

Town of Cutler Bay

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



Meeting Agenda

Wednesday, April 19, 2017

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
Interim 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 cbtc-wifi is now available in the Town Council Chambers, please enter townhall as the password.

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

2. TOWN COUNCIL ANNOUNCEMENTS, BOARD & COMMITTEE REPORTS

A. TOWN COUNCIL ANNOUNCEMENTS, BOARD AND COMMITTEE REPORTS

- Mayor Bell Monthly Report March 8 - April 7 2017

Attachments: [Mayor Bell Monthly Report March 8 - April 7 2017](#)

3. PUBLIC COMMENTS

4. REPORTS

A. TOWN MANAGER'S REPORT

B. TOWN ATTORNEY'S REPORT

C. TOWN CLERK'S REPORT

5. CONSENT AGENDA

A. APPROVAL OF MINUTES

- January 4 2017 Town Council Workshop Minutes
- March 15 2017 Regular Town Council Minutes
- March 29 2017 Town Council Workshop Minutes

Attachments: [01-04-17 TCW Minutes](#)

[03-15-17 RTC Minutes](#)

[03-29-17 TCW Minutes](#)

- B.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING TOWN RESOLUTION #16-54 FOR THE INSTALLATION OF OUTDOOR FITNESS EQUIPMENT AT BLUE HERON PARK AND SAGA BAY PARK; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Amend Reso 16-54 Outdoor Fitness Equipment](#)
[Manager Memo-Attach A-Parks Director Memo](#)
[Manager Memo-Attach B-Map of Park Locations](#)
[Manager Memo-Attach C-Saga Bay Station Locations](#)
[Resolution-Amend Reso 16-54 Outdoor Fitness Equipment](#)
[Resolution-Exhibit A-Reso 16-54 Outdoor Fitness Equipment](#)

- C.** 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 NEW BUS SHELTERS AT VARIOUS LOCATIONS THROUGHOUT THE TOWN; AUTHORIZING THE TOWN MANAGER TO NEGOTIATE AND ENTER INTO AN AGREEMENT WITH THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Issuance of ITB Bus Shelters Phase I](#)
[Manager Memo-Attachment A-Bus Shelter Locations](#)
[Resolution-Issuance of ITB Bus Shelters Phase I](#)
[Resolution-Exhibit A-ITB No 17-04 Bus Shelters Phase I](#)

- D.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING VISUALSCAPE, INC. PURSUANT TO REQUEST FOR PROPOSAL NO. 17-01 FOR THE TOWN'S TREE PLANTING PROGRAM; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Managers Memo-Award of RFP 17-01 Tree Planting](#)
[Manager Memo-Attach A-Advertisement-Daily Business Review](#)
[Manager Memo-Attach B-Pre RFP Meeting Sign In Sheets](#)
[Manager Memo-Attach C-Selection Committee Recommendation](#)
[Manager Memo-Attach D-Bidders Submittal Package](#)
[Resolution-Award of RFP 17-01 Tree Planting](#)
[Resolution-Exhibit A-Agreement Tree Planting](#)

- E.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING VISUALSCAPE, INC. PURSUANT TO REQUEST FOR PROPOSAL NO. 17-02 FOR THE TOWN'S TREE TRIMMING MAINTENANCE SERVICES; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Managers Memo-Award of RFP 17-02 Tree Trimming](#)
[Manager Memo-Attachment A-Advertisement](#)
[Manager Memo-Attachment B-Pre RFP Meeting Sign In Sheets](#)
[Manager Memo-Attachment C-Selection Committee Recommendation](#)
[Manager Memo-Attachment D-Bidders Submittal Package](#)
[Resolution-Award of RFP 17-02 Tree Trimming](#)
[Resolution-Exhibit A-Agreement Tree Trimming](#)

