



## TOWN OF GOLDEN BEACH

One Golden Beach Drive  
Golden Beach, FL 33160

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### Official Minutes for the May 12, 2008 Special Town Council Meeting called for 5:00 P.M.

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#### A. MEETING CALLED TO ORDER

Meeting called to order by Mayor Singer at approximately 5:05 PM

#### B. ROLL CALL

The Town Clerk called roll.

**Councilmembers Present:** Mayor Singer, Vice Mayor Rojas, Councilmember Bernstein, Councilmember Einstein, Councilmember Lusskin.

Staff Present: Town Manager – Alexander Diaz, Town Attorney – Stephen Helfman, Town Clerk – Elizabeth Sewell

The public meeting was closed to the public at 5:07 PM due to an Attorney/Client Session.

#### C. ATTORNEY/CLIENT SESSION

**Councilmembers In Attendance:** Mayor Singer, Vice Mayor Rojas, Councilmember Bernstein, Councilmember Einstein, Councilmember Lusskin.

Staff in attendance: Town Attorney Stephen Helfman, Attorney Michael Popok and Town Manager – Alexander Diaz.

- Town of Golden Beach

Town of Golden Beach v. RLI Insurance Co. and Williams Hatfield & Stoner, Inc., Case No. 04-2417 CA 01, In the Circuit Court of the Eleventh Judicial Circuit, In and For Miami-Dade County, Florida.

The Public meeting was reopen to the public at 5:41 PM.

The Town Clerk called roll.

**Councilmembers Present:** Mayor Singer, Vice Mayor Rojas, Councilmember Einstein, Councilmember Lusskin.

**Councilmember Absent:** Councilmember Bernstein

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

**D. PLEDGE ALLEGIANCE**

Maria Camacho, Finance Director led the Pledge of Allegiance

**E. TOWN RESOLUTIONS**

1. **A Resolution of the Town Council Approving an Agreement for the Construction of Sea Walls at the Four (4) Corners of Center Island Bridge.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AWARDED SEAWALL DESIGN BUILD PROJECT TO AA ENGINEERING SERVICES, INC.; AUTHORIZING THE TOWN MAYOR AND TOWN MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT WITH AA ENGINEERING SERVICES, INC. IN AN AMOUNT NOT TO EXCEED \$129,000; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE;

**Exhibit:** Agenda Report No. 1  
Resolution No. 1921.08

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 1921.08

The Town Manager stated that the four sea walls at the Strand has been a part of the Capital Replacement Program since fiscal year 2000-2001. The Town went out with a design built Request for Proposal. The firms that were participating in the bidding process were asked to submit their designs in an envelope and their cost in another envelope. The Town engaged Skyline Construction Management to assist in ranking and evaluating the designs that were submitted to determine which, was the best design for the Town's purposes. Once the designs were ranked, the committee then opened the envelopes with the cost and associated the design with the cost. Approximately thirty (30) firms participated in the Pre-Bid Conference, four (4) firms submitted proposals, one proposal was

deemed unqualified for improper submittal and improper documentation. AA Engineering Services, Inc. ranked first in terms of design and the lifespan of the design. The second firm Tri-County Marine that did not have the same life expectancy of the first firm, and the third firm, which was Waterfront Construction, was proposing to do a patch job. Although Tri-County Marine cost was lower, the decision was made to award the contract to AA Engineering Services because it was a complete different approach to addressing the sea wall issues. The proposal is to physically remove three (3) of the existing sea walls, replacing them with 10" wide precast planks with battered piles with caps. The cost is higher than Tri-County Marine, but Tri-County Marine propose dropping sheet metal as the wall and putting in some tie backs. Therefore, after evaluating the design and cost, staff felt that AA Engineering's product far surpasses the other proposals. Staff contacted both AA Engineering and Tri-County Marine regarding their approach and cost. Staff has a firm commitment from AA Engineering Services that will reduce their cost if they were awarded the contract by approximately \$12,000.

A Motion to approve Resolution No. 1921.08 by Councilmember Lusskin, seconded by Vice Mayor Rojas.

**Roll call vote was as follows:**

Mayor Singer - Aye; Vice Mayor Rojas - Aye; Councilmember Bernstein - Absent; Councilmember Einstein - Aye; Councilmember Lusskin - Aye.

