



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

Official Minutes for the August 16, 2016
Regular Town Council Meeting called for 7:00 P.M.

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 7:05 p.m.

B. ROLL CALL

Councilmember's Present: Mayor Glenn Singer, Councilmember Judy Lusskin, Vice Mayor Kenneth Bernstein, Councilmember Amy Isackson-Rojas

Councilmember Not Present: Councilmember Bernard Einstein

Staff Present: Town Manager Alexander Diaz, Town Clerk Lissette Perez, Town Attorney Steve Helfman, Finance Director Maria D. Camacho, Chief of Police Rudy Herbello, Lt. Yovany Diaz

C. PLEDGE OF ALLEGIANCE

Chief of Police Herbello led the Pledge of Allegiance

D. PRESENTATIONS / TOWN PROCLAMATIONS

RECOGNITION OF EMPLOYEE OF THE SECOND QUARTER – Judith Jerome

RECOGNITION OF OFFICER OF THE SECOND QUARTER – Oscar Suarez

SWEARING-IN OF PART-TIME OFFICER RUDOLPH HERRERA

E. MOTION TO SET THE AGENDA

ADDITIONS/ DELETIONS/ REMOVAL OF ITEMS FROM CONSENT
AGENDA/ AND CHANGES TO AGENDA

F. GOOD AND WELFARE

Dr. Neil Karlin, 687 Ocean Boulevard

Spoke on the increased problem he has noticed on the beach with trespassers. Met with the Town Manager to discuss the situation and brought his survey of his land, which denotes that he owns the land from his property to the waterline. Years ago legislation was passed changing this, and changing his property line from the water line to the mean high tide water line. The land is only for people to traverse across. Town Manager said that he would have police officers remove persons on the beach above the mean high water line, but advised that below the mean high water line there was nothing the Town could do.

Stated that recently six people came out with two umbrellas and beach chairs and laid out right next to his house. Called the police and they came out right away and had the beachgoers move closer to the ocean. When he spoke to the police they said that they let them stay there because they weren't breaking any laws. Concerned about this problem, feels that it is only going to get worse and asked what is going to be done about this.

Town Attorney commented that Dr. Karlin is correct, he does own the property up to the mean-high water line. But by virtue of state law he owns to the mean high water line and everything on the other side of it is public property. From the wet sand up to the water, Town is not allowed to tell people to leave, Town does not control what activities go on there.

Dr. Karlin's concern is that the Town put up signs that say that that area is for traversing only and people are not allowed to stop there and loiter.

Town Attorney stated that he did not believe that was correct. But he would look into it and get back to him with the answer.

G. MAYOR'S REPORT

Welcomed everyone back from the summer. Now that school starts, urged everyone to drive slower and safer and watch out for the school buses and the children. Welcomed the new police officer and congratulated the officer and the employee of the quarter. Congratulated Vice Mayor Bernstein on his recent engagement. Looking to add some amenities and enhancements to the beach. The dog park was moved and some shade trees were installed. Both tennis courts were redone.

H. COUNCIL COMMENTS

Councilmember Rojas

Deferred comments to the items in the agenda.

Councilmember Lusskin

Commended the Town Manager on how the Town dealt with the Zika virus issue. Recommended the Town do a meet and greet for residents to get to know each other in either October or November. Maybe combining it with the Veteran's Day event. Providing nametags, and making it, an official get to know each other event.

Vice Mayor Bernstein

Complimented the Town Manager, the Chief and the staff because everything is running so well with the Town. Such a joy to work with people that you enjoy working with. Second thing, now that the Town has so much revenues coming in, he really wants to look at what the priorities, items for consideration, should be in Town. Such as, the beach area, the lights in the Town, the transformers, and most importantly the canals.

I. TOWN MANAGER REPORT

Thanked the Council for commendations. The Town has undergone a very aggressive Zika campaign. During the Summer the Town held a tree dedication ceremony for the opening of Tweddle Park. More amenities are available there. The Town authorized the landscaping of all of the Town's transformers and authorized \$30,000 worth of

landscaping work in North Park. Landscaping has been done throughout the community. Town is offering a food truck event every weekend between now and the end of September at the beach pavilion. Spent a lot of time this year focusing on the budget. Met with partners to discuss the canal maintenance. Also met with several financial advisors. Police department has grown. Audit came back fine. Audit for pension came back excellent.

Commissioner Heyman had a budget workshop for the county a few weeks ago. Stated that he tasked Commissioner Heyman with helping the Town address the canal maintenance issue. Promised that within the next few weeks skimmers will be coming to the town to skim the Town's waters. We think that by doing some of the skimming we will begin to see some immediate results.

- Canal Maintenance Presentation

Sean Compel from Stantec and **Eddie Suarez**, President of Longitude surveyors gave a presentation on the Town's current situation with the canals.

