



## TOWN OF GOLDEN BEACH

One Golden Beach Drive  
Golden Beach, FL 33160

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**Official Minutes for the October 23, 2007  
Regular Town Council Meeting called for 7:30 P.M.**

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**A. MEETING CALLED TO ORDER**

Meeting called to order by Mayor Singer at 7:44 PM

**B. ROLL CALL**

The Town Clerk called roll

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

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

**C. PLEDGE ALLEGIANCE**

Chief Skinner led the Council and the public in the Pledge Allegiance.

**D. PRESENTATIONS / TOWN PROCLAMATIONS**

Recognition of Town Employee of the Month Lissette Perez, Human Resources Manager and Assistant to the Manager – Mayor Singer recognized Ms. Perez for dedicated service to Town.

Recognition of Town Officer of the Month Officer Andrew Geller – Chief Skinner stated that Officer Geller was unanimously selected by the Police Department as Officer of the Month.

Red Ribbon Campaign Week Proclamation

Swearing in of Officer Peters and Camacho – The Oath of Office was administered by Mayor Singer.

**E. MOTION TO SET THE AGENDA**

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

Mayor Singer added an item on the agenda under Discussion and Direction.

## **F. TOWN BOARD/COMMITTEE REPORTS**

Beach Committee - None

Beautification Committee - None

Comprehensive Planning Board - None

Recreation Committee – Recreation Committee member, Alene Fishbein announced that the Recreation Committee was having a luncheon meeting with the Town Manager on Thursday, October 25, 2007.

Council Member Lusskin announced that there would be a meeting of the Town of Golden Beach Youth Leadership Group on Wednesday, October 24, 2007 at 7:00 pm in Town Hall.

Security/Public Safety Committee - None

## **G. GOOD AND WELFARE**

Mrs. Alene Fishbein – 256 Golden Beach Drive, spoke in regards to the flooding in the Town. She stated that she had concerns regarding the sidewalk to be installed along the west side of Golden Beach Drive, and she wanted to be assured by administration that the Capital Improvement Plan projects will be completely in a timely and effective manner.

Mr. Fred Chouinard – 407 Ocean Boulevard, spoke in favor of the Capital Improvement Plan.

## **H. MAYOR'S REPORT**

### **Capital Improvement Plan Update and Presentation**

Mayor Singer provided an overall description of the Capital Improvement Plan. He highlighted the various projects to be completed and the benefits of each project to the Town. He stated this is a golden opportunity, a one-of-a-kind chance for the Town of Golden Beach to realize the vision we all share. He also stated that the Plan will be completed in thirty-six (36) months, and residents will enjoy a host of exciting new amenities and improvements. The best part about this plan is that it will be financed with no increase in the town's millage and no special assessments. He explained that within the budget of each project there are contingency funds built in for cost overrun. He also explained that a manager will be hired for each project and an overall manager to oversee the entire project to ensure the efficient management of the Capital Improvement Plan.

Mayor Singer stated that the first project will be the undergrounding of utilities. He explained that all of the overhead utility lines and put them underground. This will improve the aesthetics of the Town, make the Town safer because overhead power line is a known safety hazard, decrease the occurrences of power outages, and if there are power outages increase the possibility of having power restored to the Town quicker. The second project is the completion of the Town's stormwater project. Another part of the Capital Improvement Plan is the installation of sidewalks on Golden Beach Drive. Also included in the Plan is some streetscaping on Golden Beach Drive, and improving the streetscaping on Ocean Boulevard and uplifting of median on Ocean Boulevard from the north to the south. In addition, the Town will be enhancing the security on Ocean Boulevard by adding security cameras that will be able to identify every car that comes into Golden Beach. There will also be the installation of security cameras and motion detectors on the oceanfront for additional security for the beach residents. He stated that an added benefit of the Plan will be the increase of property values by at least five percent (5%) or even as much as fifteen percent (15%).

