



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

**Official Minutes for the August 26, 2009
Special Town Council Meeting called for 7:30 P.M.**

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 7:33 PM

B. ROLL CALL

The Town Clerk called roll:

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

Staff Present: Town Manager – Alexander Diaz, Town Attorney – Stephen Helfman, Police Chief – James Skinner, Finance Director – Maria Camacho, Executive Assistant to the Town Manager/Human Resource Director – Lissette Perez, Town Clerk – Elizabeth Sewell

C. PLEDGE ALLEGIANCE

Chief Skinner led the Pledge of Allegiance.

D. PRESENTATIONS / TOWN PROCLAMATIONS

Recognition of Town Employee of the Month for June & July 2009

Mayor Singer acknowledged Ken Jones as the Employee of the Month for June 2009 and Cynthia Garcia as the Employee of the Month for July 2009.

Recognition of Town Officer of the Month for June & July 2009

Mayor Singer acknowledged Captain Joseph Barasoain as the Officer of the Month for June 2009 and Officer Yovany Diaz as the Officer of the Month for July 2009.

E. MOTION TO SET THE AGENDA

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

Mayor Singer suggested removing Items No. Q 15 and Q 16 from the Consent Agenda. Councilmember Einstein requested moving Item No. R. 23 for discussion after the public hearings and adoption of Ordinances on first reading.

F. TOWN BOARD/COMMITTEE REPORTS

Beach Committee – No report for the month of August

Beautification Committee – No report for the month of August

Comprehensive Planning Board – No report for the month of August

Recreation Committee – Vice Mayor Lusskin reported that the Recreation Committee suspended their meetings and activities for the summer, but will resume planning activities for the fall, specifically the Halloween event.

The Town Manager reported that the Summer Series of recreational activities that were sponsored by the Town for the Town's youth was very successful and well attended by the Town's children. He acknowledged and commended Cynthia Garcia and Reniel Diaz the Town's staff for planning, coordinating and supervising the events.

Security/Public Safety Committee - No report for the month of August.

G. GOOD AND WELFARE

Al Paruas – 645 Golden Beach Drive spoke in reference to progress of the Capital Improvement Project. He also spoke in reference to the Stormwater Management Project, the Florida Power and Light overhead utilities in the easement behind the residence at 625 Golden Beach Drive and the condition of rental properties in the Town.

Fred Chouinard – 407 Ocean Boulevard spoke in reference to the palm trees in the median on Ocean Boulevard and the residence at 462 Ocean Boulevard.

Sydell Herrick - 625 Ocean Boulevard thanked the Town Council for the beautiful palm trees that were planted in the median of Ocean Boulevard in front of her residence. She thanked the Administration for the type of music on the Town Television Channel and the Town's

web site. She also spoke in reference to the residence at 615 Ocean Boulevard.

H. MAYOR'S REPORT

- **Condolence**

Mayor Singer extended his condolence to Mrs. Alene Fishbein on the passing of her husband and stated that Mr. Fishbein would be missed, but he would not be forgotten.

- **Construction Zones Safety**

Mayor Singer stated that with all of the construction in the Town, and nowhere for the children to ride their bikes except for in the streets, which are dimly light. Therefore, he is asking everyone to be extra careful.

- **Crime Incidences**

Mayor Singer stated that there has been an increase in criminal incidences in the Town recently because of the tough economic times. As a result, of this issue he is asking the residents to secure their homes, and keep an eye on each other properties. The Town's Administration and Police Department will work together to implement various projects to deal with this problem such as installing additional security cameras on Golden Beach Drive, extend the hours of the Marine Patrol. Increase man-power on patrols, educate the residents on crime prevention methods by outside law enforcement agency, provide the Town's Law Enforcement Officers with improve equipment, encourage more interaction between the Town's Police Officers and the residents and improving the procedures at the Police Substation. He asked the residents that if they see something suspicious at their neighbor's residence to report it to the police.

