

# **Town of Cutler Bay**

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



## **Meeting Agenda**

**Wednesday, December 12, 2018**

**7:00 PM**

**Council Chambers**

### **Town Council**

#### **MAYOR AND COUNCIL MEMBERS**

*Mayor Tim Meerbott  
Vice Mayor Sue Ellen Loyzelle  
Council Member Robert "BJ" Duncan  
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 Meerbott December 2018 Report
  - Vice Mayor Loyzelle December 2018 Report
  - Council Member Duncan December 2018 Report
  - Council Member Callahan December 2018 Report
  - Council Member Coriat December 2018 Report

**Attachments:** [Mayor Meerbott December 2018 Report](#)

[Vice Mayor Loyzelle December 2018 Report](#)

[Council Member Duncan December 2018 Report](#)

[Council Member Callahan December 2018 Report](#)

[Council Member Coriat December 2018 Report](#)

## **3. PUBLIC COMMENTS**

## **4. REPORTS**

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

- 2018 Local Mitigation Strategy Annual Report

**Attachments:** [2018 Local Mitigation Strategy Annual Report](#)

- 2018 Flood Mitigation Project Annual Report

**Attachments:** [2018 Flood Mitigation Projects Annual Report](#)

- Update - Franjo Park Restorations/Upgrades
- Update - Lakes by the Bay Canoe Kayak Project
- Update - Town Hall Property Exchange Letter of Intent (Reso 18-83)

- Town Manager Monthly Report December 2018

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

B. TOWN ATTORNEY'S REPORT

C. TOWN CLERK'S REPORT

**5. CONSENT AGENDA**

- A.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, RESCINDING RESOLUTION NO. 17-82 AUTHORIZING THE TOWN MANAGER TO ISSUE A PURCHASE ORDER TO KIMLEY-HORN AND ASSOCIATES, INC. FOR THE FINAL TOWN CENTER PLAZA CONSTRUCTION PLANS AND DESIGN SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

**Sponsors:** Vice Mayor Sue Ellen Loyzelle and Council Member Michael Callahan

**Attachments:** [Council Member Memo-Rescinding Town Resolution 17-82](#)

[Council Member Memo-Attach A-Town Resolution 17-82](#)

[Council Member Memo-Attach B-Workshops Sign-in Sheets](#)

[Resolution-Rescinding Town Resolution 17-82](#)

[Resolution-Exhibit A-Town Resolution 17-82](#)

- B.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING A JOINT USE AGREEMENT WITH MATER ACADEMY FOUNDATION, INC. FOR THE USE OF MATER ACADEMY CUTLER BAY LOCATED AT 22025 SW 87 AVENUE; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-Joint Use Agreement Mater Academy](#)

[Manager Memo-Attachment A-Aerial of Mater Academy](#)

[Manager Memo-Attachment B-Town Resolution #16-37 Mater Academy](#)

[Resolution-Approving Joint Use Agreement Mater Academy](#)

[Resolution Exhibit A-Joint Use Agreement-Mater Academy](#)

- C.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, CERTIFYING AND DECLARING THE OFFICIAL RESULTS OF THE GENERAL ELECTION OF THE TOWN HELD ON NOVEMBER 6, 2018; CERTIFYING AND DECLARING THE OFFICIAL RESULTS OF THE RUN-OFF ELECTION OF THE TOWN HELD ON NOVEMBER 20, 2018; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Clerk Memo- Certification of 2018 General Special and Runoff Elections](#)

[Resolution- Confirming General Special-Runoff Elections 110618 and 112018](#)

[Resolution Exhibit A - Official Cert and Results CB General and Special 110618](#)

[Resolution Exhibit B - Official Cert and Results CB Runoff 112018](#)