Steve Smith, President of Craig A. Smith and Associates stated that his organization has been working with the Town regarding its stormwater problems for approximately seven (7) years. He provided a brief summary of the Town's stormwater project of the phases that have been completed, and the phases that are still pending.

Aletha Player, Florida Power & Light Area Manager for the Town of Golden Beach provided a summary of the benefits of undergrounding the Town's utilities. Ms. Player stated that Florida Power & Light is pleased that the Town is moving forward with undergrounding its utilities. She stated that FPL believes that there is value to all of its customers in converting existing overhead facilities to underground. Underground facilities are less accessible to wind damage and therefore, the Town may experience fewer power outages throughout hurricanes. Clearly, the underground system is more resilient to weather elements. She stated that it was good to hear that the Town was also working on its flooding issues because this would help the undergrounding system tremendously. Florida Power & Light wants to encourage all cities similar to Golden Beach to pursue undergrounding if they chose to. As an incentive Florida Power & Light would contribute twenty-five percent (25%) of the actual cost to help reduce the expense on cities of converting their facilities. They feel the incentive is a plus because it benefits all of Florida Power & Light customers.

## **I. COUNCIL COMMENTS**

### **Vice Mayor Bernstein**

- **Capital Improvement Plan**

He stated that this was the most important decision that he has to make since being elected to serve on the Town Council, and it is the only reason he decided to serve on the Council. He emphasis that this was not only the Town Council's decision. He stated that this was an entire Town's

accomplishment. Therefore, he was asking everyone to participate by voting in the Special Election on November 6, 2007.

#### **Council Member Rojas**

- **Employee Appreciation**  
She commended the Town Manager and committee that was responsible for coordinating the Employee Appreciation event at Lucky Strike on October 23, 2007.
- **Capital Improvement Plan**  
Council Member Rojas stated that she was in favor of the Capital Improvement Plan but express that she had some concerns regarding the narrowing of Golden Beach Drive in order to accommodate the sidewalks.

#### **Council Member Einstein**

- **Capital Improvement Plan**  
He stated that this is the greatest decision that the Town is facing in the next twenty years. He wanted the residents to think about the process that the Town Council has gone through in order to make this Plan become a reality. He stated that there could not be a more democratic procedure used in order to gain ideas and suggestions for the residents in formulating this plan. He stated that these improvements will increase the value of the residences in Golden Beach.
- **Town Monthly Newsletter**  
Commended the staff for the quality of the Town's Monthly Newsletter.

#### **Council Member Lusskin**

- **Bond Referendum Special Election**  
Encouraged all registered voters in the Town of Golden Beach to vote on November 6, 2007. She thanked Mr. Fred Chouinard for his support of the Capital Improvement Plan.

### **J. TOWN MANAGER REPORT**

The Town Manager acknowledge two of the Town's employees, Ms. Cynthia Garcia and Monica DelSol for working long hours in helping in getting the word out about the Town's Special Election and the activities for the Halloween event.

He thanked the Mayor and Council for attending the Employee Appreciation Event at Luck Strike.

#### **First Six-Month Report of Town Activities**

He thanked all of the Department Directors for their hard work during the past six month. The Council was able to adopt an operating budget for Fiscal Year 2007/2008 that was reduced by three percent (3%) because the Department Directors looked at their department budgets and reduce their line items by three percent (3%).

He stated that Tweddle Park had WiFi capabilities and he was planning to have this service at the Beach Pavilion by the beginning of next year.

On Sunday, October 28, 2007 the Recreation Committee will be hosting the Annual Halloween event. This year's event will feature a Haunted House, Adult Masquerade and a movie showing.

**K. TOWN ATTORNEY REPORT**

None

**L. ORDINANCES – SECOND READING**

No Ordinances for second reading

**M. ORDINANCES - FIRST READING**

No Ordinances for first reading

**N. QUASI JUDICIAL RESOLUTIONS**

None

**O. CONSENT AGENDA**

1. Minutes of August 21, 2007 Regular Town Council Meeting and Minutes of September 18, 2007 Regular Town Council Meeting.
2. **A Resolution of the Town Council Recognizing City Government Week**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, RECOGNIZING CITY GOVERNMENT WEEK OCTOBER 21-27, AND ENCOURAGING ALL CITIZENS TO SUPPORT THE CELEBRATION AND CORRESPONDING ACTIVITIES.

