



# Town of Cutler Bay

Town Hall  
10720 Caribbean Blvd  
Cutler Bay, FL 33189

## Meeting Minutes

### 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*

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Wednesday, May 20, 2020

7:00 PM

Council Chambers

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

This meeting was held virtually pursuant to Executive Orders of Governor De Santis and Emergency orders of Town Manager Ralph Casals.

Mayor Meerbott called the meeting to order at 7:10 p.m. Town Clerk Debra Eastman provided announcements and instructions and called the roll.

**Present:** 5 - Mayor Tim Meerbott, Vice Mayor Sue Ellen Loyzelle, Council Member Robert "BJ" Duncan, Council Member Michael P. Callahan and Council Member Roger Coriat

## 2. TOWN COUNCIL ANNOUNCEMENTS, BOARD & COMMITTEE REPORTS

- A.**
- Mayor Meerbott May 2020 Report
  - Vice Mayor Loyzelle May 2020 Report
  - Council Member Duncan May 2020 Report
  - Council Member Callahan May 2020 Report
  - Council Member Coriat May 2020 Report

Mayor Meerbott acknowledged the Council reports included in the agenda.

## 3. PUBLIC COMMENTS

Mayor Meerbott opened public comments. Town Clerk Debra Eastman provided announcements and instructions for anyone wishing to participate. Sandra Wong spoke in opposition to the Town purchasing land at 184th Street and Old Cutler Road. Kevin Woitke in opposition to the Town's current code regulations regarding the installation of pavers.

## 4. REPORTS

**A. TOWN MANAGER'S REPORT**

Town Manager Ralph Casals provided an update on projects throughout the Town, status of land purchase and grant applications, enforcement of Executive and Emergency Orders, parks and recreation openings and non openings. Mayor Meerbott thanked the Town Manager and staff. Vice Mayor Loyzelle requested that the Town Manager provide some open park bathrooms.

- Town Manager Monthly Report May 2020

**B. TOWN ATTORNEY'S REPORT**

Town Attorney Mitch Bierman reported on working closely with the Town Manager regarding official orders and possible COVID-19 testing within the Town.

**C. TOWN CLERK'S REPORT**

Town Clerk Debra Eastman thanked staff for their assistance.

**5. CONSENT AGENDA**

Mayor Meerbott recognized the Consent Agenda and asked members of the Council if they would like to pull an item. Vice Mayor Loyzelle requested to pull item C. A motion was made by Council Member Coriat and received a second from Council Member Duncan to approve the balance of the Consent Agenda. The motion was adopted 5-0.

**APPROVAL OF MINUTES**

- A. · April 22 2020 Regular Town Council Minutes
- B. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ACCEPTING A 2020 NEAT STREETS MIAMI STREET TREE MATCHING GRANT PROGRAM AWARD; APPROVING AN AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE TOWN; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

This Resolution was adopted on Consent.

- C. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING THE THIRD CONTRACT AMENDMENT TO CONTRACT NO. 10543 BETWEEN THE FLORIDA DEPARTMENT OF JUVENILE JUSTICE AND THE TOWN OF CUTLER BAY, FLORIDA, EXTENDING THE PROVISION OF GRANT FUNDING FOR THE CUTLER BAY AFTERSCHOOL AND SUMMER PROGRAM FOR AN ADDITIONAL THREE YEARS; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the resolution. Vice Mayor Loyzelle stated that she wished to discuss this for the benefit of the residents to understand how very important this funding is for the community. The funding benefits after school programs and summer camps. A motion was made by Vice Mayor Loyzelle, seconded by Council Member Coriat, that this Resolution be adopted. The motion carried by an unanimous vote. (5-0)

- D. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING AN AWARD OF \$2,500.00 IN GRANT FUNDING FROM THE CUTLER BAY COMMUNITY FUND TO SUPPORT VILLAGE CHURCH MIAMI'S VILLAGE BACKPACK PROGRAM; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

This Resolution was adopted on Consent.

- E. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, SUPPORTING ALL UNEMPLOYMENT ASSISTANCE MEASURES RECOMMENDED BY THE MIAMI-DADE COUNTY LEGISLATIVE DELEGATION TO THE FLORIDA GOVERNOR, INCLUDING ALLOWING INDIVIDUALS TO APPLY FOR UNEMPLOYMENT BENEFITS RETROACTIVELY FROM THE DATE OF UNEMPLOYMENT FOLLOWING THE DECLARATION OF A STATE OF EMERGENCY BY THE FLORIDA GOVERNOR DUE TO THE NOVEL CORONAVIRUS DISEASE 2019; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

This Resolution was adopted on Consent.

- F. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, URGING MIAMI-DADE COUNTY TO ADOPT A COUNTYWIDE ORDINANCE FOR FLORIDA-FRIENDLY FERTILIZER USE ON URBAN LANDSCAPES FOR THE PROTECTION OF LOCAL SURFACE AND GROUNDWATER QUALITY; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

This Resolution was adopted on Consent.

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

There were no quasi-judicial items.

## **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 SECTION 3-164 RELATING TO ALTERNATIVE MATERIALS AND PAVERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the ordinance. Council Member Callahan explained his concern regarding the current paver regulation adopted in 2012 and is requesting a clarification via the proposed change. Council Member Coriat spoke in favor of changing the current regulation. Vice Mayor Loyzelle spoke in favor of the change, along with Council Member Duncan and Mayor Meerbott. There was a brief discussion regarding a proposal that might include artificial turf. A motion was made by Council Member Callahan, seconded by Vice Mayor Loyzelle, that this Ordinance be approved on first reading. The motion carried by the following vote:

**Yes:** 5 - Mayor Tim Meerbott, Vice Mayor Sue Ellen Loyzelle, Council Member Robert Duncan, Council Member Michael Callahan and Council Member Roger Coriat

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

There was no item for this first reading.

## **9. ORDINANCES FOR SECOND READING (PUBLIC HEARING REQUIRED)**

There was no item for this second reading.

## **10. RESOLUTIONS**

- A.** A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, CONFIRMING EMERGENCY ORDER NO. 20-04 DUE TO CORONAVIRUS DISEASE 2019 (COVID-19) PANDEMIC; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the resolution. Town Manager Ralph Casals explained the expenses incurred during the pandemic period so far including police expense and the Cares Act. A motion was made by Council Member Coriat, seconded by Council Member Callahan, that this Resolution be adopted. The motion carried by an unanimous vote. (5-0)

## **11. PUBLIC COMMENTS**

Mayor Meerbott called for public comments and there were none.

## **12. ADJOURNMENT**

The meeting adjourned at 8:15 p.m.