

Town of Cutler Bay

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



Meeting Agenda

Wednesday, January 20, 2016

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
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, MOMENT OF SILENCE & INVOCATION

2. PROCLAMATIONS, AWARDS, AND PRESENTATIONS

3. APPROVAL OF MINUTES

- A.**
- July 15 2015 Regular Town Council Minutes
 - July 22 2015 Town Council Workshop- First Budget Workshop Minutes
 - August 19 2015 Regular Town Council Minutes
 - August 19 2015 Town Council Workshop- Second Budget Workshop Minutes
 - September 10 2015 First Budget Hearing Minutes
 - September 10 2015 Bell Coriat Sunshine Meeting Minutes
 - September 16 2015 Regular Town Council Minutes
 - September 24 Second Budget Hearing Minutes
 - September 30 2015 Town Council Workshop Minutes

Attachments: [071515 RTC Minutes](#)

[072215 TCW Minutes- 1st Budget Workshop](#)

[081915 RTC Minutes](#)

[081915 TCW Minutes- 2nd Budget Workshop](#)

[091015 1st Budget Hearing Minutes](#)

[091015 Bell Coriat Sunshine Meeting Minutes](#)

[091615 RTC Minutes](#)

[092415 2nd Budget Hearing Minutes](#)

[093015 TCW Minutes](#)

4. TOWN COUNCIL ANNOUNCEMENTS

5. PUBLIC COMMENTS

6. REPORTS

A. TOWN MANAGER'S REPORT

- Robert Daddario, Finance Department- Quarterly Financial Report

B. TOWN ATTORNEY'S REPORT

C. TOWN CLERK'S REPORT

D. BOARD AND COMMITTEE REPORTS

7. CONSENT AGENDA

- A. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ACCEPTING A FISCAL YEAR 2016 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) AWARD IN THE AMOUNT OF \$5,193; AUTHORIZING THE TOWN MANAGER TO EXECUTE THIS GRANT, AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo - Accepting 2016 Byrne Grants](#)

[Resolution - Accepting 2016 Byrne Grant](#)

[Resolution - Exhibit A - 2016 Byrne Grant](#)

- B. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SELECTING KIMLEY-HORN AND ASSOCIATES, INC. TO PROVIDE PROFESSIONAL SERVICES FOR SAFE ROUTES TO SCHOOL DESIGN SERVICES; AUTHORIZING THE TOWN MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo - Award of RFQ 15-11 Safe Routes to School](#)

[Manager Memo - Attachment A - RFQ 15-11](#)

[Manager Memo - Attachment B - Advertisement](#)

[Manager Memo - Attachment C - Mandatory Pre-Bid Meeting](#)

[Manager Memo - Attachment D - Sealed Proposals](#)

[Manager Memo - Attachment E - Selection Committee Memo](#)

[Manager Memo - Attachment F - Selection Committee Evaluations](#)

[Manager Memo - Attachment G - Kimley Horn and Associates, Inc.](#)

[Resolution - Award of RFQ 15-11 Safe Routes to School](#)

[Resolution - Exhibit A - Agreement](#)

- C. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, OPPOSING THE FLORIDA FISH AND WILDLIFE COMMISSION'S ACTION TO PERMIT BEAR HUNTING; URGING THE COMMISSION TO RECONSIDER THE RESUMPTION OF BEAR HUNTING IN THE STATE OF FLORIDA; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Mayor Peggy Bell and Council Member Mary Ann Mixon

Attachments: [Council Member Memo - Opposing the FWC's Action to Permit Bear Hunting Resolution - Opposing the FWC's Action to Permit Bear Hunting](#)

- D. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SUPPORTING THE CITY OF HOMESTEAD'S RESOLUTION URGING MIAMI-DADE COUNTY TO MOVE FORWARD WITH THE RELOCATION OF THE DADE COUNTY YOUTH FAIR TO SOUTH DADE; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Roger Coriat

Attachments: [Council Member Memo - Support of Homestead Reso R2015-12-130](#)
[Council Member Memo - Attachment A - Homestead Resolution R2015-12-130](#)
[Council Member Memo - Attachment B - Congressional and State Legislative E Resolution - Support of Homestead Reso R2015-12-130](#)
[Resolution - Exhibit A - Homestead Resolution R2015-12-130](#)

- E. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SELECTING TLC ENGINEERING FOR ARCHITECTURE, INC. TO PROVIDE PROFESSIONAL SERVICES FOR HVAC EQUIPMENT AND CONTROLS (DESIGN, BIDDING, AND CONSTRUCTION MANAGEMENT SERVICES); AUTHORIZING THE TOWN MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo - Award of RFQ 15-12 HVAC Equipment and Controls](#)
[Manager Memo - Attachment A - RFQ 15-12](#)
[Manager Memo - Attachment B - Advertisement](#)
[Manager Memo - Attachment C - Mandatory Pre-Bid Meeting](#)
[Manager Memo - Attachment D - Submitted Proposals](#)
[Manager Memo - Attachment E - Selection Committee Appointment](#)
[Manager Memo - Attachment F - Selection Committee Evaluations](#)
[Manager Memo - Attachment G - Selection Committee Recommendation](#)
[Manager Memo - Attachment H - TLC Submittal Package](#)
[Resolution - Award of RFQ 15-12 HVAC Equipment and Controls](#)
[Resolution - Exhibit A - Agreement](#)