J. TOWN ATTORNEY REPORT

- Landscape Ordinance Review

Wanted to get a sense of the process. Recommends that the Town conduct at least one workshop before bringing the item back for first reading.

Town Manager stated that the Council may want to hold off until October to have the workshop.

Council called for the landscape workshop to take place on Wednesday, September 14th at 4 p.m.

K. ORDINANCES – SECOND READING

None

M. ORDINANCES - FIRST READING

1. An Ordinance of the Town Council Amending the "Rules of Procedure" to Define the Number of Members to be Present at Board Meetings for Quorum to Exist.

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING ARTICLE III, "BOARDS, COMMITTEES, COMMISSIONS," DIVISION 3, "BUILDING REGULATION ADVISORY BOARD," SECTION 2-80 "RULES OF PROCEDURE" TO DEFINE THE NUMBER OF MEMBERS TO BE PRESENT AT BOARD MEETINGS FOR QUORUM TO EXIST; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 1
Ordinance No. 570.16

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 570.16

A motion to approve was made by Councilmember Rojas, seconded by Councilmember Lusskin.

On roll call, the following vote ensued:

Mayor Singer	<u>Aye</u>
Vice Mayor Bernstein	<u>Aye</u>
Councilmember Lusskin	<u>Aye</u>
Councilmember Einstein	<u>Absent</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>

The motion passed.

Town Manager stated that what this ordinance does is allow town staff to count towards quorum for the Town to conduct the business of the Town, with the exception of variance requests/quasi-judicial items. The Town has had to cancel the last four BRAB meetings.

Vice Mayor Bernstein asked if there was a reason for the Town not to go through a building advisory board.

Town Manager stated that the Council really wants the input of the public. The board has helped keep the growth of the Town at a steady pace. The Council only gets involved when there is a variance. 80% of what the building advisory board reviews or takes into consideration the Council never sees. Council only sees variance.

N. QUASI JUDICIAL RESOLUTIONS

None

O. CONSENT AGENDA

2. Official Minutes of the May 24th, 2016 Special Town Council Meeting.

Motion to approve was made by Vice Mayor Bernstein, seconded by Councilmember Lusskin.

Consensus vote 4 Ayes 0 Nays. Item O1 passed.

P. TOWN RESOLUTIONS

3. A Resolution of the Town Council Approving Professional Services Contract with Estrada Hinojosa & Company, Inc.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING PROFESSIONAL

SERVICES CONTRACT BETWEEN THE TOWN OF GOLDEN BEACH AND ESTRADA HINOJOSA & COMPANY, INC., CONCERNING FINANCIAL ADVISORY SERVICES; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 3
Resolution No. 2453.16

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2453.16

A motion to approve was made by Councilmember Lusskin, seconded by Councilmember Rojas.

On roll call, the following vote ensued:

Mayor Singer	<u>Aye</u>
Vice Mayor Bernstein	<u>Aye</u>
Councilmember Lusskin	<u>Aye</u>
Councilmember Einstein	<u>Absent</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>

The motion passed.

Town Manager stated that the Town has an opportunity to refinance its bonds, projecting a long-term savings of approximately \$1.5-million in doing so over the life of the bonds.

Lourdes Abadin and Cristina Zeinali gave a presentation on the firm and their services. Looking at the Town’s 2008 bonds and the option to refinance them.

Councilwoman Lusskin asked if doing this would call the bonds.

Ms. Abadin stated that the bonds cannot be called until 2018.

Town Manager stated that refinancing would help alleviate some of the Town’s debt service burden, and by alleviating some of the debt service burden it creates the opportunity in the Town’s General Fund millage to take those savings and dedicate them to Capital Projects moving forward.

4. A Resolution of the Town Council Ratifying the Maximum Proposed Millage Rate for F/Y 2016-2017.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, RATIFYING THE MAXIMUM PROPOSED MILLAGE RATE FOR F/Y 2016-2017 THAT WAS TRANSMITTED TO THE PROPERTY APPRAISER OF MIAMI-DADE COUNTY PURSUANT TO THE REQUIREMENTS OF FLORIDA STATUTES AND THE RULES AND REGULATIONS

OF THE DEPARTMENT OF REVENUE OF THE STATE OF FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 4
Resolution No. 2454.16

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2454.16

A motion to approve was made by Councilmember Lusskin, seconded by Vice Mayor Bernstein.

On roll call, the following vote ensued:

Mayor Singer	<u>Aye</u>
Vice Mayor Bernstein	<u>Aye</u>
Councilmember Lusskin	<u>Aye</u>
Councilmember Einstein	<u>Absent</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>

The motion passed.

Mayor Singer read aloud the proposed millage rate of 8.4 mills.

Town Manager stated that last year they presented a two-year budget that was pretty solid. In addition to that, the Town is on track so far to carry forward at least \$450-thousand into next year's budget.

