



TOWN COUNCIL MEETING AGENDA

Wednesday, October 19, 2011, 7:00 p.m.

Town Council Chambers
10720 Caribbean Boulevard
Cutler Bay, Florida 33189

Mayor Edward P. MacDougall
Vice Mayor Ernest N. Sochin
Councilmember Peggy R. Bell
Councilmember Mary Ann L. Mixon
Councilmember Sue Ellen Loyzelle

Town Attorney Mitchell Bierman
Town Attorney Chad Friedman
Town Manager Steven Alexander
Town Clerk Esther B. Coulson

This meeting is open to the public. In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodations 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.

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

2. PROCLAMATIONS, AWARDS, AND PRESENTATIONS

- A. Cutler Ridge United Methodist Kindergarten Proclamation
- B. Alzheimer's City Challenge Proclamation
- C. Communities for a Lifetime Presentation

3. APPROVAL OF MINUTES

- A. August 17, 2011 Town Council Meeting
- B. August 17, 2011 Local Planning Agency Meeting
- C. September 21, 2011 Town Council Meeting

TAB 1

4. TOWN COUNCIL ANNOUNCEMENTS

5. 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.

6. REPORTS

- A. TOWN MANAGER'S REPORT
- B. TOWN ATTORNEY'S REPORT
- C. TOWN CLERK'S REPORT
- D. BOARD AND COMMITTEE REPORTS

7. CONSENT AGENDA

ANY ITEMS SHALL BE REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION OR SEPARATE VOTE IF REQUESTED OR PULLED BY A COUNCILMEMBER OR THE TOWN MANAGER.

A. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ADOPTING A POLICY RELATING TO CHARTER REVISION COMMISSION MEMBER APPOINTMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Mixon)

TAB 2

B. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING AN AGREEMENT WITH SIGNAL OUTDOOR ADVERTING LLC TO CONSTRUCT AND INSTALL BUS SHELTERS AND PROVIDE FOR ADVERTISING ON THE SHELTERS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THIS AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

TAB 3

C. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AUTHORIZING THE PAYMENT OF \$2,500 TO THE LAW OFFICES OF BARRY M. WAX FOR LEGAL SERVICES RELATING TO THE REPRESENTATION OF FORMER COUNCILMEMBER TIMOTHY MEERBOTT IN HIS OFFICIAL CAPACITY AS A COUNCILMEMBER; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

TAB 4

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 MARLIN ENGINEERING, INC. TO PROVIDE CONSTRUCTION ENGINEERING AND INSPECTION SERVICES FOR THE OLD CUTLER ROADWAY IMPROVEMENT PROJECT; AND PROVIDING AN EFFECTIVE DATE.

TAB 5

E. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING A CONTRACT AWARD TO R&D ELECTRIC, INC. TO EFFECTUATE THE INTENT AND PURPOSE OF THE FLORIDA CLEAN ENERGY GRANT; PROVIDING FOR TOWN MANAGER AUTHORIZATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

TAB 6

8. 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.

A. A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING A SPECIAL EXCEPTION APPLICATION FOR AN ADULT GROUP HOME TO BE LOCATED AT 10000 S.W. 199TH STREET IN A RU-1 ZONING DISTRICT WITHIN 950 FEET OF AN EXISTING ASSISTED LIVING FACILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

TAB 7

- B. AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING THE REQUEST OF THE VILLAGE OF OLD CUTLER CORPORATION FOR A REZONING FROM GU (INTERIM DISTRICT) TO BU-1A (LIMITED BUSINESS DISTRICT) FOR PROPERTY LOCATED ON SW 200TH STREET & SW 87TH AVENUE ALONG OLD CUTLER ROAD (FOLIO NUMBER 36-6009-003-0310) AND 20002 OLD CUTLER ROAD (FOLIO NUMBER 36-6009-003-0290), AS LEGALLY DESCRIBED IN EXHIBIT "A," CONSISTING OF APPROXIMATELY 3.52 ACRES; AND PROVIDING FOR AN EFFECTIVE DATE.

END OF PUBLIC HEARING

9. ORDINANCES FOR FIRST READING (NO PUBLIC HEARING REQUIRED)

None.

10. ORDINANCES FOR FIRST READING (PUBLIC HEARING REQUIRED)

None.

11. ORDINANCES FOR SECOND READING (PUBLIC HEARING REQUIRED)

None.

12. 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.

13. MAYOR AND COUNCIL COMMENTS

14. OTHER BUSINESS

15. ADJOURNMENT

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.