2. **A Resolution of the Town Council Awarding a Contract for Renovations / Conversions of Office Space in Public Works Building Renovation Project to Bejar Construction, Inc.; Authorizing the Town Mayor and Town Manager to negotiate and enter into a contract with Bejar Construction, Inc. in an amount not to exceed \$43,600.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AWARDING THE PUBLIC WORKS BUILDING RENOVATION PROJECT TO BEJAR CONSTRUCTION, INC.; AUTHORIZING THE TOWN MAYOR AND TOWN MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT WITH BEJAR CONSTRUCTION, INC. IN AN AMOUNT NOT TO EXCEED \$43,600; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 2  
Resolution No. 1922.08

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No.1922.08

Mayor Singer explained that this project is the conversion of storage space in the Public Works Building into office space with a conference room and offices to be used as part of the Town's Capital Improvement Program.

The Town Manager stated that the bid closing for this Request for Proposal was Friday. Four bidders submitted proposals. There were two low bids, which were Bejar Construction, Inc. and Cruz Construction. Bejar Construction cost for the project was \$43,600 and Cruz Construction cost was \$44,700. Bejar Construction, Inc. is committed to completing the work within thirty-five (35) days. Therefore, staff is recommending Bejar Construction, Inc.

A Motion to approve Resolution No. 1922.08 by Councilmember Lusskin, seconded by Councilmember Einstein.

**Roll call vote was as follows:**

Mayor Singer -Aye; Vice Mayor Rojas - Aye; Councilmember Bernstein - Absent; Councilmember Einstein - Aye; Councilmember Lusskin - Aye.

**3. A Resolution of the Town Council Authorizing the Purchase of five (5) Additional Police Patrol Vehicles and Related Emergency Vehicle Equipment for the Golden Beach Police Department.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING PURCHASE OF FOUR (4) ADDITIONAL POLICE PATROL VEHICLES AND RELATED EMERGENCY VEHICLE EQUIPMENT FOR THE GOLDEN BEACH POLICE DEPARTMENT; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 3.  
Resolution No. 1923.08

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 1923.08

The Town Manager explained that the Town's Police Department currently has twelve (12) police vehicles, of which nine (9) are dedicated for different units; the K-9 Detectives or Sergeants. There are no back-up police vehicles available, for example, last week one of the vehicles had an accident and now the police fleet is short a car. All of the cars run on a twenty-four hour basis. The normal procedure with the Department is to replace cars, and not have an existing pool fleet. Therefore, he is

recommending that the Council authorize the purchase of five (5) vehicles, which, would allow the Police Department to have two (2) cars on standby when a car goes out of service. He was asking not to replace vehicles but to increase the fleet.

Mayor Singer stated that if the Police Department does not need five (5) vehicles but it needs four (4) then the Town should only purchase four (4) vehicles.

The Resolution was amended to authorize the purchase of four (4) additional police patrol vehicles and related emergency vehicle equipment for the Golden Beach Police Department.

A Motion to amend Resolution No 1923.08 by Councilmember Einstein seconded by Councilmember Lusskin.

**Roll call vote was as follows:**

Mayor Singer - Aye; Vice Mayor Rojas- Aye; Councilmember Bernstein - Absent; Councilmember Einstein - Aye; Councilmember Lusskin - Aye.

**4. A Resolution of the Town Council Approving an Amendment to the 2007-2008 fiscal year operating budget.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AN AMENDMENT TO THE 2007-2008 FISCAL YEAR OPERATING BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 4  
Resolution No. 1924.08

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 1924.08

The Town Manager provided a brief explanation regarding this Resolution. Transferring \$140,000.00 from the dedicated Capital Improvement Program budget and creating a project budget for the replacement of the four (4) adjacent seawalls at the Center Island Bridge. To allocate \$85,000 for the purpose of converting a section of the Public Works Facility into a conference room and offices to be used as part of the Town's Capital Improvement Program.

Mayor Singer proposed a cut of \$20,000.00 from the \$85,000.00 that was allocated for the Office Conversion Project, thus decreasing the allocation to \$65,000.000.

