



## **TOWN OF GOLDEN BEACH**

**One Golden Beach Drive  
Golden Beach, FL 33160**

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**Official Minutes for the January 18, 2011  
Regular Town Council Meeting called for 7:00 P.M.**

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- A. MEETING CALLED TO ORDER:** 7:05pm
- B. ROLL CALL:** Mayor Glenn Singer, Vice Mayor Bernard Einstein, Councilmember Amy Rojas, Councilmember Judy Lusskin, Councilmember Kenneth Bernstein.
- C. STAFF ATTENDANCE:** Town Manager Alexander Diaz, Town Attorney Stephen Helfman, Police Chief James Skinner, Building Official Daniel Nieda, Linda Epperson for Lissette Perez Interim Town Clerk
- C. PLEDGE ALLEGIANCE:** Chief Skinner led the pledge allegiance to the flag.

**D. PRESENTATIONS / TOWN PROCLAMATIONS**

Recognition of the Town Employee of the Month for January 2011

Recognition of the Town Officer of the Month for January 2011

Both items were moved to the next Town Council meeting

**E. MOTION TO SET THE AGENDA**

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

**F. TOWN BOARD/COMMITTEE REPORTS**

Beach Committee  
Beautification Committee  
Comprehensive Planning Board  
Recreation Committee  
Security/Public Safety Committee  
Youth Leadership Group

There were no reports made.

**G. GOOD AND WELFARE:**

The following people spoke at Good and Welfare:

Sydell Herrick – 625 Ocean Boulevard, Golden Beach, FL.

Spoke about

1. Bicyclists using the roadway instead of the sidewalks
2. Requested a schedule on Beach Patrols.
3. New Town Code and when will it be available.
4. 615 Ocean – Why is the construction work not progressing in the rear of property?

Alice Meltzer – 122 Golden Beach Dr., Golden Beach, FL.

Thanked her neighbors Sherry and Andrew Sturner for their Act of Kindness in starting the employee Christmas fund, and that this year she was happy to report that the fund has collected in excess of \$7,800 dollars.

Allison and Jillian Samowitz – 250 South Island Drive, Golden Beach, FL.

Offered an update report on their “Proceed to Green” educational program to be held on March 13, 2011 in the Town.

Alene Fishbein – 256 Golden Beach Dr., Golden Beach, FL.

Spoke on the new sidewalks and that the bicyclist’s should be attentive to pedestrians who are walking, they need to warn pedestrians on their approach and should be made aware of the importance on wearing helmets. The Mayor, CIP team and staff were thanked for their professional moreover, caring response to the needs of the residents.

Fred Chouinard – 407 Ocean Blvd., Golden Beach, FL.

Mentioned that the Building Advisory Board has just had its’ third workshop In relationship to updating the Town’s code

## **H. MAYOR’S REPORT**

Mayor Singer welcomed everyone in attendance to the Town’s first meeting of the New Year, wishing all the residents a Happy and Healthy 2011. The Recreation Committee and Staff were commended for putting on a great New Year’s Eve event.

On a serious note, the Mayor spoke about the young resident who was injured by a private school bus while skate boarding in side of Town on Golden Beach Drive, he mentioned that the young boy was not wearing a helmet. The police, Police Chief and Town Manager were commended for their quick response on reporting to the scene, although not seriously injured, the boy was air lifted to the hospital. Mayor Singer made the point on how important it is for everyone to wear a helmet when riding a bike, or skate boarding.

The Mayor’s report moved on to discussing various capital improvement projects that included the renovations on the Sub-Station, new landscaping throughout the Strand and A1A. New street lighting was another topic that the Mayor elaborated on stating that he and the Town Manager were meeting with engineering firms to discuss details and the procedure required for proper lighting within the Town. The next phase would be the selection of the decorative lighting elements, which would involve the Beautification Committee.

Mayor Singer stated that the Town Manager was diligently pursuing Federal funding for the bridge replacements. The Mayor and Town Manager would be travelling to Washington, D.C. sometime in March to try to secure additional funds for these projects.

The Capital Improvement Project will be completed this year, and we will proceed with installation and updating cameras throughout the Town and A1A, there is allot to accomplish with a tight budget, but the expenses are controlled and things are moving along.

Mayor Singer commended the Town Manager and the Code Enforcement department in pursuing collections, this month they have collected close to \$500,000, these extra funds can go towards additional projects that need to be accomplished. The Mayor urged residents to keep their homes in compliance, because if not you will receive a fine.

Congratulations went out to Officer Pickering and Sheila Pirrone on receiving nominations for the LEO awards.

The Elections will be held on February 15, 2011, the Mayor urged everyone to come out and vote. The Mayor mentioned that his seat ran unopposed and he thanked everyone for their continued support. Well wishes went out to Councilperson's Bernstein and Rojas in their re-election bid. In closing, the Mayor asked the residents to show their support and come out to vote February 15, 2011.

