

# Town of Cutler Bay

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



## Meeting Agenda

**Monday, July 29, 2019**

**5:00 PM**

**Special Town Council Meeting**

**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*

**DECORUM POLICY**

No individuals shall make slanderous or unduly repetitive remarks or engage in any other form of behavior that disrupts or impedes the orderly conduct of the meeting, as determined by the Presiding Officer. No clapping, applauding, heckling or verbal outbursts in support or opposition to a speaker or his or her remarks shall be permitted.

Individuals addressing the Town Council must first be recognized by the Presiding Officer and must do so utilizing the designated podium in the Council Chambers. No more than one person may address the Council at a time unless specifically permitted by the Presiding Officer. Comments are to be made to the Town Council and not to the audience. Persons exiting the Council Chambers shall do so quietly. Any individuals determined to have violated the Rules of Decorum, as determined by the Presiding Officer, may be required to leave the Council Chambers.

**NOTICE TO ALL LOBBYISTS**

Any person who receives compensation, remuneration or expenses for conducting lobbying activities is required to register as a Lobbyist with the Town Clerk prior to engaging in lobbying activities before the Town Council pursuant to Sec. 2-236, Town Code and Sec. 7.6, Town Charter.

**1. CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE, & MOMENT OF SILENCE****2. TOWN COUNCIL ANNOUNCEMENTS, BOARD & COMMITTEE REPORTS****3. PUBLIC COMMENTS**

*THE PRESIDING OFFICER SHALL HAVE THE DISCRETION TO LIMIT THE LENGTH OF PUBLIC COMMENTS IN THE INTEREST OF TIME IN ORDER TO ALLOW ALL PERSONS WHO WISH TO SPEAK AN OPPORTUNITY TO DO SO.*

Any person who wishes to comment on an agenda item which is not under public hearings may be heard at this time and must sign up in advance. Please limit your comments to three (3) minutes or less, as directed by the Presiding Officer. Comments made by members of the public are important to the Town Council. If appropriate, items may be referred to town staff for review and resolution. Speakers will address the Town Council with respect. Inappropriate language will not be tolerated.

**4. REPORTS****A. TOWN MANAGER'S REPORT****B. TOWN ATTORNEY'S REPORT****C. TOWN CLERK'S REPORT****5. CONSENT AGENDA**

*ANY ITEM MAY BE REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION OR SEPARATE VOTE IF REQUESTED OR PULLED BY A COUNCIL MEMBER, THE TOWN MANAGER, THE TOWN ATTORNEY, OR THE TOWN CLERK.*

Any items shall be removed from the Consent Agenda for discussion or separate vote if requested or "pulled" by a Council Member or the Town Manager.

## **A. APPROVAL OF MINUTES**

### **6. QUASI-JUDICIAL HEARINGS (PUBLIC HEARING REQUIRED)**

*ALL PERSONS ADDRESSING THE TOWN COUNCIL SHALL BE SWORN-IN PRIOR TO GIVING TESTIMONY AND MAY BE SUBJECT TO CROSS EXAMINATION. ALL PERSONS ADDRESSING THE TOWN COUNCIL SHALL STATE THEIR NAME AND ADDRESS FOR THE RECORD.*

(These hearings are scheduled to begin being heard not later than 8:00 P.M.)

All persons addressing the Town Council shall be sworn-in prior to giving testimony and may be subject to cross examination. All persons addressing the Town Council shall state their name and address for the record.

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)**

### **10. RESOLUTIONS**

- A.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SELECTING VISUALSCAPE, INC. FOR PARKS LANDSCAPE/GROUNDS MAINTENANCE SERVICES; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE. (\*previously deferred per July 17, 2019 Regular Town Council Meeting to date certain July 29, 2019 Special Town Council Meeting.)

**Attachments:** [Manager Rejection Memo-Rejecting of All Bids RFP 19-07](#)  
[Manager Rejection Memo-Attach A-RFP No 19-07](#)  
[Manager Memo-Approving Award RFP 19-07 Landscape Maint Services-Parks](#)  
[Manager Memo-Attach A-Advertisement-Daily Business Review](#)  
[Manager Memo-Attach B-Mandatory Pre-Bid Meeting Sign-In Sheet](#)  
[Manager Memo-Attach C-Town Selection Committees Recommendation](#)  
[Manager Memo-Attach D-Bidders Submittal Package](#)  
[Resolution-Approving Award RFP 19-07 Landscape Maint Services-Parks](#)  
[Resolution-Exhibit A-Landscape Maint Services-Parks Contract](#)

- B.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING AMENDMENT NO. 3 TO THE COMPREHENSIVE PARKS LANDSCAPE/ GROUNDS MAINTENANCE SERVICES AGREEMENT BETWEEN THE TOWN AND BRIGHTVIEW LANDSCAPING SERVICES, INC.; PROVIDING FOR AUTHORIZATION; PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-Amendment to 2014 Parks Landscape Services Agreement](#)  
[Manager Memo-Attach A- BrightView Agreement Letter Amendment No. 3](#)  
[Resolution-Approving Amendment to 2014 Landscape Services Agreement](#)  
[Resolution-Exhibit A-Parks Landscape Services Agreement Amendment No. 3](#)

- C.** A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING RESOLUTION NO. 19-46 SELECTING ELECTRICAL CONTRACTING SERVICES, INC. FOR THE CUTLER RIDGE PARK LIGHTING IMPROVEMENTS PROJECT; AUTHORIZING ADDITIONAL GRANT MATCH FUNDING FOR THE CUTLER RIDGE PARK LIGHTING IMPROVEMENTS PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [Manager Memo-Amending Reso 19-46 and Authorizing Additional Grant Match](#)  
[Manager Memo-Attach A-FDACS Response Letter Additional Funding Request](#)  
[Resolution-Amending Reso 19-46 and Authorizing Additional Grant Match](#)

## 11. PUBLIC COMMENTS

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## 12. ADJOURNMENT

Pursuant to Florida Statutes 286.0105, the town hereby advises the public that if a person decides to appeal any decision made by the 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.

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. Hearing Assistance Devices are available with the Town Clerk.

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 Wi-Fi and must reconnect.

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.