



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

Official Minutes for the April 27, 2010 Special Town Council Meeting called for 7:00 P.M.

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 7:30 PM

B. ROLL CALL

The Town Clerk called roll.

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

Staff Present: Town Manager – Alexander Diaz, Town Attorney – Stephen Helfman, Finance Director – Maria Camacho, Police Captain – Joe Barosain, Executive Assistant/HR Director – Lissette Perez, Town Clerk – Elizabeth Sewell.

C. PLEDGE ALLEGIANCE

The Public led the Pledge of Allegiance

D. PRESENTATIONS / TOWN PROCLAMATIONS

Recognition of the Town Officer of the Month February and March 2010

Mayor Singer acknowledged Acting Sergeant Omar Paez as the Officer of the Month for February 2010, and Officer Edward Pickering as the Officer of the Month for March 2010.

Recognition of the Town Officer of the Year 2009

Mayor Singer acknowledged Officer Yvonny Diaz as the Officer of the Year 2009.

Recognition of the Town Employee of the Year 2009

Mayor Singer acknowledged George Larkin as the Employee of the Year 2009.

Recognition of the Town Employee of the Month February and March 2010

Mayor Singer acknowledged Cynthia Garcia as the Employee of the Month for February 2010, and Reniel Diaz as the Employee of the Month for March 2010.

Mayor Singer presented the Town Clerk with an award for her dedication and commitment to serving the Council and residents of the Town on her resignation.

E. MOTION TO SET THE AGENDA

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

None

F. TOWN BOARD/COMMITTEE REPORTS

Beach Committee – No report for the month of April 2010

Beautification Committee – Mrs. Geduld, Chairperson stated that the Committee did not have a quorum; therefore, the Committee did not have a meeting.

Comprehensive Planning Board – No report for the month of April 2010.

Recreation Committee – No report for the month of April 2010.

Security/Public Safety Committee – No report for the month of April 2010.

G. GOOD AND WELFARE

Beth Geduld - Spoke in reference to speed bumps on Golden Beach Drive at the stop signs in front of her home. She also spoke about security being provided at the south gate because it is wide open. She spoke in reference to a proposed fire station. She stated that she loves seeing the Nannies and mothers with their children at Tweddle Park.

Sydell Herrick - Spoke in reference to residence located at 615 Ocean Boulevard. She also spoke in reference to updating the Town's Code of Ordinances.

H. MAYOR'S REPORT

- **Fire Station**

Mayor Singer assured Mrs. Geduld and the residents of the Town that the Council and Administration would not implement any project or plan without first discussing it with the Council and the public. He reiterated that nothing is done behind the residents' back.

- **North Gate**

Mayor Singer stated that the north gates are closed. He explained that the Capital Improvement Project north on Golden Beach Drive north from the Strand is almost completed; except for North Island which he hopes would be completed soon.

- **State Funding**

Mayor Singer announced that the Town is going to receive \$150,000.00 in funding from the State of Florida for reimbursement for the generators that were installed in North and South Park pump stations. He thanked the Town Manager and the Town Lobbyist specially for helping to secure this funding.

I. COUNCIL COMMENTS

COUNCILMEMBER BERNSTEIN

- **Speed Bumps**

Councilmember Bernstein assured Mrs. Geduld that the Town would be working on the speed bumps.

COUNCILMEMBER ROJAS

- **Commendation of Police Department**

Councilmember Rojas commended the Police Department for their care and compassion regarding a cat that was hurt and the way they handled the incident.

- **Resident on South Golden Beach Drive Concerns**

Councilmember Rojas explained that due to the security concerns of the south gate and the high traffic because of the Capital Improvement Project that the residents south on Golden Beach Drive that was expressed may have to wait a little while because of the work being done in the area. She stated that the speed bumps may be installed as a temporary measure.

- **Allow Work on Saturdays**

Councilmember Rojas stated that with the beautification of the Town is providing an incentive for the residents to beautify their properties; therefore, she believes that the Town Code should be changed to allow handy man's work to be done on Saturdays, such as, painting and inside carpenter's work.

VICE MAYOR EINSTEIN

- **Lighting on North end of Golden Beach Drive**

Vice Mayor Einstein stated that he has great concerns in regards to the lighting on the north end of Golden Beach Drive. He stated that the location where the street lighting currently installed on the west side of Golden Beach Drive is not the best location, they are going to have to be moved and it should not be at the cost of the Town.

