); approving the form of and authorizing the execution and delivery of an agreement relating to paying and registrar agency; approving the form of and authorizing the execution and delivery of a continuing disclosure certificate; delegating certain authority to the City Manager and Finance Director; authorizing the execution and delivery of other documents in connection therewith; and providing an effective date.

**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](mailto: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**