- **Capital Improvement Project**

He stated that there is great progress at the north end of Golden Beach Drive, which is a great indication what the town is going to look like. He stated that the Town Manager assured him that the project would be completed by December 2010.

- **Police Substation Renovations**

Mayor Singer stated that the substation has been renovated during the summer. It has been pressure cleaned, a new floor has been installed and it has been totally renovated.

- **Fiscal Year 2009- 2010 Operating Budget**

Mayor Singer commended the Town Manager and his staff for the phenomenal job they did in controlling expenses. He stated that at the end of this fiscal year there would be a surplus of \$1.4 million dollars. He also stated that he is not aware of another town in this area that has a surplus in their operating budgets.

- **Tax Bill**
Mayor Singer stated that the Town Council is proposing to set the Millage Rate at 8.5 mills, which has been the Town's Millage Rate for the past four years.
- **FEMA Grant**
Mayor Singer commended the Town Manager for securing a grant from the Federal Emergency Management Agency in the amount of \$9 million dollars and of the \$9 million dollars, the Town of Golden Beach will receive \$6.9 million dollars. He reiterated that if the Town Manager had not been persistent in pursuing this grant funding the Town would not have received it.
- **Rental Properties**
Mayor Singer stated that he was in agreement with Mr. Al Paruas comments regarding the appearance of some of the rental properties in the Town. He stated that some of the rental properties look less desirable. He explained that the Town cannot control the tenants property owners choose to rent their properties to but the Town can control the appearance of the properties. He explained that now the Town has hired a new Code Enforcement Officer who would be proactive by doing daily inspections in the Town.

I. COUNCIL COMMENTS

Vice Mayor Lusskin

- **Condolences**
Vice Mayor Lusskin extended her heartfelt condolences to Mrs. Fishbein and her family on the passing of Mr. Fishbein. She also acknowledged the passing of Pete Sutherland an employee of the Public Works Department.
- **Capital Improvement Project Progress**
Vice Mayor Lusskin stated that since she is living on the north end of Golden Beach Drive in the midst of the project it is like a battle zone. However, as the sidewalk , curbs and gutters are being installed they are seeing beginning to the see the vision that Mayor Singer had four years ago.
- **Council Designated Areas of Responsibility**
Vice Mayor Lusskin stated that it has been about six (6) months ago since each of the Councilmembers had been assigned areas of responsibility and it is about time for the next rotation for areas of responsibility to be designated. Therefore, she is putting in her bid to be assigned to the Police Department as her next assignment.
- **Security on A1A**
Vice Mayor Lusskin expressed concern with the easy access on A1A near Navona Avenue and she is asking for a safety feature to be in place in that area.

- **Speeding on Golden Beach Drive**
 Vice Mayor Lusskin stated that speeding on Golden Beach Drive especially on the north end is very bad because of the Capital Improvement Project construction it kicks-up the dust and it is very dangerous because on that end of Golden Beach Drive it is a one way street.
- **Code Enforcement**
 Vice Mayor Lusskin stated that when Code Enforcement is driving around doing their inspections they have to look, and they would see grass that is incredibly high.
- **Soliciting Ordinance**
 Vice Mayor Lusskin stated that she was not aware that people could apply for a permit to solicit in the Town. She asked staff to look into changing the Ordinance.
- **Massini Avenue**
 Vice Mayor Lusskin stated that some of the trees that were planted on Massini Avenue for a security hedge have been removed, it made her uncomfortable and she is a bit concern.
- **Lighting on Golden Beach Drive**
 Vice Mayor Lusskin reported that the lighting on Golden Beach Drive north of the Strand has improved a little but it is still not enough.
- **Sea Grass**
 Vice Mayor Lusskin stated that she had attended some of the Building Regulation Advisory Board meetings where requests have been made to build docks and it has been stated that the docks would have to build out much further than what the Town Code of Ordinances allow. One of the requests was for a 46 foot dock, but the Building Regulation Advisory Board ruled against this request because the board members felt this was a little excessive. The Building Regulation Advisory Board members asked her to contact DERM and come up with a medium that everyone could be more comfortable with.
- **New Committee Members**
 Vice Mayor Lusskin asked staff to recruit new committee members for the Town's standing committees.
- **A1A Palm Trees**
 Vice Mayor Lusskin stated that she would like to see one type of palm trees on A1A, whether they are all Coconut Palms or all Medjools Date Palm trees.
- **FEMA Grant**
 Vice Mayor Lusskin commended the Town Manager for his success in getting the FEMA Grant funding for the Town.