- F. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, FORMALLY REQUESTING THAT THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS RENAME S.W. 212 STREET BETWEEN S.W. 85 AVENUE TO S.W. 87 AVENUE TO TIGER SHARK WAY; PROVIDING FOR AUTHORIZATION FOR THE TOWN MANAGER AND/OR DELEGATE TO ADVOCATE FOR SAME; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Mayor Peggy Bell

Attachments: [Council Member Memo - Renaming SW 212 Street to Tiger Shark Way](#)
[Council Member Memo - Attachment A - Town Reso 13-86 Rename Schools](#)
[Council Member Memo - Attachment B - MDCPS Renaming Agenda Item](#)
[Council Member Memo - Attachment C - CBSHS SGA Renaming Request](#)
[Resolution - Renaming SW 212 Street Tiger Shark Way](#)

- G. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SUPPORTING THE WORLD HEALTH ORGANIZATION'S AGE-FRIENDLY CITIES AND COMMUNITIES PROGRAM AND APPROVING THE TOWN'S ENROLLMENT INTO THE AARP AGE FRIENDLY COMMUNITIES INITIATIVE; PROVIDING FOR TRANSMITTAL; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Sue Ellen Loyzelle

Attachments: [Council Member Memo - AARP AgeFriendly Community](#)
[Council Member Memo - Attachment A - Age-Friendly Presentation](#)
[Council Member Memo - Attachment B - Age-Friendly Community App](#)
[Resolution - AARP Age Friendly Community](#)

- H. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, URGING THE FLORIDA LEGISLATURE TO OPPOSE HOUSE BILL 401 WHICH PROVIDES IMMUNITY FROM LIABILITY FOR A HEALTH CARE FACILITY, HEALTH CARE PROVIDER, PERSON, CLOSELY HELD ORGANIZATION, RELIGIOUS INSTITUTION, BUSINESS OWNED OR OPERATED BY RELIGIOUS INSTITUTION, OR PRIVATE CHILD-PLACING AGENCY THAT REFUSES TO PERFORM CERTAIN ACTIONS THAT WOULD BE CONTRARY TO RELIGIOUS OR MORAL CONVICTIONS OR POLICIES; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Mayor Peggy Bell

Attachments: [Council Member Memo - Opposing HB 401](#)
[Council Member Memo - Attachment A - HB 401](#)
[Resolution - Opposing HB 401](#)
[Resolution - Exhibit A - Miami Beach Resolution No. 2015-29215](#)

- I. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, URGING THE FLORIDA LEGISLATURE TO ENACT SENATE BILL 166 OR SIMILAR LEGISLATION PROHIBITING HYDRAULIC FRACTURING IN THE STATE OF FLORIDA; PROVIDING FOR TRANSMITTAL; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Council Member Mary Ann Mixon

Attachments: [Council Member Memo - Supporting SB 166 - Ban Fracking](#)
[Council Member Memo - Attachment A - FLSB 166 - Ban Fracking](#)
[Resolution - Supporting SB 166 - Ban Fracking](#)

- J. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, URGING THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION NOT TO CONSIDER EXPANDING THE PRACTICE OF "HUNTING", "CATTLE GRAZING" OR "TIMBER HARVESTING" AS POSSIBLE ACTIVITIES ON STATE PARKS; PROVIDING FOR TRANSMITTAL; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Council Member Mary Ann Mixon

Attachments: [Council Member Memo - Opposing Hunting in State Parks](#)
[Resolution - Opposing Hunting in State Parks](#)

8. RESOLUTIONS

9. QUASI-JUDICIAL HEARINGS (PUBLIC HEARING REQUIRED)

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

11. ORDINANCES FOR FIRST READING (PUBLIC HEARING REQUIRED)

- A. AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING SECTION 3-30 OF THE TOWN CODE OF ORDINANCES RELATING TO GENERAL REQUIREMENTS FOR APPLICATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo - Amending Ordinance for Cost Recovery](#)
[Manager Memo - Attachment A - Cost Recovery Schedule](#)
[Ordinance - First Reading - Cost Recovery](#)

12. ORDINANCES FOR SECOND READING (PUBLIC HEARING REQUIRED)

13. PUBLIC COMMENTS

14. MAYOR AND COUNCIL COMMENTS

15. OTHER BUSINESS

16. 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.