

Town of Cutler Bay

*Town Hall
10720 Caribbean Blvd
Cutler Bay, FL 33189*



Meeting Agenda

Wednesday, May 20, 2015

7:00 PM

Council Chambers

Town Council

MAYOR AND COUNCIL MEMBERS

Mayor Peggy R. Bell

Vice Mayor Ernest N. Sochin

Council Member Mary Ann L. Mixon

Council Member Sue Ellen Loyzelle

Council Member Roger Coriat

CHARTER OFFICIALS

Town Attorney Mitchell Bierman

Town Attorney Chad Friedman

Town Manager Rafael G. Casals

Interim Town Clerk Jacqueline N. Wilson

This meeting is open to the public. In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation or a sign language interpreter to participate in this proceeding should contact the Town Clerk at (305) 234-4262 for assistance no later than four days prior to the meeting. If hearing impaired, telephone the Florida Relay Services numbers at (800) 955-8771, Telecommunication Devices for the Deaf (TDD), or (800) 955-8700 (voice) for assistance. Wireless connection cbtc-wifi is now available in the Town Council Chambers, please enter cutlerbay as the password.

1. CALL TO ORDER, ROLL CALL, & PLEDGE OF ALLEGIANCE

2. PROCLAMATIONS, AWARDS, AND PRESENTATIONS

- A. · Amscot Financial Certificate of Appreciation
- B. · Cutler Bay High Student Government Association Officers
- C. · Town Lobbyist- 2015 State Legislative Session Update
- D. · South Florida Water Management District- Update on CERP Project

3. APPROVAL OF MINUTES

4. TOWN COUNCIL ANNOUNCEMENTS

5. PUBLIC COMMENTS

6. REPORTS

A. TOWN MANAGER'S REPORT

B. TOWN ATTORNEY'S REPORT

- Town Attorney Report- Bid Protest: RFP 15-02 Emergency Debris Removal Services

Attachments: [Bid Protest - RFP 15-02 - Bergeron Emergency Services Inc](#)
[Bid Protest - RFP 15-02 - Town Managers Response](#)

C. TOWN CLERK'S REPORT

D. BOARD AND COMMITTEE REPORTS

- Youth Council Committee Report - Victor Mederos, Youth Council Committee Chairman

Attachments: [Memorandum from the Chairman - Youth Council Committee](#)

7. CONSENT AGENDA

- A. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, RELATING TO THE ADOPTION OF THE REVISED FLOODPLAIN MITIGATION PLAN; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Managers Memo - Adopting Revised Floodplain Mitigation Plan](#)
[Managers Memo - Attachment A - FDEM Plan Approval](#)
[Managers Memo - Attachment B - Floodplain Mitigation Plan Excerpt](#)
[Resolution - Adopting Revised Floodplain Mitigation Plan](#)
[Resolution - Exhibit A PART1 - Revised Floodplain Mitigation Plan](#)
[Resolution - Exhibit A PART2- Revised Floodplain Mitigation Plan](#)
[Resolution - Exhibit A PART3 - Revised Floodplain Mitigation Plan](#)
[Resolution - Exhibit A PART4- Revised Floodplain Mitigation Plan](#)

- B. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE TOWN MANAGER TO SUBMIT A GRANT APPLICATION WITH THE STATE OF FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES; AND PROVIDING AN EFFECTIVE DATE.

Attachments: [Managers Memo - 2015 State Forestry Grant Submittal](#)
[Managers Memo - Attachment A - Grant Overview](#)
[Resolution - 2015 Forestry Grant Submittal](#)
[Resolution - Exhibit A - Grant RFP Documents](#)

- C. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SELECTING AJP MANAGEMENT GROUP, LLC FOR PROPERTY MANAGEMENT SERVICES; AUTHORIZING THE TOWN MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT RELATING TO THE SAME; AND PROVIDING AN EFFECTIVE DATE.

Attachments: [Managers Memo - Town Center Property Management Services](#)
[Managers Memo - Attachment A - Proof of Advertisement](#)
[Managers Memo - Attachment B - Mandatory Pre-Bid Meeting Sign-In Sheet](#)
[Managers Memo - Attachment C - Bidder Evaluations](#)
[Managers Memo - Attachment D - AJP Management Group Bid Submittal](#)
[Resolution - Town Center Property Management Services](#)
[Resolution - Exhibit A - Town Center Property Management Services](#)

- D.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SELECTING SIME REALTY CORPORATION FOR LEASING CONSULTANT SERVICES; AUTHORIZING THE TOWN MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT RELATING TO THE SAME; AND PROVIDING AN EFFECTIVE DATE.