- F.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING THE CONTRACT BETWEEN THE CHILDREN'S TRUST AND THE TOWN FOR THE PROVISION OF A ROBOTICS SUMMER CAMP AT TOWN HALL; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE SAME; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Managers Memo-Accepting Childrens Trust Grant-Summer STEM](#)
[Resolution-Accepting Childrens Trust Grant-Summer STEM](#)
[Exhibit A-Childrens Trust Grant Contract-Summer YEN](#)

- G.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE ISSUANCE OF A REQUEST FOR PROPOSALS (RFP) FOR HVAC EQUIPMENT AND CONTROLS REPLACEMENT AND MAINTENANCE SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Issuance of RFP Town Center HVAC](#)
[Manager Memo-Attachment A-HVAC Contractor Letter](#)
[Resolution-Issuance of RFP Town Center HVAC](#)
[Resolution-Exhibit A-RFP No 17-05 Town Center HVAC](#)

- H.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE TOWN MANAGER TO NEGOTIATE AND ISSUE AN ADDITIONAL PURCHASE ORDER TO WOLFBERG ALVAREZ & PARTNERS FOR THE AQUATIC FACILITY CONSTRUCTION PLANS AND FINAL DESIGN SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo - Authorizing Town Manager to Negotiate and Issue PO](#)
[Resolution - Authorizing Town Manager to Negotiate and Issue PO](#)
[Resolution-Exhibit A-Aquatic Feasibility Study Part I](#)
[Resolution-Exhibit A-Aquatic Feasibility Study Part II](#)

- I. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, TO APPOINT A NEW MEMBER TO THE FLOODPLAIN MITIGATION PLAN ADVISORY COMMITTEE; AND PROVIDING FOR AN EFFECTIVE DATE.
- Attachments:** [Clerk Memo- Appointment to Floodplain Mitigation Committee](#)
[Resolution- Appointment to Floodplain Mitigation Committee](#)
[Exhibit A- Appointment to Floodplain Mitigation Committee](#)
- J. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, RELATING TO THE STATE LEGISLATIVE AGENDA OF THE TOWN OF CUTLER BAY REGARDING MUNICIPAL HOME RULE; EXPRESSING OPPOSITION TO PROPOSED FLORIDA HOUSE BILL 17, WHICH EXPRESSLY PREEMPTS LOCAL GOVERNMENT REGULATION OF BUSINESSES, PROFESSIONS, AND OCCUPATIONS TO THE STATE; AND PROVIDING FOR AN EFFECTIVE DATE.
- Sponsors:** Mayor Peggy Bell
- Attachments:** [Mayor Memo- Opposing Florida House Bill 17](#)
[Resolution- Opposing Florida House Bill 17](#)
- K. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SUPPORTING THE MIAMI-DADE LEAGUE OF CITIES RESOLUTION ENDORSING THE EXPANSION OF THE NEW STARTS TRANSIT PROGRAM (NSTP) TO FACILITATE FUNDING FOR THE STRATEGIC MIAMI AREA RAPID TRANSIT (SMART) PLAN; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.
- Sponsors:** Vice Mayor Sue Ellen Loyzelle
- Attachments:** [Council Member Memo-Supporting MDCLC Reso 2017-1](#)
[Council Member Memo-Attachment A-TPO Smart Plan](#)
[Council Member Memo-Attachment B-TPO Resolutions](#)
[Council Member Memo-Attachment C-FDOT Letter](#)
[Resolution-Supporting MDCLC Reso 2017-1 SMART Plan](#)
[Resolution-Exhibit A-MDCLC Reso 2017-1](#)
- L. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, DESIGNATING THE USE OF A SPECIFIC CONSUMER PRICE INDEX TABLE FOR CALCULATING THE INFLATION RATE; AND PROVIDING FOR AN EFFECTIVE DATE.
- Sponsors:** Mayor Peggy Bell
- Attachments:** [Manager Memo- Consumer Price Index](#)
[Manager Memo-Attachment A-Consumer Price Index](#)
[Resolution- Consumer Price Index](#)
[Resolution-Exhibit A-Consumer Price Index](#)