## **I. COUNCIL COMMENTS**

Councilmember Bernstein

Talked about the 13-year-old boy who was injured, and reported that he was now home and doing well. He commended the Mayor, Manager, and Police Chief on their quick response and getting him to the Hospital. He echoed Mrs. Fishbein's sentiments that everyone should wear helmets, the Trauma personnel at the hospital told him that the worst accidents are due to no helmets. He urged the police to stop people who are not wearing their helmets, and to get them to adhere to the safe biking laws.

The New Year's Eve Party was fantastic and the turnout was great. Councilmember Bernstein stated that he does not know of many Cities that put on such a lavish event. He mentioned another party that was going on at the same time, and the residents decorated it to look like the Delano Hotel, it made him think of the potential the Town has to make their beach stand out with just a little bit of money the Town's beach would stand out.

Councilmember Bernstein asked the Town to donate to the Optimist Club Little League Baseball; he did not recall how much was given last year but asked that the Town do the same again

The CIP projects were touched on briefly, mentioning the amount of work accomplished; future work for lighting and roads.

Councilmember Bernstein stated that he is up for re-election, and it was a pleasure serving with everyone and that together they did a great job, he thanked everyone for their support and wishing everyone the Best of Luck, including Beth Geduld.

#### Councilmember Lusskin

Commented on how great the Town looks. Thanked Paul and Franklin for their quick response to the residents needs during the Capital Improvement Project.

Agrees with Alene about bicycle safety and the use of the sidewalks and wearing helmets, requested that some safety procedures on be placed in the next Town Newsletter.

Trees on Massini look great. Cannot wait for Singer Park to be completed. Maybe the town will surprise her and build a brick wall along Massini.

Councilmember Lusskin stated that she still has two years left to her term but it is important to get out and vote, if you do not come out to vote your voice will not be heard. If you are not going to be here get an Absentee Ballot, you need to act on that quickly there is a time limit. Good luck wishes were sent out to Beth Geduld, and Ken and Amy. However, her main message was to get out and vote.

#### Vice Mayor Einstein

Spoke on the necessity to use helmets, ultimately the parents are responsible. He looked back on all the different kinds of helmets he had to purchase for his children. He stated that you can post warnings in the newsletter, but we need to find a way to guilt parents to be more responsible in the area when it comes to their children.

Vice Mayor spoke about sidewalks and that he feels there may be a false sense of security. He offered a suggestion of sticker awards for wearing your helmet. However, there needs to be more - a fear factor.

Positive note: The Strand is all lit up and it looks gorgeous, kudos to the Town Manager. Commented on the park benches and the quality, mentioned the use of stainless steel screws. Asked if we are in the final stages at the north end of Town are there final inspections, as part of the Council he volunteered to be part of the walk through. Are we going to look to the residents on issues they might see in front of there houses.

Lastly, Vice Mayor commented on and commended the Mayor, Town Manager, and CIP Team for a job well done and the confidence he has in our ability to take on and tackle future projects.

Councilmember Rojas

Spoke about Code Enforcement, that she fully supports it, it is there for a reason, it serves a purpose, it is for our protections, health and safety but But over the holiday season some residents received warnings for holiday wreaths, which she felt, was inappropriate since there is nothing in the code covering this issue. The message was to be more sensitive to the needs of the people and do not sweat the small stuff.

Councilmember Rojas stated she was running for re-election and to come out and vote here in Town Hall.

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

Town Manager Diaz spoke about the some good news in relationship to the Goodman property, which has been an eyesore for many, many years, the Town has collected \$433,000 for violations on the property, and the property should be cleared of its' eyesore within the next 6 months. In relationship to the Metro Contract, there were substantial savings, and that savings will play a role in allowing the Town to pursue additional CIP work. Phase I is scheduled to come under budget by \$700 to \$900,000. we should be proud, the team; C3TS, Craig A. Smith, Skyline Management and your staff worked hard to achieve this.

Projects currently be worked on are Singer Park, Massini Park and the Guard House has some repairs also. He spoke about renovations to the offices in Town Hall.

In closing, he mentioned a speedy recovery to Interim Town Clerk Lissette Perez who was out sick and not in attendance.

#### **K. TOWN ATTORNEY REPORT**

Town Attorney Helfman had nothing to report

#### **L. CAPITAL IMPROVEMENT PROJECT PROGRESS REPORT & UPDATE**

Town Manager Diaz stated that the CIP project north of the Strand was substantially completed and they were evaluating the punch list items for that phase. Storm Water installation work is progressing south of Verona and underground utilities are being installed. Black top will not be installed until Management is satisfied that the FPL work will not interfere with it. He talked about additional landscaping for A1A to fill in the median more, since there is substantial savings in that budget. As far as CIP the Town has taken delivery of the FPL transformers and switch cabinets, FPL crews are in Town and working, AT&T and Atlantic Broadband are ahead of schedule with most of their underground wiring pulled. A letter will be sent out to residents notifying them of what their responsibility will be as far as electrical connections. The driving date for undergrounding is end of the year, which is the target date.

Paul Abbott with Skyline Management expanded on the CIP work in progress and what phases of the work have been completed.