- **Summer Camp Day**
Vice Mayor Lusskin commended staff on a successful camp day.

Councilmember Bernstein

- **Capital Improvement Project Progress**
Councilmember Bernstein commended the Mayor, Council and staff for all of the hard work on the Capital Improvement Project during the summer. He stated that he would like to see all Medjools Date Palm trees on A1A instead of the three different types of palm trees that are there currently.

Councilmember Rojas

- **North Golden Beach Drive**
Councilmember Rojas reminded everyone that it is one way traffic going north on Golden Beach Drive from Navona. She stated that everyday there are multiple civilian vehicles going the wrong way.
- **Capital Improvement Project Update**
Councilmember Rojas commended Southeastern Engineering, Inc. on the performance of their new personnel working on the project and for the progress that has been made since the arrival of the new personnel.
- **Stormwater Management System**
Councilmember Rojas requested that the stormwater management system on the north end of Golden Beach Drive be connected to the pump, although, traditionally that area does not flood like the remainder of the Town.
- **A1A Palm Trees**
Councilmember Rojas stated that she is in agreement with the other Councilmembers that there should be only Medjools Palm trees on A1A instead of the different type of palm trees that are currently there.

Councilmember Einstein

- **Mr. Richard Fishbein**
Councilmember Einstein stated that Mr. Fishbein was a gentleman in the true sense of the word; he will be missed by the entire Golden Beach community and extended his heartfelt condolences to the Fishbein family.
- **FEMA Grant Funding**
Councilmember Einstein commended Mr. Diaz on his success in getting the FEMA Grant funding for the Town.
- **Tax Bill**
Councilmember Einstein stated that only a small part of the residents' tax bill is the Town portion of the entire bill.
- **Capital Improvement Project**

Councilmember Einstein commended the Capital Improvement Project construction contractors for their performance.

J. TOWN MANAGER REPORT

- **Stormwater Management System**

The Town Manager stated that he had met with Mr. Paruas to discuss the design of the stormwater catch basin area north of Navona that is not connected to the force main system. They then met with the Town's stormwater management system experts. At that meeting, Mr. Paruas brought up some very strong points and one of the points was that maybe a redundancy could be built into the north basin area and tie it into the north park basin area. The Town's engineers have determined that they could make a release connection from the north basin area to the north park basin area. Staff has submitted a request to DERM to permit that connection as a release to the north basin area. It seems that this request has been well received by DERM. It is not the perfect solution but it will provide much relief from flooding to that area. He thanked Mr. Paruas for his insight, recommendation and granting the Town Manager the time and latitude to find a solution for this problem.

- **Proposed Millage Rate**

The Town Manager stated that he and the Mayor is committing to bring to the Council at the September Budget Public Hearing a proposed Budget and Tentative Millage Rate at the 8.5 mills.

- **Code Enforcement**

The Town Manager stated that Code Enforcement has been an issue over the past year. He stated that he had kept the Code Enforcement position vacant over the past year, the Police Department has provided enough enforcement activity but they are not managing the Code Enforcement cases and ensuring compliance. Therefore, he is filling the Code Enforcement vacancy with Mr. Reniel Diaz who would be responsible for managing all of the Town's Code Enforcement cases.

- **FEMA Delegation**

The Town Manager thanked Mayor Singer, Vice Mayor Lusskin and Councilmember Rojas for joining him in meeting with the FEMA Delegation asking for their assistance in helping out the Town.

- **Sea Wall Compliance**

The Town Manager stated that any residents whose sea wall is not in compliance with the Town's Code will be receiving a notice of violation. He explained that as residents receive their notices of violations they should come into Town Hall to work with him to bring their sea walls into compliance.

