

## RESOLUTION NO. 19-\_\_\_\_

### A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, MODIFYING RESOLUTION 10-75, AS AMENDED, TO PROVIDE FOR A REVISED TOWN COUNCIL AGENDA FORMAT; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, the Town Council, by Resolution 10-75, as amended from time to time, has adopted a Town Council agenda format; and

**WHEREAS**, the Town Council desires to amend the Town Council agenda format to include a notice to lobbyists, rules of decorum, and provisions related to public comments; and

**WHEREAS**, the Town Council finds such changes to be in the best interest of the residents of the Town.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, THAT:**

**Section 1. Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

**Section 2. Amendment to Resolution 10-75.** The Town Council hereby revises Resolution 10-75, as amended, to add the following:

## TOWN COUNCIL MEETING AGENDA

### **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.

### **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.

1. **CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE, & MOMENT OF SILENCE**
2. **TOWN COUNCIL ANNOUNCEMENTS & REPORTS**
  - A. TOWN COUNCIL ANNOUNCEMENTS
  - B. BOARD AND 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 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. THOSE ITEMS SHALL THEN BE HEARD UNDER RESOLUTIONS. VOICE VOTE AS TO ENTIRE CONSENT AGENDA**

**5A. APPROVAL OF MINUTES**

**6. QUASI JUDICIAL HEARINGS (PUBLIC HEARING REQUIRED)  
(THESE HEARINGS ARE SCHEDULED FOR A TIME CERTAIN  
OF 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**

**11. 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.**~~

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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.**

**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 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. 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 Wi-Fi and must reconnect.

**Section 3.**     **Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this \_\_\_\_ day of February, 2019.

\_\_\_\_\_  
TIM MEERBOTT  
Mayor

Attest:

\_\_\_\_\_  
DEBRA E. EASTMAN, MMC  
Town Clerk

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY FOR THE SOLE  
USE OF THE TOWN OF CUTLER BAY:

\_\_\_\_\_  
WEISS SEROTA HELFMAN  
COLE & BIERMAN, P.L.  
Town Attorney

Moved By: \_\_\_\_\_  
Seconded By: \_\_\_\_\_

FINAL VOTE AT ADOPTION:

Mayor Tim Meerbott \_\_\_\_\_

Vice Mayor Sue Ellen Loyzelle \_\_\_\_\_

Council Member Robert "BJ" Duncan \_\_\_\_\_

Council Member Michael P. Callahan \_\_\_\_\_

Council Member Roger Coriat \_\_\_\_\_