**Exhibit:** Agenda Report No. 2  
Resolution No. 1872.07

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 1872.07

Motion to approve Resolution No. 1872.07 by Council Member Lusskin seconded by Council Member 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.

**3. A Resolution of the Town Council Recognizing the Month of October as Breast Cancer Awareness Month**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, RECOGNIZING OCTOBER AS NATIONAL BREAST CANCER AWARENESS MONTH.

**Exhibit:** Agenda Report No. 3  
Resolution No. 1873.07

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 1873.07

Motion to approve Resolution No. 1873.07 by Council Member Lusskin, seconded by Council Member 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.

**P. TOWN RESOLUTIONS**

**4. A Resolution of the Town Council Accepting the General Purpose Financial Statements for Fiscal Year 2005/2006**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, ACCEPTING THE GENERAL PURPOSE FINANCIAL STATEMENTS FOR FISCAL YEAR 2005/2006 ENDING SEPTEMBER 30, 2006 PREPARED BY KEEFE, MCCULLOUGH & CO., LLP; AND PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 4  
Resolution No. 1874.07

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 1874.07

Mr. Charles Rumps the manager of Keefe, McCullough & Co, LLP provided a brief summary of the Town's financial status for Fiscal Year 2005/2006. The financial highlights of his report were as follows: The

total governmental revenues for the year ended September 30, 2006 were \$5,656 million. This represents an increase of \$614 thousand, or 12.2% when compared with September 31, 2005. The total governmental expenditures for the above mentioned fiscal year \$5,172 million, which represents an increase of \$346 thousand or 7.2% when compared with September 31, 2005. The Town's net assets that were reflected by a total governmental fund balance at September 30, 2006 of \$3,953 million. This is an increase of \$483 thousand over 2005. He stated that there were no material weaknesses either in the Town's internal control system, or in compliance with the grant and loan funding the Town has received in Fiscal Year 2005/2006.

Motion to approve Resolution No. 1874.07 by Vice Mayor Bernstein seconded by Council Member 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.

**5. A Resolution of the Town Council Approving and Authorizing Settlement of the Matter of Leiby Stearns & Roberts, P.A. v. Town of Golden Beach**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AND AUTHORIZING SETTLEMENT OF THE MATTER OF *LEIBY STEARNS & ROBERTS, P.A. v. TOWN OF GOLDEN BEACH*, FLORIDA BAR FILE NO. 136.9901; PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No.5  
Resolution No. 1875.07

**Sponsor:** Town Attorney

**Recommendation:** Motion to Approve Resolution No. 1875.07

Attorney Wolpin explained that this matter was pending for a dispute settlement before the courts. His law firm negotiated a settlement between the law firm of Leiby Stearns & Roberts, P.A. vs. Town of Golden Beach in the amount of \$30,000. The original amount that the law firm of Leiby Stearns & Roberts, P.A. was requesting payment of \$54,000 for attorney fees. After negotiations the law firm of Leiby Stearns & Roberts, P.A. agreed to the settlement amount of \$30,000.

Motion to approve Resolution No. 1875.07 by Council Member 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.

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

Mayor Glenn Singer discussed with the Council regarding a renowned Tennis Coach, Dean Goldfine, to provide Tennis Lessons to the residents of Golden Beach.

Vice Mayor Ken Bernstein: None Requested

Councilmember Ben Einstein: None Requested

Councilmember Judy Lusskin: None Requested

Councilmember Amy Rojas: None Requested

**Q. ADJOURNMENT:**

A Motion was made to adjourn the Council Meeting by Mayor Singer seconded by Council Member Lusskin.

Meeting adjourned at 9:34PM

**Sincerely,**



**Elizabeth Sewell  
Town Clerk**