- **Landscapers**

The Town Manager stated that he has issued a mandate to the Town's Police and Public Works Departments that the Town is no longer going to allow providers that provide landscaping services in the Town to continue to leave their debris in Town as they perform services. The Town Code is clear, it states that providers providing landscaping services to the residents of Golden Beach are required to take the debris with them at the completion of providing the service, and the Town will be enforcing this rule.

- **Police Boat Dock**

The Town Manager reported that Chief Skinner has been working to get the Police Boat Dock permit issued by DERM and South Florida Water Management District. He stated that the Chief has done a great job with this project, and he and the Mayor have committed to the Chief that once the permits are in place they will commence the construction of the dock at the Strand and Golden Beach Drive to provide greater visibility of the Town's Police.

K. TOWN ATTORNEY REPORT

None.

L. POLICE PRESENTATION/DISCUSSION

Chief Skinner presented an update of the activities of the Town's Police Department. He stated that the current crime rate in the Town exhibits an increasing trend. He explained that in order to handle this situation the Police Department has taken the following steps; increasing minimum staffing from two (2) to four (4) Officers per shift, enhanced Substation presence, implementing Community Policing Standard Operating Procedures, longer marine patrol hours, increased staffing and initiation of undercover patrols. In addition, the Town will be purchasing preventive equipment, installing additional cameras, new police facilities visibility initiatives, educate the residents by having resident safety seminars, distributing crime prevention brochures, educational materials such as stickers/magnets, "Police Blog": criminal activity updates. He explained that by implementing these measures that the goal is to reduce crime within the Town.

The Town Manager stated that the Police Department has implemented a number of significant measures in the past couple of years. He explained that since the Town has hired Captain Barasoain under the direction of Chief Skinner they have implemented mandatory training for all of the Town's Police Officers, the Department has recently promoted Acting Sergeant Lyndean Peters and Acting Sergeant Omar Paez, and have created a crime suppression team. He explained that in the near future the transponder system would be changed to a magnetic sticker that could be activated or deactivated as necessary. He stated that the Mayor has tasked him with putting together a committee comprised of the Human

Resources Director, Town Clerk, Finance Director and the Police Captain to evaluate the feasibility of going back to an in-house security service for the Police Substation or going out to bid for uniformed armed guards.

M. CAPITAL IMPROVEMENT PROJECT PROGRESS REPORT & UPDATE

The Town Manager reported that the Capital Improvement Project is on track for the timeline that was adopted by the Town Council that is delivery in the Fall of 2010. He stated that he is aware that the northern part of the Town has been very difficult to live in for the past couple of months because that is where the project started progressing from north to south. There have been some issues with some of the subcontractors, specifically the undergrounding of the utilities subcontractors and they have been put on notice that the Town would like to see an enhancement of supervision of that project. The project on A1A is progressing and the framework for the sidewalks would begin this week. On Monday, a Notice to Proceed would be issued to Southeastern Engineering, Inc. to commence work on the Stormwater Management System south of Navona.

Franklin Barron of Skyline Management explained that the curbs and sidewalk from Massini to Navona including asphalt on both sides of the street should be finished by Friday. At that point, Massini will be closed off and the improvements will be completed in that area.

N. ORDINANCES – SECOND READING

1. An Ordinance Related to the Comprehensive Plan Update and Evaluation & Appraisal Report Based Amendments.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE TOWN'S COMPREHENSIVE PLAN TO INCLUDE NEW, REVISED AND/OR UPDATED DATA, TEXT, TABLES, MAPS, FIGURES AND ANALYSIS, AS WELL AS GOALS, OBJECTIVES AND POLICIES IN THE FUTURE LAND USE ELEMENT, TRANSPORTATION ELEMENT, HOUSING ELEMENT, INFRASTRUCTURE ELEMENT, CONSERVATION ELEMENT, COASTAL MANAGEMENT ELEMENT, RECREATION AND OPEN SPACE ELEMENT, CAPITAL IMPROVEMENTS ELEMENT AND INTERGOVERNMENTAL ELEMENT; ALL IN RELATION TO CERTAIN ITEMS IDENTIFIED IN THE TOWN'S 2005-06 EVALUATION AND APPRAISAL REPORT (EAR); FURTHER AMENDING THE TOWN'S COMPREHENSIVE PLAN TO PROVIDE FOR AMENDMENTS RELATING TO WATER SUPPLY PLANNING AND ADOPTION OF RELATED WATER SUPPLY PLAN; PROVIDING FOR SEVERABILITY;

PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 1
Ordinance No. 535.08

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 535.08

Michael Miller the Town's Planning Consultant stated that on November 18, 2008 the Town Council adopted on first reading and authorized the transmittal of the proposed Comprehensive Plan amendments which included EAR-Based Amendments from the Town's last Evaluation and Appraisal Report adopted on May 17, 2007, including a 10-year Water Supply Facilities Work Plan and related Comprehensive Plan Amendments and general updates to the Capital Improvement Element/ 5-year Capital Improvement Project Schedules. The documents were transmitted to the Florida Department of Community Affairs and other statutorily required review agencies for review. He explained that there were ten (10) objections and seven (7) comments were raised relating to the proposed Comprehensive Plan amendments. The Town has thoroughly reviewed the issues raised by the Department of Community Affairs and addressed them.

A Motion to adopt Ordinance No. 535.08 on second reading by Vice Mayor Lusskin, seconded by Councilmember Rojas.

Roll call vote was as follows:

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

The motion carried.

O. ORDINANCES - FIRST READING

2. An Ordinance Granting to Florida Power & Light Company an Electric Franchise

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, GRANTING TO FLORIDA POWER & LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC FRANCHISE, IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO, PROVIDING FOR MONTHLY PAYMENTS TO THE TOWN OF GOLDEN BEACH, AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 2
Ordinance No. 538.09

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 538.09

The Town Manager explained that the Town's current franchise agreement with Florida Power and Light Company was adopted in 1982 and is set to expire in two (2) years. Although the current agreement is valid, he felt that the proposed agreement is in the best financial interest of the Town and provides greater safe guards.

A Motion to adopt Ordinance No. 538.09 on first reading by Councilmember Rojas, seconded by Councilmember Bernstein.

Roll call vote was as follows:

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

3. An Emergency Ordinance Creating a new Chapter 62, Article II Entitled "Flood Damage Prevention"

AN EMERGENCY ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING ARTICLE II "FLOOD DAMAGE PREVENTION" OF CHAPTER 62 "FLOODS" OF THE TOWN CODE BY REPEALING THE EXISTING CHAPTER 62, ARTICLE II AND CREATING A NEW CHAPTER 62, ARTICLE II "FLOOD DAMAGE PREVENTION"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 3
Ordinance No. 539.09

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 539.09

The Town Manager explained that this Ordinance is required by FEMA and calls for the Town to update and adopt further changes in the floodplains management measures so that the Town's residents would be eligible to

purchase or renew their flood insurance through the National Flood Insurance Program.

A Motion to adopt Emergency Ordinance No. 539.09 on first reading by Vice Mayor Lusskin, seconded by Councilmember Bernstein.

Roll call vote was as follows:

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

The Motion carried.

4. An Ordinance Amending Section 2-266 Entitled “Application Exceptions” and Section 2-275 Entitled “Waiver of Bid Procedure”

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING SECTIONS 2-266 “APPLICATION, EXCEPTIONS” AND 2-275 “WAIVER OF BID PROCEDURE” OF CHAPTER 2 “ADMINISTRATION” OF THE TOWN OF GOLDEN BEACH CODE OF ORDINANCES, INCREASING DOLLAR THRESHOLD OF PURCHASES EXEMPT FROM BID PROCEDURES AND TOWN COUNCIL APPROVAL, AND PROVIDING ADDITIONAL AUTHORITY TO WAIVE BID PROCEDURES WHERE COMPLIANCE IS IMPRACTICAL AND NOT IN THE BEST INTEREST OF THE TOWN; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 4
Ordinance No. 540.09

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 540.09.