- **Capital Improvement Project North Golden Beach Drive**

Vice Mayor Einstein stated that the ninety-two percent (92%) completion of the Capital Improvement Project on Golden Beach Drive north of the Strand is an amazing accomplishment for the Council, staff and the Capital Improvement Project team.

COUNCILMEMBER LUSSKIN

- **Congratulations to Residents**

Councilmember Lusskin congratulated residents Rebecca Kreiger and Judy Mimoun two residents of Golden Beach for being honored by Kasher a North Miami Beach organization for children.

- **Filming Issues**

Councilmember Lusskin reported that there was an issue with filming on South Island.

- **Roadway Work on Islands**

Councilmember Lusskin stated that the roadway work on the islands is going to be the installation of valley gutters and it does not include curbs.

- **Town's Monthly Newsletter**

Councilmember Lusskin stated that although the newsletter serves a great purpose; there were comments in the last newsletter that were inappropriate. She stated that staff needs to watch for these types of comments.

- **A1A & Massini Avenue**

Councilmember Lusskin stated that there are concerns regarding pedestrians walking on the sidewalk in the area of the north gate because when going residents go out the north gate as the light turns green they need to make sure that no one is crossing the sidewalk before making that left turn.

J. TOWN MANAGER REPORT

- **DEA SEIZURE**

The Town Manager stated that the Town received a sizeable from DEA and the Town is very proud of its Police Officers for it.

- **State Funding**

The Town Manager stated that the Town received an appropriation of \$150,000.00 from the State of Florida today for reimbursement for the

generators at North and South Park pump stations. He explained that only eight cities in the state budget received direct appropriations in the state budget. He thanked the Town Lobbyist and the Mayor for his support.

- **Town's Budget**

The Town Manager stated that he would be brining the final audit for the Town's budget for ratification at next month's Council Meeting. He announced that the final numbers from the auditor that staff saved \$1.1 million dollars in this fiscal year operating budget. He stated that this brings the Town's total three years operating savings to \$3.6 million dollars. These dollars were taking from the operating budget and converted to Capital budget dollars.

- **Golden Beach Marine Patrol Boat**

The Town Manager explained that the Town's marine patrol boat assisted in the search and rescue of the boat that capsized in the waters in Bal Harbour.

- **Repaving of A1A**

The Town Manager stated that he and the Mayor is working with FDOT to repave A1A.

- **Chief Skinner Father**

The Town Manager explained that Chief Skinner was not present at this meeting because his father had passed away.

K. TOWN ATTORNEY REPORT

None

L. CAPITAL IMPROVEMENT PROJECT PROGRESS REPORT & UPDATE

- **A1A Completion**

The Town Manager explained that A1A is approximately ninety-nine percent (99%) completed. He stated that all of the major deliverables have been delivered. The lighting and Medjool palm trees are installed, the fountain on the north end of A1A is completed, and the south fountain should be in by the end of this week. He stated that he and the Mayor is working with FDOT in reference to the repaving of A1A.

- **A1A Decorative Cross Bands**

The Town Manager stated that there was some discussion to use some full finish painting on the crosswalk and the decorative bands, but when he looked at the painting, it looked horrible. Therefore, he believes that it is better to leave it the way it is. He stated that the decorative bands are beginning to blend in.

- **North Golden Beach Drive**

The Town Manager stated that Golden Beach Drive north of the Strand is almost completed and he is hoping that area is completed by the last week in May.

- **Street Lighting North of Golden Beach Drive**

The Town Manager stated that he and the Mayor was looking at what could be done to enhance the lighting on the west side of Golden Beach Drive north of the Strand.

- **Golden Beach Drive 600 Block Issue**

The Town Manager explained that an issue has come up in the 600 Block of Golden Beach Drive. He stated that a 400 foot section in the 600 Block of Golden Beach Drive where the sub grade is unlike any other sub grade in the Town. He explained that the area has been repaved twice and it continues to crack and the curb keeps on flexing. He believes that there is some tidal influence in that area. He has authorized Craig A. Smith & Associates and C3TS to do some additional boring samples to look at the quality of the material beneath that base, and to look at what can be done to secure that space. They do not want to pave the area and then a year from now a whole section cracks and cave in.

