



Town of Cutler Bay

Town Hall
10720 Caribbean Blvd
Cutler Bay, FL 33189

Meeting Minutes

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

Town Clerk Debra E. Eastman, MMC

Wednesday, March 14, 2018

7:00 PM

Council Chambers

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

Mayor Bell called the meeting to order at 7:09 p.m. Town Clerk Debra Eastman called the roll. Mayor Bell let the Pledge of Allegiance, and also led a bell ringing in memory of the seventeen students lost in the Marjorie Stoneman Douglas High School tragedy.

Mayor Bell explained the reason for the Special Call Meeting.

Present: 5 - Mayor Peggy Bell, Vice Mayor Sue Ellen Loyzelle, Council Member Mary Ann Mixon, Council Member Michael P. Callahan and Council Member Roger Coriat

2. TOWN COUNCIL ANNOUNCEMENTS, BOARD & COMMITTEE REPORTS

Mayor Bell requested to add to the agenda the issue on basketball courts.

Vice Mayor Loyzelle reported on the recent Communities for a Lifetime Meeting, and announced the next meeting on April 4, 2018.

Mayor Bell explained the protocol for Public Comments for those in attendance.

3. PUBLIC COMMENTS

Mayor Bell opened Public Comments.

Mario Tarrau, Milton Robinson, Jennifer Snead Williams, Jeremy Cinicollo, Anna Noriega and Jesse Echemendia spoke in opposition of the basketball courts being constructed at Saga Bay Park.

Mayor Bell requested those that wish to speak on the original agenda item to come to the podium.

Shirlee Morrow spoke in opposition of the Town Center Plaza project due to lack of knowledge on the project. Mayor Bell provided information on different ways the Town reaches out to the community to provide information.

Kevin Voitke spoke in opposition of the Town Center Plaza project and spoke on the Public Information Officer Position.

Ray Martin spoke in opposition of the Town Center Plaza project and also spoke on transparency.

Tom Condon spoke in opposition of the Town Center Plaza project and also spoke on transparency.

There being no one else wishing to speak, Mayor Bell closed Public Comments.

Mayor Bell explained a consultant was providing a report in reference to the Town Center Plaza project.

Council Member Mixon spoke on the legality of the special call meeting and reminded those in attendance that the special call meeting for the Palmetto Bay Bridge discussion was noticed with the same time frame.

Town Attorney Mitchell Bierman explained the Town's options for cancelling the contract with the contractor for the basketball courts.

There was discussion on relocating the basketball court at Saga Bay Park or to another location, the possibility of using the school basketball courts as part of a new interlocal agreement, organized events and hiring park aides for oversight at the parks, and discontinuing the contract for the basketball court.

After discussion, a motion was made by Council Member Mixon, seconded by Council Member Coriat to stop work, discontinue the contract and figure out what we are going to do from there.

There was discussion on a termination clause for the basketball court contract, the possibility of building a basketball court in the future, and ways to reach the community regarding future projects.

A friendly amendment was made by Mayor Bell, seconded by Council Member Mixon to stop the work immediately on the Saga Bay basketball court, that the court is not placed within the park of Saga Bay, and wait until May when the school contract is due to continue the ability to advocate and work for the Town's ability to use the school basketball courts. Town Attorney Mitchell Bierman clarified the amended motion is to terminate the existing contract and hold off on further action until the mayor has had the opportunity to complete negotiations with the school, and the court can never be at Saga Bay.

After discussion, Vice Mayor Loyzelle called for the vote and the motion passed 5-0.

4. REPORTS

A. Discussion of Town Center Plaza Elements and Cost

Town Manager Rafael Casals introduced George Puig with Kimley Horn and Associates for a presentation on feedback from the last two public involvement meetings.

There was discussion on two lower cost options of \$8.2 million (option 2A) and \$6.2 million (option 2B) for the Town Center Plaza Project based on public feedback, similar options in neighboring cities, and the consideration of keeping amenities and reducing the amount of them.

Council Member Coriat suggested each Council Member briefly summarize what they agree with and vote on each element.

Council Member Callahan spoke on questions regarding the financing of the project.

Vice Mayor Loyzelle spoke on input at the public meetings and emails from residents regarding the project.

The meeting recessed at 9:29 p.m. and reconvened at 9:32 p.m.