5. A Resolution of the Town Council Awarding a Comprehensive Health Insurance Plan for the Employees of the Town.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AWARDING A COMPREHENSIVE HEALTH INSURANCE PLAN FOR THE BENEFIT OF THE TOWN OF GOLDEN BEACH EMPLOYEES AND ELIGIBLE DEPENDENTS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 5
Resolution No. 2455.16

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2455.16

A motion to approve was made by Councilmember Lusskin, seconded by Councilmember Rojas.

On roll call, the following vote ensued:

Mayor Singer	<u>Aye</u>
Vice Mayor Bernstein	<u>Aye</u>
Councilmember Lusskin	<u>Aye</u>
Councilmember Einstein	<u>Absent</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>

The motion passed.

Town Manager stated that the Town is changing from its current choice 1 plan to a choice 2 plan for health insurance. The only difference is that in certain areas, there is a co-insurance of 10% up-to the out-of-pocket plan maximum.

6. A Resolution of the Town Council Renewing the Agreements for Dental and Vision Insurance Plans for the Employees of the Town.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, RENEWING THE AGREEMENTS FOR A DENTAL INSURANCE AND A VISION INSURANCE PLAN FOR THE BENEFIT OF THE TOWN OF GOLDEN BEACH EMPLOYEES AND ELIGIBLE DEPENDENTS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 6
Resolution No. 2456.16

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2456.16

A motion to approve was made by Councilmember Lusskin, seconded by Councilmember Rojas.

On roll call, the following vote ensued:

Mayor Singer	<u>Aye</u>
Vice Mayor Bernstein	<u>Aye</u>
Councilmember Lusskin	<u>Aye</u>
Councilmember Einstein	<u>Absent</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>

The motion passed.

Town Manager stated that the dental insurance increase will only be 6% not 12%, requested an adjustment be made to the Manager's memo to reflect the change.

7. A Resolution of the Town Council Approving the Interlocal Agreement between the Town and Miami-Dade County for Enforcement of Code Violations.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING THE INTERLOCAL AGREEMENT BETWEEN THE TOWN AND MIAMI-DADE COUNTY, FLORIDA FOR THE ENFORCEMENT OF CIVIL PENALTIES FOR CODE VIOLATIONS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 7
Resolution No. 2457.16

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2457.16

A motion to approve was made by Councilmember Rojas, seconded by Vice Mayor Bernstein.

On roll call, the following vote ensued:

Mayor Singer	<u>Aye</u>
Vice Mayor Bernstein	<u>Aye</u>
Councilmember Lusskin	<u>Aye</u>
Councilmember Einstein	<u>Absent</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>

The motion passed.

Town Manager stated that what this ordinance does is allow the Town to issue criminal violations to address certain crimes. This gives our officers another tool in enforcing the state, county, and local laws.

Chief Herbello stated that the Town's officers are very proactive when it comes to this.

Councilmember Lusskin asked if this was what Commissioner Sally Heyman worked on.

Town Manager stated that she championed this item.

8. A Resolution of the Town Council Adopting An Emergency Management Plan for the Town.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, ADOPTING THE TOWN'S EMERGENCY MANAGEMENT PLAN AS PRESENTED; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 8

Resolution No. 2458.16

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2458.16

A motion to approve was made by Councilmember Rojas, seconded by Councilmember Luskin.

On roll call, the following vote ensued:

Mayor Singer	<u>Aye</u>
Vice Mayor Bernstein	<u>Aye</u>
Councilmember Luskin	<u>Aye</u>
Councilmember Einstein	<u>Absent</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>

The motion passed.

Town Manager stated that the Chief tackled the drafting of the Town's emergency management plan because the Town had no true plan in place. Thanked the Chief for putting it together.

Q. DISCUSSION & DIRECTION TO TOWN MANAGER

Mayor Glenn Singer:
None Requested

Vice Mayor Kenneth Bernstein:
None Requested

Councilmember Bernard Einstein:
None Requested

Councilmember Amy Isackson-Rojas:
None Requested

Councilmember Judy Luskin:
None Requested

Town Manager Alexander Diaz:
None Requested

**** **Town Manager** reminded the Council of the dates of the September meetings. Budgets will be delivered to homes a week before the first meeting. Also reminded the Council and residents of the upcoming election year and the important dates to keep up with.

This year, thanks to the Mayor and Town Council Town Hall will be closed for the week in between December 25th and January 1st.

Councilmember Luskin also took a moment to remind residents about the 5K race-taking place on September 25th.

Councilmember Rojas inquired about ethics training and the requirements of the councilmembers.

R. ADJOURNMENT:

A motion to adjourn the Council Meeting was made by Councilmember Rojas, seconded by Councilmember Lusskin.

Consensus vote 4 Ayes 0 Nays. Motion passes.

The meeting adjourned at 9:05 p.m.

Respectfully submitted,

Lissette Perez
Lissette Perez
Town Clerk