



# Town of Cutler Bay

Town Hall  
10720 Caribbean Blvd  
Cutler Bay, FL 33189

## Meeting Minutes 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*

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Wednesday, January 20, 2016

7:00 PM

Council Chambers

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## **1. CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE, MOMENT OF SILENCE & INVOCATION**

Mayor Bell called the meeting to order at 7:13PM. Town Clerk Jacqueline Wilson called the roll. Mayor Bell led the Pledge of Allegiance.

**Present:** 5 - Mayor Peggy Bell, Vice Mayor Ernest Sochin, Council Member Mary Ann Mixon, Council Member Sue Ellen Loyzelle and Council Member Roger Coriat

## **2. PROCLAMATIONS, AWARDS, AND PRESENTATIONS**

Mayor Bell and members of the Town Council announced Vice Mayor Sochin's birthday and invited Town staff and Mrs. Rhoda Sochin, wife of Vice Mayor Sochin to participate in celebratory photos and to sing Happy Birthday.

## **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

A motion was made by Vice Mayor Sochin, seconded by Council Member Coriat, that the Minutes be approved. Mayor Bell called for the vote and the motion passed 5-0.

## **4. TOWN COUNCIL ANNOUNCEMENTS**

Council Member Loyzelle reported on attendance at the Chili Cook Off and Golf Cart Rodeo Event and thanked all involved for their efforts.

Vice Mayor Sochin spoke on efforts to remove golf cart access restriction to Black Point Marina and reported on attendance at the Martin Luther King Jr. Parade.

Mayor Bell echoed gratitude for all involved with golf cart outreach and legislative efforts for golf cart access.

Council Member Coriat reported on attendance at the From Home to Home Exhibit at the Alper JCC Childrens Museum and on attendance at the Symposium for Human Trafficking at Southwood Middle School.

Council Member Mixon reported on attendance at the Human Trafficking Discussion at Cutler Bay Senior High School.

Mayor Bell also spoke on Human Trafficking issue and is working with the Town Manager to arrange a Human Trafficking Symposium at Town Hall to raise awareness. Mayor Bell reported on the State of the Town Address also reported on attendance at several events and meetings. Mayor Bell also reported on attendance at the Miami-Dade Board of County Commissioners Meeting and announced approval of the Town's funding request for the extension of the Caribbean Boulevard Roadway Improvement Project Gap#2. Mayor Bell thanked Commissioner Daniella Levine Cava for sponsoring this item, the Board of County Commissioners for approval and Commissioner Dennis Moss for support. Mayor Bell also reported on a meeting with newly appointed Metropolitan Planning Organization Director Aileen Bouclé.

Council Member Loyzelle announced Miami-Dade Animal Services Blanket Drive accepting donations through January 30, 2016 and Miami-Dade County Days in Tallahassee on February 8-10, 2016.

## 5. PUBLIC COMMENTS

Mayor Bell opened Public Comments. Mr. James Woodard thanked Mayor Bell and Council Member Mixon for sponsoring a Resolution opposing bear hunting and expressed support. Mr. Steve Zarzecki reported on a traffic accident that occurred on January 19, 2016 and expressed traffic concerns. Mr. Arthur "AJ" Meyer spoke in favor of supporting the City of Homestead Resolution urging Miami-Dade County to move forward with the relocation of the Dade County Youth Fair to South Dade. Mr. Meyer also reported on recent appointment to the Miami-Dade Expressway Authority. Mr. Calvin Gilles expressed concern with the 92nd Avenue and 216 Street intersection suggested implementation of a roundabout. Ms. Rosa Gonzalez expressed traffic concerns associated with the Caribbean Boulevard Roadway Improvement Project planned detour. Mr. Ricky Fernandez expressed traffic concerns associated with the Caribbean Boulevard Roadway Improvement Project planned detour. Mr. Henry Clifford expressed enthusiasm with Old Cutler Road and Caribbean Boulevard roadway projects and spoke on traffic calming and in support of the Resolution opposing bear hunting. Mayor Bell closed Public Comments.

## 6. REPORTS

### A. TOWN MANAGER'S REPORT

- Robert Daddario, Finance Department- Quarterly Financial Report

Finance Director Robert Daddario presented an overview of the Town's Quarterly Financial Report and the results from the year and fourth quarter ended September 30, 2015.

Town Manager Rafael Casals introduced Peter Zaharakos and welcomed him as the new Police Lieutenant. Town Manager Rafael Casals announced extended operating hours for Code Compliance (7AM-5PM) and new implementation of a hotline to report code violations (786) 573-5551. Town Manager Rafael Casals also announced the site plan application for Cutler Properties to come before the Town Council at the March 16, 2016 Regular Town Council Meeting. Gary Ratay and Alina Philipp of Kimley Horn and Associates presented an update on the Caribbean Boulevard Roadway Improvement Project and discussed the planned detour.

## B. TOWN ATTORNEY'S REPORT

Town Attorney Mitchell Bierman provided an update on Municode Codification.

