

Town of Cutler Bay

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



Meeting Agenda

Wednesday, April 18, 2018

7:00 PM

Council Chambers

Town Council

MAYOR AND COUNCIL MEMBERS

*Mayor Peggy R. Bell
Vice Mayor Sue Ellen Loyzelle
Council Member Mary Ann L. Mixon
Council Member Michael P. Callahan
Council Member Roger Coriat*

CHARTER OFFICIALS

*Town Attorney Mitchell Bierman
Town Attorney Chad Friedman
Town Manager Rafael G. Casals
Town Clerk Debra E. Eastman, MMC*

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 GUEST@TOWNOFCUTLERBAY is now available in the Town Council Chambers. Once connected, you will be redirected to the new splash page where you must read the Terms of Service and click "I Accept Connect Me Now". Please make note there is a maximum of two (2) hours before you are automatically disconnected from the WiFi and must reconnect.

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

2. TOWN COUNCIL ANNOUNCEMENTS, BOARD & COMMITTEE REPORTS

A. · Charter Revision Commission Final Report

Attachments: [Clerk Memo-Charter Revision Commission Final Report](#)
[Charter Revision Commission 2018 Members-Attachment 1](#)
[Charter Revision Commission 2018 Final Report-Attachment 2](#)

B. · Mayor Bell April 2018 Report · Vice Mayor Loyzelle April 2018 Report · Council Member Mixon April 2018 Report · Council Member Callahan April 2018 Report · Council Member Coriat April 2018 Report

Attachments: [Mayor Bell April 2018 Report](#)
[Vice Mayor Loyzelle April 2018 Report](#)
[Council Member Mixon April 2018 Report](#)
[Council Member Callahan April 2018 Report](#)
[Council Member Coriat April 2018 Report](#)

C. · Town Council Efficiency/Decorum

Sponsors: Council Member Mary Ann Mixon

3. PUBLIC COMMENTS

4. REPORTS

A. TOWN MANAGER'S REPORT

· Town Manager Monthly Report April 2018

Attachments: [Town Manager Monthly Report April 2018](#)

- Robert Daddario, Finance Department-Quarterly Financial Report

Attachments: [FY 2017-18 First Quarterly Financial Report](#)

B. TOWN ATTORNEY'S REPORT

C. TOWN CLERK'S REPORT

5. CONSENT AGENDA

APPROVAL OF MINUTES

- A.
- March 14 2018 Special Call Meeting Minutes
 - March 21 2018 Regular Town Council Minutes
 - March 29 2018 Town Council Workshop Minutes

Attachments: [03-14-18 SCM Minutes](#)

[03-21-18 RTC Minutes](#)

[03-29-18 TCW Minutes](#)

- B. 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 R.J. BEHAR & COMPANY, INC. FOR CONSTRUCTION ENGINEERING AND INSPECTION SERVICES FOR THE SAGA BAY 1.2 SUB-BASIN WATER QUALITY IMPROVEMENT PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Issuance of PO RJ Behar CEI Saga Bay 1.2](#)

[Manager Memo-Attachment A-Saga Bay 1.2 Project Proposal](#)

[Resolution-Issuance of PO RJ Behar CEI Saga Bay 1.2](#)

[Resolution-Exhibit A-Saga Bay 1.2 Project Proposal](#)

- C. 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 STANTEC CONSULTING SERVICES, INC. FOR FRANJO PARK LIGHTING IMPROVEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Issuance of PO Stantec Franjo Park Lighting](#)

[Manager Memo-Attachment A-Franjo Park Closure Flyer](#)

[Resolution-Issuance of PO Stantec Franjo Park Lighting](#)

[Resolution-Exhibit A-Franjo Park Lighting Proposal](#)

- D.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING AN AWARD OF \$7,500 IN GRANT FUNDING FROM THE CUTLER BAY COMMUNITY FUND TO SUPPORT LOCAL NOT-FOR-PROFIT ORGANIZATIONS IN FURTHERING THE EDUCATIONAL DEVELOPMENT OF THE TOWN'S YOUTH; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Approving Cutler Bay Fund Grants-1Qtr 2018](#)
[Manager Memo-Attach A-Community Fund Financial Statement](#)
[Manager Memo-Attach B-COAST Application-1Qtr 2018](#)
[Manager Memo-Attach C-DEEP Application-1Qtr 2018](#)
[Manager Memo-Attach D-EDGE Application-1Qtr 2018](#)
[Resolution-Approving Cutler Bay Fund Grants-1Qtr 2018](#)

- E.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SELECTING ACOSTA TRACTORS, INC. FOR CONSTRUCTION OF THE SW 100 AVENUE STORMWATER RETROFIT PROJECT; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Award of ITB 17-08 SW 100 Ave](#)
[Manager Memo-Attachment A-Advertisement ITB 17-08](#)
[Manager Memo-Attachment B-Mandatory Pre ITB Sign In Sheets](#)
[Manager Memo-Attachment C-Bid Submittal Review](#)
[Manager Memo-Attachment D-Bidder Submittal Package](#)
[Resolution-Award of ITB 17-08 SW 100 Ave](#)
[Resolution-Exhibit A-Agreement-ITB 17-08 SW 100 Ave](#)

