

City of Coral Gables

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



Agenda - Final

Tuesday, December 12, 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, December 12, 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/cgtv) as well as Channel 77 on Comcast.

CALL TO ORDER**INVOCATION****PLEDGE OF ALLEGIANCE****A. PRESENTATIONS AND PROTOCOL DOCUMENTS**

- A.-1. [23-6744](#) Recognition of the life of long-time Coral Gables resident George Volsky.
- A.-2. [23-6764](#) Presentation of a Proclamation declaring December 16, 2023 as "Coral Gables Congregational United Church of Christ Day".
- A.-3. [23-6696](#) Congratulations to Firefighter David Diaz a recipient of the City of Coral Gables "Firefighter of the Month Award," for the month of December 2023.

B. APPROVAL OF MINUTES

- B.-1. [23-6672](#) Regular City Commission Meeting of October 24, 2023.

C. 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.

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. [23-6692](#) A Resolution of the City Commission appointing Ramona Busot (Nominated by City Manager Iglesias) to serve as a member of the Landmarks Advisory Board, for the remainder of an unexpired term, which began on June 1, 2023 and continues through May 31, 2025.
- D.-2. [23-6729](#) A Resolution of the City Commission authorizing the Bay 13 Brewery, LLC to sell alcoholic beverages from 12:00 p.m. to 11:00 p.m. on Saturday, January 27, 2024, on 65 Alhambra Plaza as part of the Woop Woop 2024, subject to Florida Department of Professional Regulation Requirements.
- D.-3. [23-6730](#) A Resolution of the City Commission authorizing the Kiwanis Club of Little Havana to sell alcoholic beverages from 10:00 a.m. to midnight on Saturday, March 2, 2024, and from 10:00 a.m. to 10:00 p.m. on Sunday, March 3, 2024 on Miracle Mile from Douglas Road to Le Jeune Road as part of the Carnaval on the Mile, subject to Florida Department of Professional Regulation Requirements.
- D.-4. [23-6698](#) A Resolution of the City Commission accepting the recommendation of the Chief Procurement Officer to award the Tree Planting Citywide contract to Treesources, LLC, the most responsive and responsible bidder, in the amount of \$177,578.15, pursuant to Section 2-763 of the Procurement Code entitled "Contract Award" and Invitation for Bids (IFB) 2023-028.
- D.-5. [23-6736](#) A Resolution of the City Commission confirming the reappointment of Christopher Challenger, who ran unopposed to the City of Coral Gables Retirement Board, At-Large Participating Regular Full-Time Employee Representative Seat and Joshua Nunez, who ran unopposed for the Police Officer Representative Seat, both for a two-year term beginning January 1, 2024 through December 31, 2025.
- D.-6. [23-6743](#) A Resolution of the City Commission accepting the recommendation of the City Manager to request additional spending authority in the amount of \$150,000 for a contract awarded to John Bell Construction, Inc., pursuant to Section 2-764 of the Procurement Code entitled "approval of change orders and contract modifications".
- D.-7. [23-6767](#) A Resolution of the City Commission authorizing the acceptance of a State of Florida Department of Transportation Litter Control and Prevention Grant in the amount of \$15,000 to be put towards the "Keep Coral Gables Beautiful" initiative; authorizing execution of the grant contract; and authorizing an amendment to the Fiscal Year 2023-2024 Annual Budget to recognize the \$15,000 grant as revenue and to appropriate such funds to put toward the cost of the program.

- D.-8. [23-6772](#) A Resolution of the City Commission authorizing the ratification of an emergency authorization of a critical resurfacing project needed to get the clay tennis courts back to safe playing conditions at the Salvadore Park Tennis Center located at 1120 Andalusia Ave. following the storm on Nov. 15, 2023, pursuant to Section 2-690 Emergency Procurement, in the amount of \$200,000.
- D.-9. [23-6774](#) A Resolution of the City Commission authorizing the Junior Orange Bowl to sell alcoholic beverages from 3 p.m. to 7 p.m. on Sunday, December 10, 2023, on 405 Biltmore Way; Rose Garden as part of the Jr. Orange Bowl Parade, 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. [23-6703](#) Economic Development Board Meeting of November 1, 2023.
- 1.-2. [23-6695](#) International Affairs Coordinating Council Meeting of October 23, 2023
- 1.-3. [23-6728](#) Landscape Advisory Board meeting of November 9, 2023
- 1.-4. [23-6247](#) Planning and Zoning Board Meeting of July 12, 2023.
- 1.-5. [23-6392](#) Planning and Zoning Board Meeting of September 21, 2023.
- 1.-6. [23-6544](#) Planning and Zoning Board Meeting of October 11, 2023.
- 1.-7. [23-6676](#) Retirement Board Meeting of October 12, 2023.
- 1.-8. [23-6682](#) Sustainability Advisory Board Meeting of September 27, 2023.
- 1.-9. [23-6697](#) Waterway Advisory Board Meeting of November 1, 2023.
- 1.-10. [23-6676](#) Retirement Board Meeting of October 12, 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 10:00am (Agenda Item 2-1)

- 2.-1. [23-6752](#) A Resolution of the School Community Relations Committee requesting that the City Commission direct staff to conduct a statistically representative survey of Coral Gables residents regarding education and public schools and include education in the 2026-2029 Coral Gables Strategic Plan.