## C. TOWN CLERK'S REPORT

Town Clerk Jacqueline Wilson announced the State of the Town Address video has been uploaded to the Town website. Town Clerk Jacqueline Wilson also announced several upcoming events and requested clarification from the Council regarding a potential February Workshop to discuss various items. A motion was made by Council Member Loyzelle, seconded by Council Member Mixon to schedule a Town Council Workshop on February 24, 2016 at 6PM. Mayor Bell called for the vote and the motion passed 4-1 with Vice Mayor Sochin in opposition. Town Clerk Jacqueline Wilson also reported on the vacant position in the Town Clerk Office.

## D. BOARD AND COMMITTEE REPORTS

Council Member Coriat reported on the progress of the Parks and Recreation Committee and the installation of the Weatherbug Lightening Detection System at Cutler Ridge Park, Franjo Park, Lakes by the Bay Park and Bel Air Park. Council Member Coriat reported on current and upcoming park maintenance projects. Council Member Coriat also announced the Tour de Parks Bike Ride Event on January 23, 2016, the Wings Over the Bay Event on February 20, 2016 and the next Parks and Recreation Committee Meeting on February 1, 2016. Council Member Mixon reported on the progress of the Floodplain Mitigation Plan Committee and announced the next committee meeting on March 24, 2016. Vice Mayor Sochin reported on the progress of the Education Advisory Committee and a new homework initiative. Council Member Loyzelle reported on the progress of the Communities for a Lifetime Committee and announced the next committee meeting on February 3, 2016. Council Member Loyzelle also reported on a pending resignation which will result in a vacancy on the committee. There was discussion regarding other pending committee vacancies. Council Member Loyzelle announced the Communities for a Lifetime Special Committee Meeting on February 6, 2016 to complete their Strategic Plan.

## 7. CONSENT AGENDA

Council Member Coriat requested to pull item E from the Consent Agenda. Mayor Bell requested to pull item G from the Consent Agenda. A motion was made by Council Member Coriat, seconded by Council Member Mixon to approve

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items A, B, C, D, F, H, I and J on the Consent Agenda. Mayor Bell called for the vote and the motion passed 5-0.

- 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.

**This Resolution was adopted on Consent.**

- 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.

**This Resolution was adopted on Consent.**

- 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.

**This Resolution was adopted on Consent.**

- 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.

**This Resolution was adopted on Consent.**

- 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.

**Town Clerk Jacqueline Wilson read the title of the Resolution. Council Member Coriat disclosed relation through marriage to Attachment H submittal package Respondent Eric Gonzalez. Council Member Coriat confirmed no special financial benefit nor conflict of interest through clarification from Town Attorney Robert Myer. A motion was made by Vice Mayor Sochin, seconded by Council Member Mixon that this Resolution be adopted. Council Member Loyzelle identified an error in the Manager Memo. Mayor Bell called for the vote and the**

motion passed 5-0.

- 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.

**This Resolution was adopted on Consent.**

- 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.

**Town Clerk Jacqueline Wilson read the title of the Resolution. Mayor Bell requested clarification on the item. Council Member Loyzelle introduced Communities for a Lifetime Vice Chair, Jose Rodriguez to present background on the item and requested Council approval to move forward with application submittal. A motion was made by Vice Mayor Sochin, seconded by Council Member Nixon, that this Resolution be adopted. Mayor Bell called for the vote and the motion passed 5-0.**

- 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.

**This Resolution was adopted on Consent.**

- 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.

**This Resolution was adopted on Consent.**

- 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.

This Resolution was adopted on Consent.

**8. RESOLUTIONS**

There were no Resolutions.

**9. QUASI-JUDICIAL HEARINGS (PUBLIC HEARING REQUIRED)**

There were no Quasi-Judicial items.

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

There were no Ordinances for first reading not requiring a public hearing.

**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.

Town Clerk Jacqueline Wilson read the title of the Ordinance. Planning and Zoning Director Kathryn Lyon briefed the Council on the item with support from Calvin Giordano & Associates Consultant, Sarah Sinatra Gould. Mayor Bell opened the public hearing. There being no one wishing to speak, Mayor Bell closed the public hearing. A motion was made by Vice Mayor Sochin, seconded by Council Member Coriat, that this Ordinance be approved on first reading. The motion carried by the following vote:

Yes: 5 - Mayor Peggy Bell, Vice Mayor Ernest Sochin, Council Member Mary Ann Mixon, Council Member Sue Ellen Loyzelle and Council Member Roger Coriat

**12. ORDINANCES FOR SECOND READING (PUBLIC HEARING REQUIRED)**

There were no Ordinances for second reading.

**13. PUBLIC COMMENTS**

Mayor Bell opened Public Comments and there were none.

**14. MAYOR AND COUNCIL COMMENTS**

Council Member Mixon reported on Green Master Plan research efforts with the Town Manager and will bring this item forward at a future Council Meeting. Council Member Mixon also reported on a cat issue within the Town. By general consensus, the Council agreed for Council Member Mixon to move forward with Miami-Dade County Animal Services for assistance and to report progress to the Council.

**15. OTHER BUSINESS**

There was no other business.

## **16. ADJOURNMENT**

**A motion was made by Council Member Mixon to adjourn. The motion received a second from Vice Mayor Sochin. The meeting adjourned at 10:07PM.**

For complete audio recording of this meeting, please visit [www.cutlerbay-fl.gov](http://www.cutlerbay-fl.gov) or contact the Town Clerks Office at (305) 234-4262.