- F.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE ISSUANCE OF AN INVITATION TO BID (ITB) FOR CONSTRUCTION SERVICES FOR THE CANOE/KAYAK LAUNCH AT LAKES BY THE BAY PARK PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Issuance of ITB Canoe Kayak Launch](#)
[Manager Memo-Attachment A-Canoe Kayak Launch Plans](#)
[Resolution-Issuance of ITB Canoe Kayak Launch](#)
[Resolution-Exhibit A-ITB 18-02 Canoe Kayak Launch](#)

- G. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, RATIFYING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH MAD 4 MARKETING, INC. FOR PUBLIC OUTREACH SERVICES RELATED TO THE TOWN'S GENERAL OBLIGATION BOND; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Ratifying Manager Execution of PSA Mad 4 Marketing](#)
[Manager Memo-Attachment A-Consultant Proposal](#)
[Resolution-Ratifying Manger Execution of PSA Mad 4 Marketing](#)
[Resolution-Exhibit A-Professional Services Agreement Mad 4 Marketing](#)

- H. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA REQUESTING THE MIAMI-DADE COUNTY DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS TO REDUCE THE SPEED LIMIT FROM 35 MPH TO 30 MPH ALONG THE S.W. 87TH AVENUE CORRIDOR BETWEEN OLD CUTLER ROAD AND S.W. 244TH STREET; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Mayor Peggy Bell

Attachments: [Mayor Memo-Speed Limit Reduction Along SW 87 Ave](#)
[Mayor Memo-Attachment A-Town Reso 16-35 SW 87 Ave](#)
[Resolution-Speed Limit Reduction Along SW 87 Ave](#)

- I. A RESOLUTION OF THE TOWN OF CUTLER BAY, FLORIDA, SUPPORTING THE 2018 LEGISLATIVE POSITIONS OF THE INTERNATIONAL ASSOCIATION OF CHIEFS OF POLICE (IACP) TO REDUCE FIREARMS VIOLENCE AND TARGET ILLEGAL GUNS; SUPPORTING LEGISLATION PROHIBITING THE POSSESSION OR TRANSFER OF CERTAIN FIREARM ACCESSORIES; SUPPORTING LEGISLATION OPPOSING CONCEAL CARRY RECIPROCITY LEGISLATION; OPPOSING THE SALE OF ARMOR-PIERCING AND TRACER AMMUNITION; SUPPORTING LEGISLATION OPPOSING THE REMOVALS OF SILENCERS (SUPPRESSORS) FROM THE NATIONAL FIREARMS ACT OF 1934; SUPPORTING THE NATIONAL VIOLENT DEATH REPORTING SYSTEM; PROVIDING FOR TRANSMITTAL; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Mayor Peggy Bell

Attachments: [Mayor Memo-Supporting IACP 2018 Legislative Positions On Gun Control](#)
[Resolution-Supporting IACP 2018 Legislative Positions On Gun Control](#)

6. QUASI-JUDICIAL HEARINGS (PUBLIC HEARING REQUIRED)

(THESE HEARINGS ARE SCHEDULED FOR A TIME CERTAIN OF 8:00 P.M.)

EACH PARTY WILL BE LIMITED TO A PRESENTATION OF 20 MINUTES. THIS TIME LIMITATION MAY BE EXTENDED BY THE CHAIR OF THE MEETING.

- A.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING MODIFICATIONS TO CERTAIN CONDITIONS IN RESOLUTION 14-20 FOR EDUCATIONAL FACILITY USE IN THE SOUTHLAND MALL LOCATED AT 20505 SOUTH DIXIE HIGHWAY, AS LEGALLY DESCRIBED IN EXHIBIT "A", CONSISTING OF APPROXIMATELY 90.35 ACRES; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Southland Mall Modification of Conditional Use](#)
[Manager Memo-Attachment A-Town Consultant Report](#)
[Manager Memo-Attachment B- Application](#)
[Manager Memo-Attachment C-Ads Courtesy Notices and Posting](#)
[Resolution-Southland Mall Modification of Conditional Use](#)
[Resolution-Exhibit A-Legal Description](#)

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

8. ORDINANCES FOR FIRST READING (PUBLIC HEARING REQUIRED)

- A.** AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING THE TOWN'S COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT MIXED USE CATEGORY LAKES-BY-THE-BAY TO PERMIT RESIDENTIAL USES AS A PART OF A MIXED USE PROJECT; PROVIDING FOR TRANSMITTAL; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-1st Reading - Amend Comp Plan LBB FLU District](#)
[Manager Memo-Attachment A-Town Consultant Report](#)
[Manager Memo-Attachment B-Application](#)
[Manager Memo-Attachment C-Advertisement](#)
[Ordinance-1st Reading-Amend Comp Plan LBB FLU District](#)
[Ordinance-1st Reading-Exhibit A-Comp Plan Amendment](#)

- B.** AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING SECTION 3-58 OF THE CODE OF ORDINANCES NC, NEIGHBORHOOD CENTER DISTRICT REGARDING RESIDENTIAL USES AND RELATED LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-1st Reading-Amending NC Zoning District](#)
[Manager Memo-Attachment A-Town Consultant Report](#)
[Manager Memo-Attachment B-Application](#)
[Manager Memo-Attachment C-Advertisement](#)
[Ordinance-1st Reading-Amending NC Zoning District](#)

9. ORDINANCES FOR SECOND READING (PUBLIC HEARING REQUIRED)**10. RESOLUTIONS****11. PUBLIC COMMENTS****12. 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.