- D.** 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 CONSTRUCTION PLANS AND CONSTRUCTION MANAGEMENT SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-Issuance of PO Stantec Franjo Park Restorations](#)  
[Manager Memo-Attach A-Hurricane Irma Damages at Franjo Park](#)  
[Manager Memo-Attach B-Architect General Assessment Report](#)  
[Manager Memo-Attach C-Franjo Park Aerial and Building Plans](#)  
[Manager Memo-Attach D-Stantec Engineering Inc Proposal](#)  
[Resolution-Issuance of PO Stantec Franjo Park Restorations](#)  
[Resolution-Exhibit A-Stantec Engineering Inc Proposal](#)

- E.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ACCEPTING A GRANT IN THE AMOUNT OF \$192,500.00 FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT); APPROVING A PUBLIC TRANSPORTATION GRANT AGREEMENT WITH FDOT; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-Accepting FDOT Grant-Express Shuttle Service](#)  
[Manager Memo-Attachment A-FDOT Notice of Grant Award](#)  
[Resolution - Accepting FDOT Grant-Express Shuttle Service](#)  
[Resolution Exhibit A-FDOT Contract-Express Shuttle Service](#)

- F.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, EXTENDING THE TERM OF THE PROJECT AGREEMENT WITH ENVIROWASTE SERVICES GROUP, INC. FOR THE TOWN-WIDE CATCH BASIN MAINTENANCE PROGRAM; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-Extension of Agreement with Envirowaste Services Group Inc](#)  
[Manager Memo-Attach A-Town Staff Evaluation of Doral RFP 2013-32](#)  
[Resolution-Extension of Agreement with Envirowaste Services Group Inc](#)  
[Resolution-Exhibit A-City of Doral RFP 2013-32 Contract](#)

- G. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SELECTING SUPERIOR PARK SYSTEMS, INC. FOR THE INSTALLATION OF SHADE STRUCTURES AT FRANJO PARK; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Approving Superior Park Systems For Franjo Park](#)  
[Manager Memo-Attach A-Franjo Park Damages Hurricane Irma](#)  
[Manager Memo-Attach B-Proposed Shade Structure Locations](#)  
[Manager Memo-Attach C-Photo of Single Shade Structure](#)  
[Manager Memo-Attach D-Photo of Double Shade Structures](#)  
[Manager Memo-Attach E- Superior Park Systems Proposal](#)  
[Resolution- Approving Superior Park Systems For Franjo Park](#)  
[Resolution-Exhibit A-Superior Park Systems Inc Proposal](#)

- H. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ACCEPTING A FISCAL YEAR 2018 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) ALLOCATION IN THE AMOUNT OF \$10,000; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Accepting FY 2018 Byrne Grant-Direct Allocation](#)  
[Manager Memo Attachment A-FY18 Direct JAG Funding Overview](#)  
[Resolution - Accepting 2018 Byrne Grant-Direct Allocation](#)  
[Resolution Exhibit A-Cutler Bay JAG Application-Direct Allocation](#)

- I. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ACCEPTING A FISCAL YEAR 2018 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) ALLOCATION IN THE AMOUNT OF \$4,939; PROVIDING FOR AUTHORIZATION, AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-Accepting FY 2018 Byrne Grant-County Allocation](#)  
[Manager Memo Attachment A-Countywide JAG Funding Overview](#)  
[Resolution - Accepting 2018 Byrne Grant-County Allocation](#)  
[Resolution Exhibit A-2018 Byrne Grant Application-County Allocation](#)

## 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)

- A. AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ADOPTING THE ANNUAL UPDATE TO THE CAPITAL IMPROVEMENTS ELEMENT WITHIN THE TOWN'S GROWTH MANAGEMENT PLAN; PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

Attachments: [Manager Memo-1st Reading-CIE 2018 Annual Update](#)

[Ordinance-1st Reading- CIE 2018 Annual Update](#)

[Ordinance-1st Reading-Exhibit A-CIE 2018 Annual Update](#)

## **8. ORDINANCES FOR FIRST READING (PUBLIC HEARING REQUIRED)**

## **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.