- **South Golden Beach Drive**

The Town Manager explained that south of the Strand they will start framing curbs and sidewalks soon. The conduit work has commenced south of the Strand and the Stormwater work is progressing at a good rate. He thanked Attorney Helfman and Attorney Popok for working with the design team to see what can be done for the Stormwater Phase 1 project. He stated that he is planning to bring agreements to the Council for execution at the May or June Town Council Meeting to allow the commencement of the work on Phase 1.

- **Roadway Work on the Islands**

Paul Abbott explained that the roadway work on the Islands would look like the work that was done at the east street ends of Verona and Palermo Avenues.

- **South End of Golden Beach Drive**

Paul Abbott stated that one-way-traffic on the south end of Golden Beach Drive will be starting soon.

- **Teco Gas Line**

Paul Abbott stated that Teco Gas moved their last gas line at the Strand and now the Capital Improvement Project can continue with the forming and placement of curbs and gutters.

- **Conduit Work**

The Town Manager stated that there is some conduit work that has to be done to prepare the homes and the Administration was exploring whether that cost

was going to be passed on to the residents. He stated that the Town would be installing the conduit from the right-away line to the residences' meter boxes. He stated that he has asked Paul Abbott to put together a report that would tell each resident what work has to be done. He stated that the work would be done by using a combination of Public Works crews and an outside third party vendor to do some directional boring. The commencement of the installation of the conduit would begin next week. He explained that each of the residents north of the Strand would receive a letter specific to their home as to what need to done with a list of electricians that the Town has vetted. Homeowners can use one of those electricians or someone else. He stated that the Town would be responsible for the installation of the conduit up to the meter can.

M. ORDINANCES – SECOND READING

None

N. ORDINANCES - FIRST READING

None

O. QUASI JUDICIAL RESOLUTIONS

None

P. CONSENT AGENDA

1. Minutes of March 16, 2010 Regular Town Council Meeting.
Minutes of the April 8, 2010 Park Design Workshop Meeting.
2. **A Resolution of the Town Council Recognizing May 15th as Peace Officer Memorial Day**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, RECOGNIZING MAY 15th AS PEACE OFFICERS MEMORIAL DAY, AND MAY 9th THROUGH MAY 15th AS NATIONAL POLICE WEEK; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 2
Resolution No. 2086.10

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2086.10

3. A Resolution of the Town Council Authorizing and Approving a Contribution of \$5,000 to the Sunny Isles Beach Community School

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A CONTRIBUTION OF \$5,000.00 TO THE SUNNY ISLES BEACH COMMUNITY SCHOOL; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 3
Resolution No. 2087.10

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2087.10

4. A Resolution of the Town Council Authorizing the use of Law Enforcement Trust Funds for Police Expenditures

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE USE OF FUNDS FROM THE TOWN'S LAW ENFORCEMENT TRUST FUND IN CONNECTION WITH EXPENDITURES FOR POLICE COMPUTERS AND SOFTWARE, AND POLICE VEHICLES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 4
Resolution No. 2088.10

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2088.10

5. A Resolution of the Town Council Authorizing the Town Manager to Serve as President of the Miami-Dade County city Managers Association

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE TOWN MANAGER TO SERVE AS PRESIDENT OF THE MIAMI-DADE COUNTY CITY MANAGERS ASSOCIATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 5
Resolution No. 2089.10

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2089.10

Motion to approve Item No P1 through P5 by Councilmember Lusskin, seconded by Councilmember Rojas. Consensus vote 5 Ayes 0 Nays.

Q. TOWN RESOLUTIONS

6. A Resolution of the Town Council Adopting a Master Plan for Park Improvements within North Park

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, ACCEPTING AND ADOPTING A MASTER PLAN FOR PARK IMPROVEMENTS WITHIN NORTH PARK; DIRECTING THE TOWN MAYOR AND TOWN MANAGER TO TAKE ALL ACTIONS NECESSARY AND APPROPRIATE TO IMPLEMENT SAID PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 6
Resolution No. 2090.10

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2090.10

The Town Manager explained that the presentation was because of the workshop the Council held a few weeks ago. He stated that the park design team took all of the Council's design criteria and brought them for the Council's consideration at this meeting.

Kathy O'Leary provided a presentation of the changes to the park design project. She stated that the Council's comments, ideas and concerns were incorporated into the changes.

