



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

Official Minutes for the November 18, 2014, 2014 Regular Town Council Meeting called for 7:00 P.M.

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 7:05 p.m.

B. ROLL CALL

Councilmembers Present: Mayor Glenn Singer, Vice Mayor Bernard Einstein, Councilmember Kenneth Bernstein, Councilmember Judy Lusskin, Councilmember Amy Isackson-Rojas

Staff Present: Town Manager Alexander Diaz, Interim Town Clerk Michael Glidden, Assistant Police Chief Rudy Herbello, Finance Director Maria D. Camacho, Town Attorney Stephen Helfman, Building Official Daniel Nieda

C. PLEDGE OF ALLEGIANCE

Assistant Chief of Police Rudy Herbello led the Pledge of Allegiance.

D. PRESENTATIONS / TOWN PROCLAMATIONS

Employee of the Quarter – Kirk McKoy, Asst. Director of Public Works
Officers of the Quarter – Detective David Carrazana
Swearing in of Police Officers
Officer Gary Dooling
Officer Julio Fernandez
Officer Julio Soca

E. MOTION TO SET THE AGENDA

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

Town Manager asked to make a substitution for page 1 of Officer David Carrazana's contract.

F. GOOD AND WELFARE

Dina Nicolella, 522 North Parkway

Had a letter to be read into record. Asked for clarification of "habitable roof" and the historic definition of terraces and balconies, as well as the possibility of bringing noise ordinance time from 11PM to 12 midnight on Saturday nights, and complimented the Town on the new beach beds.

G. MAYOR’S REPORT

Mayor Singer wished everyone a happy and healthy holiday and a happy new year and thanked Michael Glidden and the Town Staff for the Town Halloween party which was a huge success. He also commended Councilmember Lusskin for a great job with the Veterans Day event.

H. COUNCIL COMMENTS

Vice Mayor Einstein seconded Mayor Singer’s holiday wishes.

Councilmember Kenneth Bernstein relayed a few residents had expressed frustration regarding the lingering discussion of rooftop terraces. He also spoke about the lifeguard on the weekends leaving at 4PM is too early, and that a lifeguard should be on duty until it gets dark, and that chairs should be available later. He addressed the possibility of concealing FPL transformer boxes. He supported Mrs. Nicolella’s interest in pushing back the noise ordinance time per her letter in Good & Welfare. He also extended holiday wishes. **Vice Mayor Einstein** seconded **Councilmember Bernstein’s** concern that the beach attendants and lifeguards should be out longer on the weekends.

Councilmember Judy Lusskin relayed concerns of residents who are living next door to rentals that are turning over more frequently than the once a year, no shorter than 6-month rental requirements of the Town’s Code of Ordinances. She also acknowledged the pink tree for Breast Cancer Awareness Month, asked Public Works to check on spotlights for trees. Parts of Golden Beach Drive have streetlights that are either non-functioning or are obscured by foliage. **Mayor Singer** asked if the council could review the rules and penalties for violation of the Town’s rental policies.

Councilmember Amy Isackson-Rojas: No comments

I. TOWN MANAGER REPORT

Town Manager spoke of maintenance to Town that has been addressed with the Town’s consultants, with upcoming projects including landscaping upgrades and sidewalk repairs. He also expressed the idea of no council meeting for the month of December and hoped the Council would support that recommendation. He announced the upcoming holiday schedules and the qualifying period for elections. He also expressed holiday wishes. He commended the community programs the Police Department has put together under the supervision of Asst. Chief Herbello including the well-attended McGruff Crime Dog event with Officer Willie Lopez.

J. TOWN ATTORNEY REPORT

None

K. ORDINANCES – SECOND READING

None

L. ORDINANCES - FIRST READING

1. An Ordinance of the Town Council Amending Chapter 66, “Zoning,” to Permit Rooftop Terraces and Elevators Providing Access for Residential Structures.

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING CHAPTER 66, “ZONING,” ARTICLE IV “SUPPLEMENTARY DISTRICT REGULATIONS,” DIVISION 11 “ACCESSORY BUILDINGS,” TO REGULATE PERMIT ROOFTOP ACTIVITIES AND ELEVATORS PROVIDING ROOFTOP ACCESS FOR RESIDENTIAL STRUCTURES; CREATING A NEW SECTION REGULATING BALCONIES; AMENDING CHAPTER 66, “ZONING,” ARTICLE IV “SUPPLEMENTARY DISTRICT REGULATIONS,” DIVISION 4 “SETBACK AND LOT LINE RESTRICTIONS;” PROVIDING FOR IMPLEMENTATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 1
Ordinance No. 562.14

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 562.14

The motion to approve was made by Councilmember Lusskin, seconded by Councilmember Isackson-Rojas.

On roll call the following vote ensued:

Mayor Singer	<u>Aye</u>
Vice Mayor Einstein	<u>Aye</u>
Councilmember Lusskin	<u>Aye</u>
Councilmember Isackson-Rojas	<u>Aye</u>
Councilmember Bernstein	<u>Aye</u>

The motion passes.

Building Official Daniel Nieda spoke to clarify terms included in the Ordinance and supplied informational packets showing examples of those terms.