The Town Manager explained that there would be a couple of changes to this ordinance on second reading. He stated that the Town’s current Procurement Procedures are as follows: purchases of goods/services less than \$5,000 is authorized without quotes, while purchases between \$5,000 and \$10,000 require at least two quotes, and any expenditure over \$10,000 requires that the Town go through the bid process. He explained that the \$10,000 threshold has been very difficult to adhere to, as the costs of goods/services have increased through the years. As a result, he is asking that the Town’s procurement procedure be changed, so that goods/services under \$10,000 could be purchased. Expenditures between \$10,000 and \$25,000 would require two

quotes, the consent of the Mayor and monthly reports provided to the Council. Expenditures in excess of \$25,000 would require the bid process.

A Motion to adopt Ordinance No. 540.09 on first reading by Vice Mayor Lusskin, seconded by Councilmember Einstein.

Roll call vote was as follows:

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

The Motion carried.

5. An Ordinance Amending Section 58-38 Entitled “Mailboxes”

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING SECTION 58-38 ENTITLED “MAILBOXES” OF THE TOWN CODE OF ORDINANCES, REMOVING PROVISIONS FOR SELECTION OF MAILBOXES BY TOWN RESIDENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 5.
Ordinance No. 541.09

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 541.09

The Town Manager explained that this ordinance amends Section 58-38 contained in Chapter 2 “Development Standards” of the Town Code of Ordinances to remove the provision related to the selection of mailboxes by the Town’s residents. The amendment now provides for the selection of the mailboxes by the Town Council.

A Motion to adopt Ordinance No. 541.09 on first reading by Councilmember Rojas, seconded by Councilmember Einstein.

Roll call vote was as follows:

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

The Motion carried.

P. QUASI JUDICIAL RESOLUTIONS

None

Q. CONSENT AGENDA

6. Minutes of June 23, 2009 Special Town Council Meeting.
Minutes of July 28, 2009 Budget Workshop & Special Town Council Meeting

7. **A Resolution of the Town Council Approving a Joint Project Agreement with FDOT for Landscape & Turf Maintenance Services**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING A JOINT PROJECT AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR TURF AND LANDSCAPE MAINTENANCE; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; AUTHORIZING THE MAYOR AND TOWN MANAGER TO TAKE ALL ACTION NECESSARY TO IMPLEMENT THE AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 7
Resolution No. 2012.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2012.09

8. **A Resolution of the Town Council Authorizing and Approving a Contribution of \$750.00 to FIU Biscayne Bay Campus in Memoriam of Richard Fishbein**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING THE PAYMENT OF \$750.00 TO FLORIDA INTERNATIONAL UNIVERSITY BISCAYNE BAY CAMPUS IN MEMORIAM OF RICHARD FISHBEIN; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 8
Resolution No. 2013.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2013.09

9. A Resolution of the Town Council Authorizing Modification of a Federal Emergency Management Agency Grant Program Application

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING MODIFICATION OF A FEDERAL EMERGENCY MANAGEMENT AGENCY ("FEMA") HAZARD MITIGATION GRANT PROGRAM APPLICATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 9
Resolution No. 2014.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2014.09

10. A Resolution of the Town Council Authorizing the Town Manager to Serve on the Board of Directors as the District Five Director of the Florida City and County Management Association

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE TOWN MANAGER TO SERVE AS THE DISTRICT FIVE DIRECTOR ON THE BOARD OF DIRECTORS FOR THE FLORIDA CITY AND COUNTY MANAGEMENT ASSOCIATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 10
Resolution No. 2015.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2015.09

11. A Resolution of the Town Council Authorizing the Sale of a Surplus Crownline Boat

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE SALE OF A SURPLUS CROWNLIN 26'6" BOAT FROM THE TOWN'S VEHICLE AND VESSEL FLEET; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 11
Resolution No. 2016.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2016.09