There was discussion on the current location and the possibility of an alternative location for the Town Center Plaza Project, phasing in parts of the project, ways to finance the project, preferred amenities for the project, and the need for a visioning session.

Council Member Coriat, Council Member Mixon and Mayor Bell agreed on a miniature fountain, fixed tables and a fixed stage with no bathroom as amenities they would like to keep.

A motion was made by Council Member Mixon, seconded by Council Member Coriat, to extend the meeting past 11 p.m. Mayor Bell called for the vote and the motion passed 3-0, with no response from Vice Mayor Loyzelle and Council Member Callahan.

Council Member Coriat would prefer a skate park at a different location. Council Member Callahan would be in favor of a skate park at the Town Center location based on approval of financing by residents. Council Member Mixon and Mayor Bell were in favor of a skate plaza at the current Town Center location.

Mayor Bell and Council Member Coriat were in favor of an additional inexpensive lighting feature. Vice Mayor Loyzelle, Council Member Mixon and Council Member Callahan were not in favor of additional lighting feature.

There was discussion on acquiring funding before making a decision, the problems with relocating the skate park to a residential location, and acquiring other pieces of property.

A motion was made by Council Member Coriat, seconded by Council Member Mixon to include a fountain amenity at the Town Center Plaza location. Mayor Bell called for the vote and the motion passed 3-2 with Council Member Callahan and Vice Mayor Loyzelle in opposition.

A motion was made by Council Member Mixon, seconded by Council Member Coriat to include the fixed tables amenity at the Town Center Plaza location. Mayor Bell called for the vote and the motion passed 3-2, with Council Member Callahan and Vice Mayor Loyzelle in opposition.

A motion was made by Council Member Coriat, seconded by Council Member Mixon to include a fixed stage without bathrooms at the Town Center Plaza location. Mayor Bell called for the vote and the motion passed 3-2, with Council Member Callahan and Vice Mayor Loyzelle in opposition.

There was discussion on the possibility of a different location for some of the amenities.

A motion was made by Council Member Mixon, seconded by Mayor Bell, to include a skate plaza amenity at the Town Center Plaza location if there is not a better location. Mayor Bell called for the vote and the motion passed 3-2, with

Council Member Coriat and Vice Mayor Loyzelle in opposition.

A motion was made by Council Member Coriat, seconded by Council Member Mixon to include a lawn amenity at the Town Center Plaza location. Mayor Bell called for the vote and the motion passed 4-1, with Vice Mayor Loyzelle in opposition.

There was Town Council consensus to wait until after the March 21, 2018 Town Council meeting before spending any funds regarding the Town Center Plaza project.

B. · Public Involvement Meeting - January 20, 2018

C. · Public Involvement Meeting - January 24, 2018

A. TOWN MANAGER'S REPORT

There was no Town Manager Report.

B. TOWN ATTORNEY'S REPORT

Town Attorney Mitchell Bierman spoke on his law firm representing a number of cities challenging a state statutory preemption on local gun laws, and that a Resolution will be added to the March 21, 2018 Town Council Meeting for approval to join the lawsuit.

C. TOWN CLERK'S REPORT

There was no Town Clerk Report.

5. CONSENT AGENDA

There was no Consent Agenda.

A. APPROVAL OF MINUTES

There was no Approval of Minutes.

6. QUASI-JUDICIAL HEARINGS (PUBLIC HEARING REQUIRED)

There were no Quasi-Judicial Hearings.

(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)

There were no Ordinances for First Reading, No Public Hearing Required.

8. ORDINANCES FOR FIRST READING (PUBLIC HEARING REQUIRED)

There were no Ordinances for First Reading, Public Hearing Required.

9. ORDINANCES FOR SECOND READING (PUBLIC HEARING REQUIRED)

There were no Ordinances for Second Reading, Public Hearing Required.

10. RESOLUTIONS

There were no Resolutions.

11. PUBLIC COMMENTS

Mayor Bell opened Public Comments.

Tom Condon requested a line item of what was approved and was not approved at the meeting.

Mayor Bell informed the public that she will turn in her notes to the Town Clerk. Council Member Callahan clarified that the Council did not approve to spent any funds at this meeting, and only approved to get the cost of the amenities if financing was in place.

There being no one else wishing to speak, Mayor Bell closed Public Comments.

12. ADJOURNMENT

The meeting adjourned at 11:40 p.m.