E. 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

- E.-1. [23-6473](#) An Ordinance of the City Commission providing for text amendments to the City of Coral Gables Official Zoning Code pursuant to Zoning Code Article 14, "Process," Section 14-212, "Zoning Code Text and Map Amendments," to create carbon concrete requirements, a review procedure, and an appeal process that reduce greenhouse gas emissions, providing for repealer provision, severability clause, codification, and providing for an effective date. (11 08 23 PZB recommended approval; Vote 7-0)
- E.-2. [23-6359](#) An Ordinance of the City Commission providing for text amendments to the City of Coral Gables official Zoning Code, Article 6, "Landscape," by amending the utilization of artificial turf on open joints of pavement; and Article 10, "Parking and Access," by providing review of materials in pavement joints; and providing for a repealer provision, severability clause, codification, and providing for an effective date. (10 11 23 PZB recommended denial, Vote 4-3)
(Sponsored by Mayor Lago)
- E.-3. [23-5816](#) An Ordinance of the City Commission providing for a text amendment to Article 2 "Zoning Districts," Section 2-405 "Residential Infill Regulations Overlay District (RIR)" of the City of Coral Gables Official Zoning Code to provide a maximum building length of three hundred feet for all properties seeking approval pursuant to the Residential Infill Regulations; providing for severability clause, repealer provision, codification, and providing for an effective date. (06 06 23, 07 12 23 and 09 21 23 deferred by PZB) (10 11 23 PZB recommended Approval, Vote 6-1)
(Sponsored by Vice Mayor Anderson)

ORDINANCES ON FIRST READING

- E.-4. [23-6580](#) An Ordinance of the City Commission amending Article 9 "Art in Public Space" of the City Zoning Code in order to amend certain procedures related to the Art in Public Places waiver process and options; providing for a repealer provision, severability clause, codification, enforceability, and providing for an effective date.
(Sponsored by Mayor Lago)
- E.-5. [23-6723](#) An Ordinance of the City Commission amending the Cocoplum Phase 1 Security Guard District, as created by Miami-Dade County pursuant to County Ordinance 95-214, to expand the scope of services to include additional security measures including but not limited to security cameras.
- E.-6. [23-6727](#) An Ordinance of the City Commission amending Section 14-103.3. "Meeting; Panel Review; Full by Full Board; Conflict Resolution Meeting; Special Master Quasi-Judicial Hearing" in order to amend certain procedures related to the conflict resolution and Special Master Quasi-Judicial Process for appeals of decisions by the Board of Architects; providing for repealer provision, severability clause, codification, enforceability, and providing for an effective date.
(Sponsored by Vice Mayor Anderson)
- E.-7. [23-6732](#) An Ordinance of the City Commission providing for text amendments to Article 2, "Zoning Districts," Section 2-201, "Mixed Use 1, 2 and 3 (MX1, MX2 and MX3) Districts" and Article 3, "Uses," Section 3-209, "Live work minimum requirements," of the City of Coral Gables Official Zoning Code to allow a reduction of storefront transparency on frontages facing single-family and multi-family uses, providing for repealer provision, severability clause, codification, and providing for an effective date
(Sponsored by Vice Mayor Anderson)
- E.-8. [23-6733](#) An Ordinance of the City Commission providing for text amendments to Article 15, "Notices," Section 15-102, "Notice," of the City of Coral Gables Official Zoning Code to amend requirement for the Applicants Required Public Information Meeting to occur prior to review by the Board of Architects, providing for repealer provision, severability clause, codification, and providing for an effective date.
(Sponsored by Commissioner Menendez)
(Co-sponsored by Vice Mayor Anderson)

RESOLUTIONS

- E.-9. [23-6726](#) A Resolution of the City Commission directing a joint meeting of the Economic Development Board and the Cultural Development Board to discuss the City's Strategic Plan to promote the City of Coral Gables as a cultural destination for South Florida residents and tourists.
(Sponsored by Vice Mayor Anderson)