Councilmember Amy Isackson-Rojas said she was happy with the compromise that had been made in the current version of the Ordinance.

Councilmember Bernard Einstein said he appreciated the clarification made by the presentation Dan Nieda put together, and how those elements have been used in the past within the Town.

Stephen Helfman said that in the revisions made to the Ordinance between the first and second reading he would incorporate the elements and definitions discussed by

Dan Nieda, including proposing the possibility and parameters of a rear balcony wrapping around to the side of the home, which would otherwise be prohibited as a side balcony. He also reviewed the changes that had been made to the Ordinance since its last reading.

Councilmember Kenneth Bernstein spoke about adding the eave and eyebrow projections into the specifics of the Ordinance.

Councilmember Judy Lusskin said her only concern was to be clear as to terms and conditions of the Ordinance, so there is no confusion as to what is allowed and what is prohibited.

Town Manager Alexander Diaz suggested prohibiting stairs to access terraces on the fronts of homes. He asked that for the second reading of the Ordinance that all definitions and restrictions be clearly delineated for all types of elements including decorative elements. He also asked that undersized lots (any lots with less than 75 feet frontage) be taken into consideration.

Councilmember Isackson-Rojas suggested that the decorative elements should fall into their own Ordinance, so as not to complicate the current version of the Ordinance.

Charlene Koonin, 668 Golden Beach Drive spoke on concerns about second level rooftop terraces becoming a loophole that can be abused if someone puts a small top level on a home.

Paul Tartell, 640 North Island Drive spoke about concerns regarding setbacks not being respected particularly with wraparound balconies

Bryan Pravda, Oppenheim Architecture and Design, Architect for 240 and 250 Ocean Boulevard would like to be able see definitions for rooftop terraces for reference prior to next meeting.

Danny Sorogon, Architect asked about the limit of length of wraparound balconies.

M. QUASI JUDICIAL RESOLUTIONS

None

N. CONSENT AGENDA

2. A Resolution of the Town Council Approving a Mutual Aid Agreement between Miami-Dade County and Golden Beach.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING A MUTUAL AID AGREEMENT BETWEEN THE TOWN AND THE MIAMI DADE COUNTY POLICE DEPARTMENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 2
Resolution No. 2385.14

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2385.14

3. A Resolution of the Town Council Approving a Mutual Aid Agreement between the Village of Miami Shores and Golden Beach.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING A MUTUAL AID AGREEMENT BETWEEN THE TOWN AND THE VILLAGE OF MIAMI SHORES POLICE DEPARTMENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 3
Resolution No. 2386.14

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2386.14

4. A Resolution of the Town Council Authorizing the use of LETF Monies to make a \$1,000 Contribution to Teach for America.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE USE OF LAW ENFORCEMENT TRUST FUND (LETF) MONIES TO MAKE A \$1,000 CONTRIBUTION TO TEACH FOR AMERICA (TFA); PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 4
Resolution No. 2387.14

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2387.14

5. A Resolution Approving the Agreement for Contract with Police Officer Gary James Dooling.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING THE AGREEMENT FOR CONTRACT WITH POLICE OFFICER GARY JAMES DOOLING; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 5

Resolution No. 2388.14

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2388.14

6. A Resolution Approving the Agreement for Contract with Police Officer Gary David Carrazana.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING THE AGREEMENT FOR CONTRACT POLICE OFFICER WITH DAVID CARRAZANA; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 6
Resolution No. 2389.14

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2389.14

7. A Resolution Authorizing A Budget Amendment To The Fiscal Year 2013-2014 Capital And Operating Budget

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AMENDMENT #4 TO THE 2013-2014 FISCAL YEAR OPERATING BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 7
Resolution No. 2390.14

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2390.14

8. A Resolution Authorizing the Sale of One (1) Surplus Ford F-150 from Town Fleet

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE SALE OF A SURPLUS 2000 FORD F-150 PICK-UP TRUCK, FROM THE TOWN'S VEHICLE FLEET AND EQUIPMENT; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 8

Resolution No. 2391.14

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2391.14

Motion to approve was made by Vice Mayor Einstein, seconded by Councilmember Lusskin.

Consensus vote 5 Ayes 0 Nays. Items N2-N8 pass.

O. TOWN RESOLUTIONS

None

P. DISCUSSION & DIRECTION TO TOWN MANAGER

Mayor Glenn Singer:
None Requested

Vice Mayor Bernard Einstein:
None Requested

Councilmember Amy Isackson-Rojas:
None Requested

Councilmember Kenneth Bernstein:
None Requested

Councilmember Judy Lusskin:
None Requested

Town Manager Alexander Diaz
****Requested to cancel December Town Council Meeting and set next meeting date for January 20th 2015.
****Revisited qualifying period and election date for General Election

Q. ADJOURNMENT:

A motion to adjourn the Council Meeting was made by Councilmember Lusskin, seconded by Vice Mayor Einstein.

Consensus vote 5 Ayes 0 Nays. Motion passes.

The meeting adjourned at 8:34 p.m.

Respectfully submitted,
Michael Glidden

Michael Glidden
Interim Town Clerk