Attachments: [Managers Memo - Town Center Leasing Consultant Services](#)
[Managers Memo - Attachment A - Proof of Advertisement](#)
[Managers Memo - Attachment B - Mandatory Pre-Bid Meeting Sign-In Sheet](#)
[Managers Memo - Attachment C - Bidder Evaluations](#)
[Managers Memo - Attachment D - Sime Realty Corporation Bid Submittal](#)
[Resolution - Town Center Leasing Consultant Services](#)
[Resolution - Exhibit A - Town Center Leasing Consultant Services](#)

- E.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE ISSUANCE OF A REQUEST FOR PROPOSAL (RFP) FOR PROPERTY, LIABILITY AND CASUALTY INSURANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Managers Memo - Issuance of RFP 15-10 General Property Liability Insurance](#)
[Resolution - Issuance of RFP 15-10 General Property Liability Insurance](#)
[Resolution - Exhibit A - RFP 15-10 General Property Liability Insurance](#)

- F.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING AN AGREEMENT WITH ACOSTA TRACTORS INC. FOR THE CONSTRUCTION OF SW 212 STREET DRAINAGE IMPROVEMENTS; PROVIDING FOR AUTHORIZATION OF THE TOWN MANAGER TO EXECUTE THIS AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Managers Memo - Award of ITB 15-01 - SW 212 ST Drainage Improvements](#)
[Managers Memo - Attachment A - Proof of Advertisement ITB 15-01](#)
[Managers Memo - Attachment B - ITB 15-01 - Pre-Bid Meeting Sign-In Sheet](#)
[Managers Memo - Attachment C - ITB 15-01 - Bid Tabulation Sheet](#)
[Managers Memo - Attachment D - PW Department Evaluation Memo](#)
[Managers Memo - Attachment E - Acosta Tractors Inc Bid Submittal](#)
[Managers Memo - Attachment F - FDOT Concurrence Letter](#)
[Resolution - Award of ITB 15-01 - SW 212 ST - Drainage Improvements](#)
[Resolution - Exhibit A - ITB 15-01 - Contract Document](#)

- G.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE TOWN MANAGER TO ISSUE A PURCHASE ORDER TO SEGWAY INC. FOR THE PURCHASE OF TWO (2) SE-3 PATROLLER UNITS IN THE AMOUNT OF \$ 24,621.00, AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Managers Memo - Purchase of Two Segway Patroller Units](#)
[Managers Memo - Attachment A - Segway Case Studies](#)
[Managers Memo - Attachment B - Segway Sole Source Letter](#)
[Managers Memo - Attachment C - Purchase Order Supporting Documents](#)
[Resolution - Approving Purchase of Two Segway Patroller Units](#)
[Resolution - Exhibit A - Segway Price Quote](#)

- H.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, EXPRESSING SUPPORT FOR THE FEASIBILITY AND ADVISABILITY OF PROVIDING LOCATIONS, SUCH AS MIAMI-DADE POLICE STATIONS OR OTHER LOCATIONS THAT WOULD DETER CRIMINAL ACTIVITY, TO SERVE AS SAFE HAVENS IN MIAMI-DADE COUNTY FOR ANYONE SEEKING TO COMPLETE A CRAIGSLIST TRANSACTION OR SIMILAR TRANSACTION RELATED TO A CLASSIFIED ADVERTISEMENT WEBSITE; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Council Member Memo - Supporting Safe Haven Legislation](#)
[Resolution - Support for Miami-Dade County Safe Haven Legislation](#)
[Resolution - Exhibit A - Miami-Dade County Safe Haven Legislation](#)

- I.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE TOWN MANAGER TO ISSUE A PURCHASE ORDER TO DON REID FORD, INC. FOR THE PURCHASE OF TWO (2) POLICE MOTOR VEHICLES AND RELATED EQUIPMENT IN THE AMOUNT OF \$52,174.00, AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Managers Memo - Purchase Police SUVs](#)
[Managers Memo - Attachment A - Police SUV Specifications](#)
[Resolution - Approving Purchase of Police SUVs - Don Reid Ford](#)
[Resoluton - Exhibit A - Florida Sheriffs Association - Bid 14-22-0904](#)

7A. RESOLUTIONS

- A.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$13,000,000 SALES TAX REVENUE REFUNDING NOTES OF THE TOWN OF CUTLER BAY, FLORIDA FOR THE PURPOSE OF REFUNDING THE TOWN'S PROMISSORY NOTES, SERIES 2010A, B, C, D AND E AND PAYING COSTS OF ISSUANCE OF THE NOTES; APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT WITH TD BANK, N.A.; AWARDED THE LOAN TO THE BANK; PROVIDING FOR SECURITY FOR THE NOTES; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION WITH THE ISSUANCE OF THE NOTES; REPEALING ALL RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Managers Memo - TD Bank Loan Agreement](#)