F. CITY COMMISSION ITEMS

- F.-1. [23-6738](#) Update on Granada Diner/Burger Bob's and Le Parc Cafe.
(Sponsored by Commissioner Menendez)
- F.-2. [23-6746](#) Discussion regarding visioning for the restaurant mix in and near Giralda Plaza.
(Sponsored by Vice Mayor Anderson)
- F.-3. [23-6747](#) Discussion regarding green hydrogen production.
(Sponsored by Vice Mayor Anderson)
- F.-4. [23-6755](#) Discussion on new City replacement lights.
(Sponsored by Commissioner Fernandez)
- F.-5. [23-6758](#) Update regarding City's transition to electric leaf blowers and other City's enforcement of gas leaf blower prohibitions.
(Sponsored by Vice Mayor Anderson)
- F.-6. [23-6759](#) Update on plastic film recycling.
(Sponsored by Mayor Lago)
- F.-7. [23-6760](#) Update on humane iguana removal.
(Sponsored by Mayor Lago)
- F.-8. [23-6761](#) Maintenance plan for White Way Lights.
(Sponsored by Mayor Lago)
- F.-9. [23-6763](#) Discussion regarding invasive vines at Merrick House.
(Sponsored by Mayor Lago)
(Co-sponsored by Vice Mayor Anderson)
- F.-10. [23-6773](#) Update on the recent Keep Coral Gables Beautiful events.
(Sponsored by Mayor Lago)

G. BOARDS/COMMITTEES ITEMS

- G.-1. [23-6745](#) A Resolution of the City Commission granting approval of a residential waiver (by a four-fifths vote of the City Commission) for Justine Chichester (Nominated by Vice Mayor Anderson), in accordance with Section 2-52(b)(2) of the City Code, to serve as a member of the Coral Gables Advisory Board on Disability Affairs, for a two (2) year term, which begins on June 1, 2023 and through May 31, 2025.

H. CITY MANAGER ITEMS

- H.-1. [23-6756](#) A Resolution of the City Commission accepting the recommendation of the Innovations and Technology Department to waive the competitive process to purchase Tyler Technologies Maintenance service as a "Special Procurement/Bid Waiver," pursuant to Section 2-691 of the Procurement Code, for a period of five (5) years, to cover September 2023 - September 2028 at a total cost of \$1,875,000.00 (\$375,000 per year).
- H.-2. [23-6757](#) A Resolution of the City Commission accepting the recommendation of the Innovations and Technology Department to approve the Master Service Agreement Piggyback Addendum, \$2,000,00.00 for five (5) years, which will piggyback the State of Florida Department of Management Services - Mobile Communication Services (Contract Number DMD-19/20-006C) Contract.
- H.-3. [23-6627](#) A Resolution of the City Commission accepting the recommendation to waive the Competitive Bid Process of the Procurement Code and contract with Allen Architectural Metals, Inc. for the restoration and replication of the Historic White Way Light Poles, Sections 2 and 3, along University Drive between Riviera Drive and Bird Road and along Riviera Drive between Anastasia Avenue and University Drive, pursuant to Section 2-691 of the Procurement Code as a continuation of the approval issued on Resolution 2021-50, at a total cost of \$308,414.00 (Phase 2 - \$189,460.00 for 34 poles and Phase 3 - \$118,954.00 for 25 poles).
- H.-4. [23-6766](#) A Resolution of the City Commission authorizing the City Manager to enter into a Public Transportation Grant Agreement in the amount of \$253,000, as identified in the Notice of Grant Award FM # 453981-1-84-01 between the Florida Department of Transportation (FDOT) and the City of Coral Gables to provide Flex Route Transportation Service using Tesla vehicles and to amend the Fiscal Year 2023-2024 Annual Budget to recognize the grants funds as revenue and appropriating such funds to be used for such services.
- H.-5. [23-6754](#) Annexation update presenting options for Coral Gables resident participation.
- H.-6. [23-6765](#) Illegal dumping mitigation technology update.

I. CITY ATTORNEY ITEMS**Time Certain 1:00pm (Agenda Item I-1)**

- I.-1. [23-6724](#) Hearing regarding decision by Retirement Board to grant COLA to class members in *Murhee v. City of Coral Gables*, Case No. 13-20731 CA (13) (Fla. 11th Cir. Ct.) (treating GAP and opt outs in the same manner) -ALTERNATIVE DISPUTE RESOLUTION MECHANISM

J. CITY CLERK ITEMS

- J.-1. [23-6737](#) A Resolution of the City Commission in accordance with Section 2-30 of the City Code, entitled "Regular Meetings, Special Meetings," setting forth the City Commission Meeting dates through December 2024.

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 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