12. A Resolution of the Town Council Authorizing the Purchase of Record Management Program for the Town's Police Department

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE PURCHASE OF A COMPUTER SOFTWARE PROGRAM TO PROVIDE A REPORTS MANAGEMENT SYSTEM (RMS) WHICH WILL INCLUDE FCIC/NCIC AND DAVID SERVICE, THE MAINTENANCE FOR THAT SERVICE AND THE MAINTENANCE OF THE POLICE DEPARTMENT'S LAPTOP COMPUTERS; APPROVING AGREEMENT WITH THE CITY OF SUNNY ISLES BEACH FOR MAINTENANCE OF POLICE DEPARTMENT LAPTOPS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 12
Resolution No. 2017.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2017.09

13. A Resolution of the Town Council Authorizing the Purchase of Six (6) Semi-Automatic Police Patrol Rifles, Ammunition and Electronic Locks

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE PURCHASE OF SIX (6) .223 CALIBER SEMI-AUTOMATIC POLICE PATROL RIFLES, AMMUNITION, AND SIXTEEN (16) ELECTRONIC LOCKS TO SECURE THESE WEAPONS IN PATROL VEHICLES TO PROTECT THE TOWN'S RESIDENTS AND POLICE OFFICERS; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 13
Resolution No. 2018.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2018.09

14. A Resolution of the Town Council Authorizing the Purchase of one (1) Electric Car Vehicle

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING PURCHASE OF AN ELECTRIC CART VEHICLE FOR THE TOWN ADMINISTRATION AND POLICE DEPARTMENT; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 14
Resolution No. 2019.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2019.09

15. A Resolution of the Town Council Appointing Trustees to the Town's Employee Pension Plan Board of Trustees

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPOINTING TWO TRUSTEES TO THE TOWN OF GOLDEN BEACH EMPLOYEES PENSION PLAN BOARD OF TRUSTEES; PROVIDING FOR TERM OF APPOINTEES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 15
Resolution No. 2020.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2020.09

16. A Resolution of the Town Council Approving Budget Amendment No. 3

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AMENDMENT #3 TO THE 2008-2009 FISCAL YEAR OPERATING BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 16
Resolution No. 2021.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2021.09

17. A Resolution of the Town Council Renewing & Extending the Agreement for a Comprehensive Health Insurance Plan

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, RENEWING THE AGREEMENTS FOR THE PROVISION OF A COMPREHENSIVE HEALTH INSURANCE PLAN, INCLUDING A VISION AND DENTAL 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. 17
Resolution No. 2022.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2022.09

18. A Resolution of the Town Council Renewing the Agreement for Life and Disability Insurance

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, ACCEPTING THE BENEFIT PROPOSAL FOR SHORT TERM/LONG TERM DISABILITY INSURANCE, LIFE AND ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE SUBMITTED BY MUTUAL OF OMAHA INSURANCE; PROVIDING FOR CONDITIONS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 18
Resolution No. 2023.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2023.09

19. A Resolution of the Town Council Approving Budget Amendment No. 4

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AMENDMENT #4 TO THE 2008-2009 FISCAL YEAR OPERATING BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 19
Resolution No. 2024.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2024.09

20. A Resolution of the Town Council Authorizing the Acceptance of a Donation of four (4) Protective Vests

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE ACCEPTANCE OF A DONATION OF FOUR PROTECTIVE VESTS; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 20
Resolution No. 2025.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2025.09

A Motion to approve Items No. Q6 through Q14, Q17 through Q20 on the Consent Agenda by Vice Mayor Lusskin, seconded by Councilmember Rojas. Consensus vote was 5 Ayes 0 Nays. The Motion carried. Items No. Q15 and Q16 were removed from the Consent Agenda.

