



# TOWN OF GOLDEN BEACH

One Golden Beach Drive  
Golden Beach, FL 33160

---

**Official Minutes for the February 5, 2008  
Special Town Council Meeting called for 8:00 P.M.**

---

**A. MEETING CALLED TO ORDER**

Meeting called to order by Mayor Singer at 8:00 PM

**B. ROLL CALL**

The Town Clerk called roll

**Council Members Present:** Mayor Singer, Vice Mayor Bernstein, Council Member Einstein, Council Member Lusskin and Council Member Rojas.

Staff Present: Town Manager – Alexander Diaz, Town Attorney – Stephen Helfman, Police Chief – James Skinner, Finance Director – Maria Camacho, Facilities & General Maintenance Director – Ken Jones, Town Clerk – Elizabeth Sewell.

**C. PLEDGE ALLEGIANCE**

The Town Attorney led the Pledge of Allegiance.

**D. PRESENTATIONS / TOWN PROCLAMATIONS**

None

**E. MOTION TO SET THE AGENDA**

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

The Town Manager stated that there were changes to two agreements. There were two words changed in both the Stormwater Management System and the Water Replacement System agreements, the words were "Work Authorization" that was substituted instead of "Professional Services".

**F. TOWN RESOLUTIONS**

- 1. A Resolution of the Town Council Approving Work Authorization Agreement for Design and Engineering Services for Construction**

**of the Completion of Phases 2, 3, 4, 5 and 6 of the Stormwater Management System.**

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA APPROVING WORK AUTHORIZATION AGREEMENT FOR DESIGN AND ENGINEERING SERVICES FOR CONSTRUCTION OF THE COMPLETION OF PHASES 2, 3, 4, 5 AND 6 OF THE STORMWATER MANAGEMENT SYSTEM BETWEEN THE TOWN AND CRAIG A. SMITH, INC., PROVIDING FOR IMPLEMENTATION OF AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 1  
Resolution No. 1900.08

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No.1900.08

Mayor Singer provided a brief explanation of the work authorization and agreement for design and engineering services for construction of the completion of phases 2, 3, 4, 5 and 6 of the Stormwater Management System to Craig A. Smith and Associates. He stated that this was a \$630,100 contract of \$92,000 was for surveying and geotechnical services for all phases of the Capital Improvement Project. He also stated that this was less than 10% of the total proposed budget for the Capital Improvement Project.

The Town Manager stated that the Mayor and he met with different entities to obtain a cost comparison and a feel for what it would cost for this project. The Town has an existing relationship with Craig A. Smith, which is the Town Engineer of record and C3TS who were the consultants that assisted the Town with conceptual phase and design for the Capital Improvement Project. In discussing the Town's relationship with both vendors it was determined that the best course of action was to enter into a work authorization with both firms to allow them to provide the Town with the services the Town needs to get the Capital Improvement Plan started. The services needed are both very specific and unique. As it relates to the Storm Water Project, the Town has asked Craig A. Smith and Associates to design, inspect and manage the construction of the Stormwater Project. They will also be providing the same type of services for the Water Main Replacement Project. With these three contracts awarded, the cost was 7.96% of total cost of construction for the total Capital Improvement Project.

Mr. Steve Smith of Craig A. Smith and Associates provided a brief description of the scope of services for the completion of the Stormwater and Water Main Replacement projects.

Mr. Paul Abbott, Skyline Management Group, the Town's Owner Representative stated the contracts were negotiated to where there is no overlap in services, but more importantly, there are no gaps in services.

A Motion to approve Resolution No. 1900.08 by Councilmember Rojas seconded by Councilmember Lusskin.

**Roll call vote was as follows:**

Mayor Singer - Aye; Vice Mayor Bernstein - Aye; Council Member Einstein - Aye; Council Member Lusskin - Aye; Council Member Rojas - Aye.

**2. A Resolution of the Town Council Approving Work Authorization Agreement for Design and Engineering Services for Construction of Water Main Replacement Project.**

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING WORK AUTHORIZATION AGREEMENT FOR DESIGN AND ENGINEERING SERVICES FOR CONSTRUCTION OF WATER MAIN REPLACEMENT PROJECT BETWEEN THE TOWN AND CRAIG A. SMITH, INC., PROVIDING FOR IMPLEMENTATION OF AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 2  
Resolution No. 1901.08

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 1901.08

The Mayor explained that this contract was for the design, engineering and construction services for the Water Main Replacement Project. It also includes the inspection and management of the project. The total cost of \$249,000.00. The City of North Miami Beach has agreed to assist the Town with the inspections of this project along with Craig A. Smith and Associates and Skyline Management Group.

Mr. Steve Smith described the scope of services for this project. He explained that his firm would be working with North Miami Beach to create the design to their standards.

A Motion to approve Resolution No. 1901.08 by Councilmember Lusskin, seconded by Vice Mayor Bernstein.

**Roll call vote was as follows:**

Mayor Singer - Aye; Vice Mayor Bernstein - Aye; Council Member Einstein - Aye; Council Member Lusskin - Aye; Council Member Rojas - Aye.