Several residents spoke in reference to the features of the North Park. There were several changes to this updated design were recommended by the Town Council. These changes included the removal of the tot lot, expanding the playing field and removal of the inner circle walkway around the playing field. These residents spoke in opposition to the tot lot and signed a petition stating that they were in opposition.

Motion to Approve Resolution No. 2090.10 by Councilmember Lusskin, seconded by Vice Mayor Einstein.

Motion to Defer Resolution No. 2090.10 and bring it back at a Special Town Council Meeting with modifications by Councilmember Rojas, seconded by Councilmember Lusskin.

Roll call vote was as follows:

Mayor Singer - Aye, Councilmember Bernstein - Aye, Vice Mayor Einstein - Aye, Councilmember Lusskin - Aye, Councilmember Rojas - Aye.

The motion passed 5 - 0

7. A Resolution of the Town Council Adopting a Master Plan for Park Improvements within South Park

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, ACCEPTING AND ADOPTING A MASTER PLAN FOR PARK IMPROVEMENTS WITHIN SOUTH PARK; DIRECTING THE TOWN MAYOR AND TOWN MANAGER TO TAKE ALL ACTIONS NECESSARY AND APPROPRIATE TO IMPLEMENT SAID PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 7
Resolution No. 2091.10

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2091.10

Kathy O'Leary provided a presentation of the changes to the park design project. She stated that the Council's comments, ideas and concerns were incorporated into the changes.

Motion to Approve Resolution No. 2091.10 by Councilmember Lusskin, seconded by Councilmember Rojas.

Roll call vote was as follows:

Mayor Singer - Aye, Councilmember Bernstein - Aye, Vice Mayor Einstein - Aye, Councilmember Lusskin - Aye, Councilmember Rojas - Aye.

The motion passed 5 - 0

8. A Resolution of the Town Council Approving an Amendment to the Work Authorization Agreements for Engineering and Inspection Services between the Town of Golden Beach and Craig A. Smith & Associates for Phases 2, 3, 4, 5 and 6 of the Stormwater Management System Project

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AN AMENDMENT TO THE WORK AUTHORIZATION AGREEMENTS FOR ENGINEERING AND INSPECTION SERVICES BETWEEN THE TOWN AND CRAIG A. SMITH & ASSOCIATES FOR PHASES 2, 3, 4, 5, & 6 OF THE STORMWATER MANAGEMENT SYSTEM PROJECT AND FOR THE WATER MAIN REPLACEMENT PROJECT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 8
Resolution No. 2092.10

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2092.10

The Town Manager explained that due to changes in the phasing and construction delays related to FEMA the Town needs to extend its agreement with Craig A. Smith & Associates for an additional six (6) months. He also explained that during the construction of the Capital Improvement Project the Town has asked Craig A. Smith & Associates to provide additional services outside of the scope of services. Craig A. Smith & Associates have estimated that the cost of this work to total approximately \$92,000.00. He explained that part of this work was needed as part of the overall stormwater development. The cost for the extension of six months for engineering services for the stormwater and water distribution contracts is \$156,000.00 for a total cost of \$248,000.00 that will be reimbursed by FEMA.

Motion to Approve Resolution No. 2091.10 by Councilmember Rojas, seconded by Councilmember Lusskin.

Roll call vote was as follows:

Mayor Singer - Aye, Councilmember Bernstein - Aye, Vice Mayor Einstein - Aye, Councilmember Lusskin - Aye, Councilmember Rojas - Aye.

The motion 5 - 0

R. DISCUSSION & DIRECTION TO TOWN MANAGER

Mayor Glenn Singer:
None Requested

Vice Mayor Ben Einstein:

None Requested

Councilmember Judy Lusskin:
None Requested

Councilmember Amy Rojas:
**Feral Cats

Councilmember Rojas explained that there is an organization that would trap, and neuter and care for the cats until they are healed, and then they would bring the cats back to the Town.

Councilmember Ken Bernstein:
None Requested

Town Manager Alexander Diaz
** Schedule Special Town Council Meeting

The Town Council agreed to schedule a Special Town Council Meeting on May 14, 2010 at 7:00 PM.

S. ADJOURNMENT:

Motion to adjourn the council meeting by Councilmember Lusskin, seconded by Councilmember Rojas. Consensus vote 5 Ayes 0 Nays.

Meeting adjourned at 10:05 PM.

Respectfully submitted,

Elizabeth Sewell

Elizabeth Sewell, CMC
Town Clerk