**M. ORDINANCES – SECOND READING**

None

**N. ORDINANCES - FIRST READING**

None

**O. QUASI JUDICIAL RESOLUTIONS**

**1. Approval of a Variance Request for the Property at 92 Terracina Avenue**

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 92 TERRACINA AVE., GOLDEN BEACH, FLORIDA 33160 TO APPROVE A LOT AS BUILDABLE; WITH A LOT FRONTAGE OF SEVENTY-ONE FEET, WHERE SEVENTY-FIVE FEET OF LOT FRONTAGE IS REQUIRED. PROVIDING FOR CONDITIONS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE;

**Exhibit:** Agenda Report No. 1  
Resolution No. 2151.11

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 2151.11

Building Official Nieda read his recommendations into the record.  
Vice Mayor Einstein spoke on this item.  
Alene Fishbein spoke on this item  
No one spoke in opposition.

The Motion to adopt the foregoing Resolution was offered by Councilmember Rojas, seconded by Councilmember Lusskin and on roll call the following vote ensued:

Mayor Singer-Aye, Vice Mayor Einstein-Aye, Councilmember Lusskin-Aye, Councilmember Rojas-Aye, Councilmember Bernstein-Aye.  
Motion passed 5 – 0

**P. CONSENT AGENDA**

**2. A Resolution of the Town Council Authorizing and Approving the use of the Funds from the Town's Law Enforcement Trust Fund to fund and Expenditure for an Additional All Weather All Terrain Vehicle for Beach Patrol.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE USE OF THE FUNDS FROM THE TOWN'S LAW ENFORCEMENT TRUST FUND TO FUND AN EXPENDITURE FOR AN ADDITIONAL ALL-WEATHER ALL TERRAIN VEHICLE FOR BEACH PATROL; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 2  
Resolution No. 2152.11

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 2152.11

The Motion to adopt the foregoing Resolution was offered by Councilmember Rojas, seconded by Councilmember Lusskin and on roll call the following vote ensued:

Mayor Singer-Aye, Vice Mayor Einstein-Aye, Councilmember Lusskin-Aye, Councilmember Rojas-Aye, Councilmember Bernstein-Aye.  
Motion passed 5 – 0

**3. A Resolution of the Town Council Authorizing the Sales of Two Surplus Sport Utility Vehicles from the Town's Vehicle Fleet.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE SALE OF TWO SURPLUS SPORT UTILITY VEHICLES FROM THE TOWN'S VEHICLE FLEET; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 3  
Resolution No. 2153.11

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 2153.11

The Motion to adopt the foregoing Resolution was offered by Councilmember Lusskin, seconded by Councilmember Rojas and on roll call the following vote ensued:

Mayor Singer-Aye, Vice Mayor Einstein-Aye, Councilmember Lusskin-Aye, Councilmember Rojas-Aye, Councilmember Bernstein-Aye.  
Motion passed 5 – 0

**Q. TOWN RESOLUTIONS**

None

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

Mayor Glenn Singer:  
None Requested

Vice Mayor Bernard Einstein:  
None Requested

Councilmember Judy Lusskin:  
None Requested

Councilmember Amy Rojas:  
None Requested

Councilmember Kenneth Bernstein:  
None Requested

Town Manager Alexander Diaz  
None Requested

**S. ADJOURNMENT:**

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**DECORUM:**

ANY PERSON MAKING IMPERTINENT OR SLANDEROUS REMARKS OR WHO BECOMES BOISTEROUS WHILE ADDRESSING THE COUNCIL SHALL BE BARRED FROM THE COUNCIL CHAMBERS BY THE PRESIDING OFFICER. NO CLAPPING, APPLAUDING, HECKLING OR VERBAL OUTBURSTS IN SUPPORT OR OPPOSITION TO A SPEAKER OR HIS OR HER REMARKS SHALL BE PERMITTED. NO SIGNS OR PLACE CARDS SHALL BE ALLOWED IN THE COUNCIL CHAMBERS. PERSONS EXITING THE COUNCIL CHAMBERS SHALL DO SO QUIETLY.

THE USE OF CELL PHONES IN THE COUNCIL CHAMBERS IS NOT PERMITTED. RINGERS MUST BE SET TO SILENT MODE TO AVOID DISRUPTION OF PROCEEDINGS.

PURSUANT TO FLORIDA STATUTE 286.0105, THE TOWN HEREBY ADVISES THE PUBLIC THAT: IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS BOARD WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR THAT PURPOSE, AFFECTED PERSONS MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD SHALL INCLUDE THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE TOWN FOR THE INTRODUCTION OR ADMISSION OF OTHER INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.

IF YOU NEED ASSISTANCE TO ATTEND THIS MEETING AND PARTICIPATE, PLEASE CALL THE TOWN MANAGER AT 305-932-0744 EXT 224 AT LEAST 24 HOURS PRIOR TO THE MEETING.

RESIDENTS AND MEMBERS OF THE PUBLIC ARE WELCOMED AND INVITED TO ATTEND.