[Resolution - TD Bank Loan Agreement](#)

[Resolution - Exhibit A - Loan Agreement](#)

- B.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SELECTING TD BANK, N.A. FOR BANKING SERVICES; PROVIDING FOR WAIVER OF COMPETITIVE BIDDING; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Managers Memo - TD Bank - Banking Services](#)

[Managers Memo - Attachment A - Sunny Isles Managers Recommendation](#)

[Resolution - TD Bank - Banking Services](#)

[Resolution - Exhibit A - Sunny Isles RFP 14-04-02 Banking Services](#)

- C.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, CREATING THE ECONOMIC GROWTH COMMITTEE; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Mayors Memo - Economic Growth Committee](#)

[Resolution - Economic Growth Committee](#)

[Resolution - Exhibit A - 2014-19 Strategic Master Plan - Goal 4](#)

- D.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING PHILLIPS & JORDAN, INC. AND DRC EMERGENCY SERVICES, INC. FOR EMERGENCY DEBRIS REMOVAL SERVICES; PROVIDING FOR AUTHORIZATION OF THE TOWN MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Managers Memo - Award of RFP 15-02 Phillips Jordan and DRC Emergency Se](#)
[Managers Memo - Attachment A - Proof of Advertisement RFP 15-02](#)
[Managers Memo - Attachment B - Mandatory Pre-Bid Sign-In Sheet](#)
[Managers Memo - Attachment C - PW Department Bid Tabulation Sheets](#)
[Managers Memo - Attachment D PART 1 - Phillips Jordan Bid Submittal](#)
[Managers Memo - Attachment D PART 2 - Phillips Jordan Bid Submittal](#)
[Managers Memo - Attachment E - DRC Emergency Services Bid Submittal](#)
[Resolution - Approving Agreement Phillips Jordan - DRC Emergency Services](#)
[Resolution - Exhibit A - Agreement RFP 15-02 Emergency Debris Removal](#)

8. QUASI-JUDICIAL HEARINGS (PUBLIC HEARING REQUIRED)

9. ORDINANCES FOR FIRST READING (NO PUBLIC HEARING REQUIRED)

- A.** AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ESTABLISHING THE CANDIDATE QUALIFYING PERIOD FOR THE 2016 MUNICIPAL GENERAL ELECTION; PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo - 2016 Qualifying Period 1st Reading](#)
[Ordinance - 2016 Qualifying Period 1st Reading](#)

10. ORDINANCES FOR FIRST READING (PUBLIC HEARING REQUIRED)

11. ORDINANCES FOR SECOND READING (PUBLIC HEARING REQUIRED)

- A.** AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE BORROWING OF FUNDS IN AN AMOUNT NOT TO EXCEED \$13,000,000 FOR THE PURPOSE OF REFUNDING THE TOWN'S PROMISSORY NOTES, SERIES 2010A, B, C, D AND E; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Managers Memo - TD Bank Loan Refinancing 2nd Reading](#)
[Managers Memo - Attachment A - FA Summary Report 2nd Reading](#)
[Managers Memo - Attachment B - Advertisement Notice of Public Hearing 2nd](#)
[Managers Memo - TD Bank Loan Refinancing 1st Reading](#)
[Ordinance - TD Bank Loan Refinancing](#)
[Ordinance - Exhibit A - Updated TD Bank Term Sheets](#)

12. PUBLIC COMMENTS**13. MAYOR AND COUNCIL COMMENTS****14. OTHER BUSINESS****15. ADJOURNMENT**

WE, THE TOWN COUNCIL OF CUTLER BAY, HEREBY RECOMMIT OURSELVES TO MAINTAIN CIVILITY IN OUR PUBLIC AND POLITICAL DISCOURSE AND WE HEREBY PLEDGE OUR COMMITMENT TO THE FOLLOWING PRINCIPLES:

- We will respect the right of all citizens in our community to hold different opinions;
- We will avoid rhetoric intended to humiliate or question the wisdom of those whose opinions are different from ours;
- We will strive to understand differing perspectives;
- We will choose our words carefully;
- We will speak truthfully without accusation and we will avoid distortion; and
- We will speak out against violence, prejudice and incivility of their forms, whenever and wherever they occur.

PURSUANT TO FLORIDA STATUTES 286.0105, THE TOWN HEREBY ADVISES THE PUBLIC THAT IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE OR SHE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, THE AFFECTED PERSON MAY NEED TO ENSURE THAT VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE TOWN FOR THE INTRODUCTION OR ADMISSION OF OTHERWISE INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.