

# **Town of Cutler Bay**

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



## **Meeting Agenda**

**Wednesday, July 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, ICMA-CM, CFM  
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.**
- Mayor Bell July 2018 Report
  - Vice Mayor Loyzelle July 2018 Report
  - Council Member Mixon July 2018 Report
  - Council Member Callahan 2018 Report
  - Council Member Coriat 2018 Report

**Attachments:** [Mayor Bell July 2018 Report](#)

[Vice Mayor Loyzelle July 2018 Report](#)

[Council Member Mixon July 2018 Report](#)

[Council Member Callahan July 2018 Report](#)

[Council Member Coriat July 2018 Report](#)

## **3. PUBLIC COMMENTS**

## **4. REPORTS**

### **A. TOWN MANAGER'S REPORT**

- Town Manager Monthly Report July 2018

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

- 2017 CAFR and Governance Letter

**Attachments:** [2017 CAFR and Governance Letter](#)

- G.O. Bond Referendum Summary of Expenditures

**Attachments:** [G.O. Bond Referendum Summary of Expenditures](#)

### **B. TOWN ATTORNEY'S REPORT**

### **C. TOWN CLERK'S REPORT**

## 5. CONSENT AGENDA

### APPROVAL OF MINUTES

- A.     ·     May 16, 2018 Regular Town Council Minutes  
       ·     July 3, 2018 Monsignor Bryan Walsh Children's Village Tour Minutes

**Attachments:** [05-16-18 RTC Minutes](#)

[07-03-18 Monsignor Bryan Walsh Children's Village Tour Minutes](#)

- B.     A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SUPPORTING THE CITY OF SOUTH MIAMI'S RESOLUTION ENCOURAGING THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS TO BAN PLASTIC STRAWS OR RESTRICT THEIR USE; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

**Sponsors:** Council Member Roger Coriat

**Attachments:** [Council Memo-Support of South Miami Resolution 117-18-15150](#)

[Council Memo-Attachment A-Green Master Plan Excerpt](#)

[Resolution-Support of South Miami Resolution 117-18-15150](#)

[Resolution-Exhibit A-South Miami Resolution No 117-18-15150](#)

- C.     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 AN AFTER-SCHOOL PROGRAM AT CUTLER RIDGE PARK; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Managers Memo-Accepting Childrens Trust Grant-After School](#)

[Resolution-Accepting Childrens Trust Grant-After School](#)

[Exhibit A-Childrens Trust Grant Contract-After School](#)

- D.     A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE TOWN MANAGER TO RENEW AND EXTEND THE TOWN'S INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY FOR INFORMATION TECHNOLOGY (IT) MAINTENANCE AND SUPPORT SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-MDCITD Interlocal Agreement Extension](#)

[Manager Memo-Attach A-Reso 17-61 MDCITD Interlocal Agreement](#)

[Resolution-MDCITD Interlocal Agreement Extension](#)

[Resolution-Exhibit A-MDCITD Interlocal Agreement Extension](#)

- E. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING MAILFINANCE INC. AND NEOPOST USA, INC. FLORIDA FOR MAIL PROCESSING EQUIPMENT AND ONLINE SERVICES; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-Neopost Digital Mail Processing System](#)  
[Manager Memo-Attach A-Neopost Mail Processing System Proposal](#)  
[Manager Memo-Attach B-Neopost Mail Processing System Agreement](#)  
[Resolution-Neopost Mail Processing System Agreement](#)  
[Resolution-Exhibit A-State of Fla Contract No 44102100-17-1](#)

## 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. V-2018-025(a)  
A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING A VARIANCE APPLICATION FOR ROSS STORES INC., LOCATED AT 18437 S. DIXIE HIGHWAY, TO PERMIT FOUR (4) WALL SIGNS WHERE ONE (1) IS PERMITTED; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-Ross Stores Inc Wall Signs Variance](#)  
[Manager Memo-Attachment A-Town Consultant Report](#)  
[Manager Memo-Attachment B-Variance Application](#)  
[Manager Memo-Attachment C-Ad Courtesy Notice Posting](#)  
[Resolution-Approving Ross Stores Inc Wall Signs Variance](#)

- B. V-2018-025(b)  
A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING A VARIANCE APPLICATION FOR ROSS STORES INC., LOCATED AT 18437 S. DIXIE HIGHWAY, TO PERMIT A WALL SIGN TO BE 511 SQUARE FEET WHERE 60 SQUARE FEET IS PERMITTED; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-Ross Stores Inc Wall Sign Variance](#)  
[Manager Memo-Attachment A-Town Consultant Report](#)  
[Manager Memo-Attachment B-Variance Application](#)  
[Manager Memo-Attachment C-Ad Courtesy Notice Posting](#)  
[Resolution-Approving Ross Stores Inc Wall Sign Variance](#)