- M.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SELECTING TETRA TECH INC. FOR DISASTER DEBRIS MONITORING SERVICES; PROVIDING FOR WAIVER OF COMPETITIVE BIDDING; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Piggy-Back Disaster Debris Monitoring Services](#)
[Manager Memo-Attachment A-Town RFP 15-13 Bid Contents Summary](#)
[Manager Memo-Attachment B-MDC Contract RFP Price Schedule](#)
[Manager Memo-Attachment C-MDC Resolution 37-16](#)
[Resolution-Piggy Back Disaster Debris Monitoring Services](#)
[Resolution-Exhibit A-MDC Contract Tetra Tech Inc](#)

- N.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE TOWN MANAGER TO NEGOTIATE AND ISSUE AN ADDITIONAL PURCHASE ORDER TO KIMLEY HORN & ASSOCIATES, INC. FOR THE TOWN CENTER PLAZA CONSTRUCTION PLANS AND FINAL DESIGN SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo - Authorizing Town Manager to Negotiate and Issue PO](#)
[Resolution - Authorizing Town Manager to Negotiate and Issue PO](#)
[Resolution-Exhibit A-Town Center Plaza Final Report](#)

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.

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

8. ORDINANCES FOR FIRST READING (PUBLIC HEARING REQUIRED)

9. ORDINANCES FOR SECOND READING (PUBLIC HEARING REQUIRED)

- A.** AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA AMENDING THE COASTAL MANAGEMENT ELEMENT WITHIN THE TOWN'S COMPREHENSIVE PLAN TO BE CONSISTENT WITH RECENT STATE LAW LEGISLATION; PROVIDING FOR TRANSMITTAL; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-2nd Reading-Coastal Mgmt Element](#)
[Manager Memo- 2nd Reading-Attachment A-Coast Mgmt Element](#)
[Manager Memo - 2nd Reading - Attachment B-Proof of Advertisement](#)
[Ordinance- 2nd Reading- Amending Comp Plan-Coastal Mgmt Element](#)
[Ordinance- 2nd Reading- Exhibit A-Coast Mgmt Element](#)
[Manager Memo-1st Reading-Coastal Mgmt Element](#)
[Manager Memo-Attachment A-State DEO Letter](#)
[Manager Memo-Attachment B-Advertisement](#)
[Ordinance-Amending Comp Plan-Coastal Mgmt Element](#)
[Ordinance-1st Reading Exhibit A-Coastal Mgmt Element](#)

10. RESOLUTIONS

- A.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE TOWN MANAGER TO EXPEND FUNDS IN THE AMOUNT OF \$27,275 FOR THE PURCHASE OF EQUIPMENT AS PER THE EXECUTED INTERLOCAL AGREEMENT BETWEEN THE MIAMI DADE COUNTY PUBLIC SCHOOLS AND THE TOWN; AND PROVIDING FOR AN EFFECTIVE DATE. (*previously deferred per March 15, 2017 Regular Town Council Meeting to date certain April 19, 2017 Regular Town Council Meeting)

Attachments: [Manager Memo - 2017-18 MDCPS Equipment Request Def](#)
[Manager Memo - 2017-18 MDCPS Equipment Request](#)
[Manager Memo-Attachment A-2017-18 MDCPS Equipment Request](#)
[Resolution - 2017-18 MDCPS Equipment Request](#)
[Resolution-Exhibit A-2017-18 MDCPS Equipment Request](#)

- B.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING AN AGREEMENT WITH DEBRA E. EASTMAN, MMC AS THE TOWN CLERK; AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT RELATED TO THE SAME; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsors: Mayor Peggy Bell

Attachments: [Mayor Memo- Approving Town Clerk Employment Agreement](#)
[Resolution - Approving Town Clerk Employment Agreement](#)
[Exhibit A- Approving Town Clerk Employment Agreement](#)

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.