R. TOWN RESOLUTIONS

21. A Resolution of the Town Council Authorizing and Approving Three Change Orders to the Southeastern Engineering Contractors, Inc. Agreement

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING THREE CHANGE ORDERS TO THE CONTRACT FOR CONSTRUCTION BETWEEN THE TOWN OF GOLDEN BEACH AND SOUTHEASTERN ENGINEERING CONTRACTORS, INC.; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE;

Exhibit: Agenda Report No. 21
Resolution No. 2026.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2026.09

The Town Manager explained that Resolution authorizes three Change Orders to be expended from the Contingency line item of the Southeastern Engineering , Inc. Agreement. Change Order No. 1 is the expenditure of \$34,164.90 for the relocation of the Stormwater Pump at South Park. Change Order No. 2 is an expenditure of \$97,131.50 for the installation of curbs, gutters and roadway north of Rock Park; not originally a part of the Capital Improvement Project. Change Order No. 3 is for additional work required in the Final Florida Power & Light Company conduit plans for an expenditure of \$175,320.00.

A Motion to approve Resolution No. 2026.09 by Councilmember Rojas, seconded, by Vice Mayor Lusskin.

Roll call vote was as follows:

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

The Motion carried.

22. A Resolution of the Town Council Approving and Authorizing a Change Order to the Metro Equipment Contract

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A CHANGE ORDER TO THE CONTRACT BETWEEN THE TOWN OF GOLDEN BEACH AND METRO EQUIPMENT SERVICES, INC.; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE;

Exhibit: Agenda Report No. 22
Resolution No. 2027.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2027.09

A Motion to approve Resolution No. 2027.09 by Councilmember Rojas, seconded, by Councilmember Einstein.

Roll call vote was as follows:

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

The Motion carried.

23. A Resolution of the Town Council Authorizing the Purchase of 500 Model Pumb-1050 Estate Mailboxes

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE PURCHASE OF 500 MODEL PUMB-1050 ESTATE MAILBOXES FOR TOWN RESIDENTS FROM PUPLIPAS USA, LLC; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 23
Resolution No. 2028.09

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2028.09

The Town Manager explained that after months of researching and identifying possible mailboxes staff found a mailbox that is aluminum, decorative, simple and individual at the same time. The recommended box is custom made for each individual home. The mailboxes includes street side mailbox, two personalized side plaques, newspaper holder, deluxe post with brackets and ball finial, they are available in bronze, white, green or black, they have easy and durable door operation, they are designed and built to last a lifetime, holds multiple days worth of mail and larger packages, magazines will lay flat, eliminating tears and creases, make a great first impression, enhancing the curb appeal of the home, and personalized for the individual homeowner. The overall dimensions of the mailboxes are 9.6" wide x 55" high x 24.375" deep. The mailbox dimensions are 13" high x 9.6" wide x 20.3" deep. The mailboxes include manufacturers Limited Lifetime Year Warranty.

A Motion to approve Resolution No. 2028.09 by Councilmember Einstein, seconded, by Vice Mayor Lusskin.

Roll call vote was as follows:

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

The Motion carried.

S. DISCUSSION & DIRECTION TO TOWN MANAGER

Mayor Glenn Singer:
None Requested

Vice Mayor Judy Lusskin:
None Requested

Councilmember Ben Einstein:
None Requested
Councilmember Amy Rojas:
None Requested

Councilmember Ken Bernstein:
None Requested

Town Manager Alexander Diaz

The Town Manager recommended rescheduling the September 15, 2009 Special Town Council Meeting and first Budget Public Hearing to September 22, 2009 at 7:30 PM. He stated that the schedule for September 22, 2009 would be as follows: Crime Awareness Workshop at 6:30 PM, Executive Session at 7:00 PM and Special Town Council Meeting and First Budget Public Hearing at 7:30 PM. The Consensus vote the adopt the above stated schedule was 5 Ayes 0 Nays.

T. ADJOURNMENT:

A Motion to adjourn the Council Meeting by Mayor Singer, seconded by Vice Mayor Lusskin. Consensus vote 5 Ayes 0 Nays.

The meeting adjourned at 10:20 PM.

Respectfully submitted,

Elizabeth Sewell

Elizabeth Sewell, CMC
Town Clerk