

Town of Cutler Bay

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



Meeting Agenda

Wednesday, May 18, 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

- A. · Proclamation- Amyotrophic Lateral Sclerosis (ALS) Month
- B. · Presentation- Palmetto Raiders Football Program- Clarence Moss, Commissioner
- C. · Certificate of Appreciation- Cutler Bay Solar Solutions
- D. · Presentation- Lenzey Stidham, Miss Cutler Bay USA

3. APPROVAL OF MINUTES

- A. · April 20 2016 Local Planning Agency Minutes
- April 20 2016 Regular Town Council Minutes

Attachments: [042016 LPA Minutes](#)

[042016 RTC Minutes](#)

4. TOWN COUNCIL ANNOUNCEMENTS

- A. · Mayor Bell Monthly Report April 15-May 12 2016

Attachments: [Mayor Bell Monthly Report April 15-May 12 2016](#)

5. PUBLIC COMMENTS

6. REPORTS

- A. TOWN MANAGER'S 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, AUTHORIZING THE TOWN MANAGER TO ISSUE A PURCHASE ORDER TO MARLIN ENGINEERING, INC. FOR PHASE I OF THE TOWN-WIDE TRAFFIC CALMING ALTERNATIVES STUDY; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Mayor Peggy Bell

Attachments: [Manager Memo-Issuance of PO to Marlin Eng Inc](#)

[Manager Memo-Attach A-Marlin Eng Proposal](#)

[Resolution-Issuance of PO to Marlin Eng Inc](#)

[Resolution Exhibit A-Marlin Engineering Proposal](#)

- B. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING THE CODESIGNATION OF THAT PORTION OF S.W. 212 STREET, BETWEEN S.W. 85 AVENUE AND S.W. 87 AVENUE, AS TIGER SHARK WAY; PROVIDING FOR AUTHORIZATION FOR THE TOWN MANAGER AND/OR DELEGATE TO ADVOCATE FOR SAME; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Codesignation SW 212 ST Tiger Shark Way](#)

[Resolution-Codesignation SW 212 ST Tiger Shark Way](#)

- C. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SUPPORTING THE MIAMI-DADE COUNTY RESOLUTION URGING THE UNITED STATES ARMY CORPS OF ENGINEERS, THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT TO EXPEDITE PHASE II OF THE BISCAYNE BAY COASTAL WETLANDS PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Council Member Roger Coriat

Attachments: [Council Member Memo-Supporting BCC Reso R-325-16](#)

[Resolution-Supporting BCC Reso R-325-16](#)

[Resolution-Exhibit A-Supporting BCC Reso R-325-16](#)

- D. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, RELATING TO THE ADOPTION OF THE TOWN FLOODPLAIN MANAGEMENT PROGRAM FOR PUBLIC INFORMATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Council Member Mary Ann Mixon

Attachments: [Manager Memo-Adopting a Program for Public Information](#)

[Manager Memo-Attachment A-2013 CRS Coordinators Manual](#)

[Resolution-Adopting a Program for Public Information](#)

[Resolution-Exhibit A-Program for Public Information](#)

- E. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING THE PROFESSIONAL CONSULTING SERVICES AGREEMENT BETWEEN THE TOWN AND DEBRA E. EASTMAN, MMC; PROVIDING FOR A WAIVER OF COMPETITIVE BIDDING; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo - Consulting Services Agreement](#)
[Manager Memo- Attachment A- Consulting Services Agreement](#)
[Resolution - Consulting Services Agreement](#)
[Resolution - Exhibit A - Consulting Services Agreement](#)

8. RESOLUTIONS

9. QUASI-JUDICIAL HEARINGS (PUBLIC HEARING REQUIRED)

- A. AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING THE REQUEST OF CHANTERELLE PROPERTIES, INC. TO PERMIT A REZONING FROM SR (SINGLE-FAMILY RESIDENTIAL DISTRICT) TO NR (NEIGHBORHOOD RESIDENTIAL DISTRICT) ON PROPERTY GENERALLY LOCATED ON S.W. 200TH TERRACE AND S.W. 87TH AVENUE (FOLIO NUMBER 36-6009-002-1820), AS LEGALLY DESCRIBED IN EXHIBIT "A", CONSISTING OF APPROXIMATELY 1.08 ACRES; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-2nd Reading-Giraud Rezoning ZC-2016-001](#)
[Manager Memo-2nd Reading-Attachment A-CGA Report](#)
[Manager Memo-2nd Reading-Attachment B-Notices Advertisement](#)
[Ordinance-2nd Reading-Giraud Rezoning ZC-2016-001](#)
[Manager Memo- 1st Reading- Giraud Rezoning ZC-2016-001](#)
[Manager Memo- 1st Reading- Attachment A- CGA Report](#)
[Manager Memo- 1st Reading- Attachment B- Notices](#)
[Ordinance- 1st Reading- Giraud Rezoning ZC-2016-001](#)