The Town Manager at the February 5, 2008 Special Town Council Meeting the Council voted to amend and extend the Manager's Employment Contract. With this action, the budget must be amended to account for expenses associated with this year's impact. It has been the intent of the Mayor and Administration to allocate resources from the Town's Dedicated Capital Fund for Administrative Costs, and transferring the allocation of \$48,105.57 to an Executive Account for Manager Contract Adjustments. With the authorization to purchase four (4) police vehicles and emergency equipment Administration is requesting that \$54,500.00 be transferred from the Town's Contingency to the Police Budget to cover this year's cost associated with this purchase. In summary Administration is requesting to transfer \$205,000.00 from the Dedicated Capital Fund for project, related expenses bring the balance to \$692,880.00. Then transferring \$54,500.00 from Contingency leaving a balance of \$251,438.00

A Motion to approve Resolution No 1924.08 as amended by Vice Mayor Rojas, seconded by Councilmember Lusskin.

**Roll call vote was as follows:**

Mayor Singer - Aye; Vice Mayor Rojas - Aye; Councilmember Bernstein - Absent; Councilmember Einstein - Aye; Councilmember Lusskin - Aye.

**5. A Resolution of the Town Council Authorizing and Approving change order #6 to the construction agreement between Bejar Construction, Inc. and the Town of Golden Beach.**

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING CHANGE ORDER #6 TO THE CONSTRUCTION AGREEMENT BETWEEN BEJAR CONSTRUCTION, INC. AND THE TOWN OF GOLDEN BEACH IN ORDER TO PROVIDE FOR WORK DESCRIBED IN EXHIBIT "A" INCLUDING ADDITIONAL LANDSCAPE MATERIAL; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE;

**Exhibit:** Agenda Report No. 5  
Resolution No. 1925.08

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 1925.08

The Town Manager explained Change Order #6 to the Construction Agreement between Bejar Construction, Inc. and the Town of Golden Beach. This is an effort to enhance the curb appeal of the Beach Pavilion site. The proposed landscape plan and signs were reviewed by the Town's Beautification and Beach Committees and received unanimous endorsement by all members who participated in a series of meetings. At the recommendation of the Town's landscape Architect, the Beach Committee and the Beautification Committee to remove the existing vegetation along the north and south property line with tall green Buttonwood hedges and low-lying sea grape creating a mirrored hedge line along the north and south property line. Install four (4) plating openings in between the east-west parking bays (achieved by moving out the parking stumps); install three (3) new Medjool Palms and provide Dune Sunflower and the groundcover. Install three (3) Medjools at different height elevations on A-1-A in between the north and south opening. To install Dwarf Crown of Thorns at all three (North, Center, and South) A-1-A splitter islands (where there are existing white structures those will remain). Install assent Silver Buttonwood throughout the north and south property line. Install new sign at the center splitter island. This Change Order includes the removal of the stripping for parking bays and replace with brick (consistent with new entry and exit driveways). This Change Order is an amount not to exceed \$60,000 from the Beach Pavilion Renovation Budget.

A Motion to approve Resolution No 1925.08 by Councilmember Lusskin, seconded by Councilmember Einstein.

**Roll call vote was as follows:**

Mayor Singer - Aye; Vice Mayor Rojas - Aye ; Councilmember Bernstein - Absent; Councilmember Einstein - Aye; Councilmember Lusskin – Aye.

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

Mayor Glenn Singer:  
None Requested

Vice Mayor Amy Rojas:  
None Requested

Councilmember Ken Bernstein:  
None Requested

Councilmember Ben Einstein:  
None Requested

Councilmember Judy Lusskin:

None Requested

Town Manager Alexander Diaz:  
\*Beach Pavilion Furniture

The Town Manager presented the recommendations of the Beach Committee and the Beautification Committee for furniture for the Beach Pavilion and the beach. The committees' recommendations included; Catalina Chaise chairs specifically made for commercial use, Sling Chaise Lounge that are used by five star resorts around the world, Grosfillex Jersey Chairs that are specifically designed to provide comfort and ease of utilization and storage in hospitality environments. A Multi-position Stanza Chair, a Multi-position Tangor Chair, Miami Low Stacking Tables, Hexagonal "Hex" Recycled Plastic Picnic Table, or Traditional White Recycled Plastic Picnic Table and a 6-Ft. Recycled Plastic Bike Rack.

The Town Council agreed to blue chaise chairs and hexagonal recycled plastic picnic tables.

**G. ADJOURNMENT:**

A Motion was made to adjourn the Council Meeting by Councilmember Lusskin, seconded by Councilmember Einstein. Consensus votes 4 Ayes 0 Nays.

The meeting was adjourned at 6:55 PM.

Respectfully submitted,

*Elizabeth Sewell*

Elizabeth Sewell  
Town Clerk