**3. Resolution of the Town Council Approving Work Authorization Agreement for Engineering and Project Planning Services for Citywide Capital Improvements Program.**

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING WORK AUTHORIZATION AGREEMENT FOR ENGINEERING AND PROJECT PLANNING SERVICES FOR CITYWIDE CAPITAL IMPROVEMENTS PROGRAM BETWEEN THE TOWN AND CORZO, CASTELLA, CARBALLO, THOMPSON, SALMAN, P.A., PROVIDING FOR IMPLEMENTATION OF AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 3  
Resolution No. 1902.08

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 1902.08

Mayor Singer explained that this was a contract for 714,440.00 with Corzo, Castella, Carballo, Thompson, Salman, P.A. (C3TS) to manage the Capital Improvement Program, design the work for A1A and the Streetscape, coordinate with Florida Power and Light the undergrounding of the utilities, responsible for all permits and perform all of the close out functions.

Mr. Ramon Castella explained the scope of services for their contract. They are responsible for coordinating the designing of the undergrounding of the utilities with Florida Power and Light and AT&T. C3TS is also responsible for the designing, inspections and installation of the sidewalks, curbs, landscaping and uplighting on A1A. They are to ensure that all of these functions are coordinated as one package. They are responsible for construction administration for the entire Capital Improvement Program.

A Motion to approve Resolution No. 1902.08 by Councilmember Lusskin, seconded by Councilmember Rojas.

**Roll call vote was as follows:**

Mayor Singer - Aye; Vice Mayor Bernstein - Aye; Council Member Einstein - Aye; Council Member Lusskin - Aye; Council Member Rojas - Aye.

**4. Resolution of the Town Council Approving an Amendment to the Town Manager's Employment Agreement**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AN AMENDMENT TO THE TOWN MANAGER'S EMPLOYMENT AGREEMENT ATTACHED AS EXHIBIT "A" TO THIS RESOLUTION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 4  
Resolution No. 1895.08

**Sponsor:** Mayor

**Recommendation:** Motion to Approve Resolution No. 1895.08

Mayor Singer provided an explanation of the Town Manager's contract amendment. The contract is effective from October 1, 2007 through February 1, 2011. Increasing the Town Manager's salary to \$130,000.00, retirement of 10%, bonus to be paid February 8, \$10,000.00, February 1, 2009 and February 1, 2010 up to a 5% performance merit increase, the possibility of an additional bonus of \$10,000.00 after February 1, 2009 and this is based on the Mayor and Council's discretion upon their review. Effective from February 2010 through February 2011 he can obtain up to a 10% performance merit increase, retirement remains at 10% and another \$15,000.00 bonus paid on February 1, 2010. Upon completion of the project, and depending on the success of the project he can receive an additional \$25,000.00 bonus. If the Town Manager leaves voluntarily or is dismissed with cause, he is responsible and required to pay back any bonuses he has received from the beginning of this contract.

A Motion to approve Resolution No. 1895.08 by Councilmember Rojas, seconded by Councilmember Einstein.

**Roll call vote was as follows:**

Mayor Singer - Aye; Vice Mayor Bernstein - Aye; Council Member Einstein - Aye; Council Member Lusskin - Aye; Council Member Rojas - Aye.

**G. DISCUSSION & DIRECTION TO TOWN MANAGER**

Mayor Glenn Singer:

- Employees Pension Plan

Mayor Singer asked the Council for their approval to give him, the Town Manager and the Town Attorney the ability to hire an advisor for the Employees' Pension Plan. He explained that the Pension is monitored by the Pension Board. The Board consists of two residents, representative from the Police Department and a representative from the general employees. He stated that the Pension Attorney and the Pension Administrators that are hired by the Pension Board. He needs to be able to look into the amount the pension is costing the Town. He stated that the pension is currently costing the Town 20% and could potentially become worse. He is looking at all the various options that are available to the Town. He stated that he needs some help and advice because he cannot rely on the Pension Attorney and the Pension Administrators because they are protecting their jobs. Therefore, he needs to hire someone on the outside to provide him with some advice and guidance along with the Town Manger and the Town Attorney. After that, he will come back to the Council to give some suggestions, recommendations or options of what the Town can do with the pension plan. He stated if this is not dealt with now, could be a potential problem later on. He stated that the Town's payroll is about \$2,000,000. and the Town spent about \$400,000. in pension, cost and it could be approximately \$500,000. to \$600,000.

A motion was made to give the Mayor permission to hire an independent advisor regarding the employee's pension plan by Councilmember Einstein, seconded by Vice Mayor Bernstein. Consensus votes 5 Ayes 0 Nays.

Vice Mayor Ken Bernstein:  
None Requested

Councilmember Ben Einstein:  
None Requested

Councilmember Judy Lusskin:  
None Requested

Councilmember Amy Rojas:  
None Requested

Town Manager Alexander Diaz:  
None Requested

#### **H. ADJOURNMENT:**

A Motion made to adjourn the Special Council Meeting by Councilmember Rojas, seconded by Councilmember Einstein. Consensus votes 5 Ayes 0 Nays.

Meeting adjourned at 10:11 PM

Respectfully submitted,

*Elizabeth Sewell*

Elizabeth Sewell, CMC