- B.** AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING THE ZONING MAP TO PERMIT A REZONING FROM NC-2 (NEIGHBORHOOD CENTER 2) TO MR-13 (MULTIFAMILY RESIDENTIAL DISTRICT) ON PROPERTY GENERALLY LOCATED SOUTH OF SW 216TH STREET BETWEEN SW 93RD PATH AND SW 88TH PLACE (FOLIO NUMBER 36-6016-000-0027), AS LEGALLY DESCRIBED IN APPENDIX "B", CONSISTING OF APPROXIMATELY +/-18.57 ACRES; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Mgr Memo-1st Read-ArcTreo ZC-2015-016](#)
[Mgr Memo-1st Read-Attachment A-CGA Report](#)
[Mgr Memo-1st Read-Appen A-Ltr Intent App](#)
[Mgr Memo-1st Read-Appen B-Sketch Legal Descrip](#)
[Mgr Memo-1st Read-Appen C-Location Map](#)
[Mgr Memo-1st Read-Appen D- Zoning Maps](#)
[Mgr Memo-1st Read-Appen E-Ad Notice Posting](#)
[Ordinance-1st Read-ArcTreo ZC-2015-016](#)
[Ordinance-Exhibit A-ArcTreo ZC-2015-016](#)

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 3-168 OF THE TOWN CODE OF ORDINANCES, ENTITLED "WALLS, FENCES AND HEDGES;" PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Mayor Peggy Bell

Attachments: [Manager Memo-1st Reading-Amending Walls Fences and Hedges](#)
[Manager Memo-Attachment A-Photos of Existing Conditions](#)
[Ordinance-1st Reading-Amending Walls Fences and Hedges](#)

- B.** AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING THE FUTURE LAND USE MAP (FLUM) WITHIN THE TOWN'S COMPREHENSIVE PLAN FROM MIXED-USE TO MEDIUM DENSITY ON PROPERTY GENERALLY LOCATED SOUTH OF S.W. 216TH STREET BETWEEN S.W. 92ND PLACE AND S.W. 89TH COURT (FOLIO NUMBER 36-6016-000-0027), AS LEGALLY DESCRIBED IN EXHIBIT "A", CONSISTING OF APPROXIMATELY 18.57 ACRES; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-1st Reading-Arc treo FLUM-2015-015](#)

[Mgr Memo-1st Read-Attachment A-CGA Report](#)

[Mgr Memo-1st Read-Appen A- Land Use Map App](#)

[Mgr Memo-1st Read-Appen B-Sketch Legal Descrip](#)

[Mgr Memo-1st Read-Appen C-Location Map](#)

[Mgr Memo-1st Read-Appen D-Transpor Analysis](#)

[Mgr Memo-1st Read-Appen E-Water Sewer Avail](#)

[Mgr Memo-1st Read-Appen F-School Concurr Lttr](#)

[Mgr Memo-1st Read-Appen G-Solid Waste](#)

[Mgr Memo-1st Read-Appen H-Envrionment Report](#)

[Mgr Memo-1st Read-Appen I-Flood Map](#)

[Mgr Memo-1st Read-Appen J-Fire Rescue Svc](#)

[Mgr Memo-1st Read-Appen K-Land Use Map](#)

[Mgr Memo-1st Read-Appen L-Ad Notices Posting](#)

[Ordinance-1st Read-Arc Treo FLUM 2015-015](#)

[Ordinance-Exhibit A-Arc Treo FLUM 2015-015](#)

12. ORDINANCES FOR SECOND READING (PUBLIC HEARING REQUIRED)

- A.** AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING SECTION 3-57 OF THE TOWN CODE OF ORDINANCES RELATING TO NR, NEIGHBORHOOD RESIDENTIAL DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-2nd Reading-Amending NR District](#)
[Manager Memo-2nd Reading-Attachment A-Proof of Advertisement](#)
[Manager Memo-2nd Reading-Attachment B-Town Zoning District Map](#)
[Manager Memo-2nd Reading-Attachment C-Town Future Land Use Map](#)
[Ordinance-2nd Reading-Amending NR District](#)
[Manager Memo- 1st Reading- Amending NR District](#)
[Manager Memo- 1st Reading- Attachment A- Proof of Advertisement](#)
[Manager Memo- 1st Reading- Attachment B- Town Zoning District Map](#)
[Manager Memo- 1st Reading- Attachment C- Town Future Land Use Map](#)
[Ordinance- 1st Reading- Amending NR District](#)

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.