**C.** V-2018-025(c)

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING A VARIANCE APPLICATION FOR ROSS STORES INC., LOCATED AT 18437 S. DIXIE HIGHWAY, TO PERMIT A WALL SIGN TO BE 144 SQUARE FEET WHERE NO SIGN IS PERMITTED; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-Ross Stores Inc Wall Sign Variance](#)  
[Manager Memo-Attachment A-Town Consultant Report](#)  
[Manager Memo-Attachment B-Variance Application](#)  
[Manager Memo-Attachment C-Ad Courtesy Notice Posting](#)  
[Resolution-Approving Ross Stores Inc Wall Sign Variance](#)

**D.** V-2018-025(d)

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING A VARIANCE APPLICATION FOR ROSS STORES INC., LOCATED AT 18437 S. DIXIE HIGHWAY, TO PERMIT SIX (6) BANNER SIGNS PER YEAR WHERE FOUR (4) PER YEAR ARE PERMITTED; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-Ross Stores Inc Banner Sign Variance](#)  
[Manager Memo-Attachment A-Town Consultant Report](#)  
[Manager Memo-Attachment B-Variance Application](#)  
[Manager Memo-Attachment C-Ad Courtesy Notice Posting](#)  
[Resolution-Approving Ross Stores Inc Banner Signs Variance](#)

**E.** V-2018-025(e)

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING A VARIANCE APPLICATION FOR ROSS STORES INC., LOCATED AT 18437 S. DIXIE HIGHWAY, TO PERMIT TWO (2) BANNER SIGNS TO BE 144 SQUARE FEET WHERE SIXTEEN (16) SQUARE FEET IS PERMITTED; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-Ross Stores Inc Banner Sign Size Variance](#)  
[Manager Memo-Attachment A-Town Consultant Report](#)  
[Manager Memo-Attachment B-Variance Application](#)  
[Manager Memo-Attachment C-Ad Courtesy Notice Posting](#)  
[Resolution-Approving Ross Stores Inc Banner Size Variance](#)

**F. V-2018-025(f)**

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING A VARIANCE APPLICATION FOR ROSS STORES INC., LOCATED AT 18437 S. DIXIE HIGHWAY, TO PERMIT FOUR (4) BANNER SIGNS TO BE FORTY EIGHT (48) SQUARE FEET WHERE SIXTEEN (16) SQUARE FEET IS PERMITTED; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-Ross Stores Inc Banner Sign Size Variance](#)  
[Manager Memo-Attachment A-Town Consultant Report](#)  
[Manager Memo-Attachment B-Variance Application](#)  
[Manager Memo-Attachment C-Ad Courtesy Notice Posting](#)  
[Resolution-Approving Ross Stores Inc Banner Sign Size Variance](#)

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

**A. AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING CHAPTER 3 OF THE TOWN CODE, "LAND DEVELOPMENT REGULATIONS," BY CREATING A SECTION 3-18, "ENCLOSED USES" TO PROVIDE REGULATIONS FOR SUCH USES; AMENDING SECTION 3-33, "SITE PLAN APPLICATION" RELATING TO APPLICATIONS WITHIN THE TOWN CENTER DISTRICT AND CONSTRUCTION OF SINGLE-FAMILY RESIDENCES; AMENDING SECTION 3-113.5, "REQUIRED SIGNAGE" RELATING TO ASSISTED LIVING FACILITIES AND GROUP HOMES; AMENDING SECTION 3-158, "SHEDS" RELATING TO REGULATION OF SUCH STRUCTURES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**Attachments:** [Manager Memo-1st Reading-Amending Chapter 3 LDR](#)  
[Ordinance-1st Reading-Amending Chapter 3 LDR](#)

**8. ORDINANCES FOR FIRST READING (PUBLIC HEARING REQUIRED)****9. ORDINANCES FOR SECOND READING (PUBLIC HEARING REQUIRED)****10. RESOLUTIONS**

**A. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, DETERMINING THE PROPOSED MILLAGE RATE, AND THE DATE, TIME AND PLACE FOR THE FIRST AND SECOND PUBLIC BUDGET HEARINGS AS REQUIRED BY LAW; DIRECTING THE TOWN CLERK AND TOWN MANAGER TO FILE THIS RESOLUTION, IF REQUIRED, WITH THE MIAMI-DADE COUNTY PROPERTY APPRAISER; AUTHORIZING THE TOWN MANAGER TO CHANGE BUDGET HEARING DATES IF NEEDED; AND PROVIDING AN EFFECTIVE DATE.**

**Attachments:** [Manager Memo - FY 2018-19 Proposed Millage Rate](#)  
[Resolution - FY 2018-19 Proposed Millage Rate](#)

**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.