



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

Official Minutes for the September 24, 2012 Special Town Council Meeting called for 7:00 P.M.

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 7:04 pm

B. ROLL CALL

Councilmember's Present: Mayor Glenn Singer, Vice Mayor Amy Isackson-Rojas, Councilmember Judy Lusskin, Councilmember Kenneth Bernstein

Councilmember's Not Present: Councilmember Bernard Einstein

Staff Present: Town Manager Alexander Diaz, Town Clerk Lissette Perez, Police Chief Donald W. De Lucca, Finance Director Maria D. Camacho, Town Attorney Steve Helfman

C. PLEDGE ALLEGIANCE

Chief of Police Led the Pledge of Allegiance

State Representative Joe Gibbons was given an opportunity to speak briefly and introduce himself to the Town.

*****At this point, the Mayor and Council heard the Final Budget Hearing items, which are time certain.*****

*****Following hearing the budget items, the Mayor recessed the Special Town Council Meeting, to call to order the local planning agency hearing, a time certain meeting. A motion to recess the Special Town Council Meeting made by Vice Mayor Rojas, seconded by Mayor Singer. *****

D. PRESENTATIONS / TOWN PROCLAMATIONS

Swearing-In of new part-time Officer Kemuel Gambarizano

E. MOTION TO SET THE AGENDA

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

Item #7 was removed from the consent agenda, to become Item #9 of the regular resolutions. Item #8 will become #10. Items #D1 and D2, were incorporated from the Final Budget Hearing Agenda as Items #7 and #8.

Consensus vote 4 Ayes 0 Nays. Motion passed.

F. TOWN BOARD/COMMITTEE REPORTS

Beach Committee – None
Beautification Committee – None
Comprehensive Planning Board – None
Recreation Committee – None
Security/Public Safety Committee – None
Youth Leadership Committee – None

G. GOOD AND WELFARE

None

H. MAYOR'S REPORT

Commended the staff on the work on the budget.

I. COUNCIL COMMENTS

Councilmember Bernstein

Wanted to reach out to Councilmember Einstein's family for his mother-in-law's passing. Also stated that the timing on the traffic light is too quick, and too dangerous for someone to cross the street.

Councilmember Lusskin

Received a thank you call from Jan Solomon from Florida International University for the Town's participation of the school's prestige cultural series. Also mentioned that some of the old streetlights in Town are beginning to burn out, and she asked the staff to look into that.

Vice Mayor Rojas

Extended condolences to Councilmember Einstein's family for their loss.

J. TOWN MANAGER REPORT

Extended thanks on behalf of Councilmember Einstein, for everyone's concern, and advised that the funeral for the Councilmember's mother-in-law would be held on Thursday. The FDOT issue with the lights on A1A are being addressed and will hopefully be resolved by the end of the month. Also thanked the staff for work on budget book.

K. TOWN ATTORNEY REPORT

None

L. ORDINANCES – SECOND READING

1. An Ordinance of the Town of Golden Beach, Florida, Amending Chapter 66, Zoning, Specifically by Amending Article III, Entitled “District Regulations.”

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING CHAPTER 66, ZONING, SPECIFICALLY BY AMENDING ARTICLE III, ENTITLED “DISTRICT REGULATIONS,” CHANGING THE 30 FOOT FRONT SETBACK TO 35 FEET, AND DECREASING THE PERVIOUS AREA REQUIREMENTS FROM 50% TO 40% FOR THOSE EXEMPTED LOTS IN ZONE THREE; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 1
Ordinance No. 554.12

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 554.12

A motion to approve was made by Councilmember Lusskin seconded by Vice Mayor Rojas.

On roll call, the following vote ensued:

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

The motion passed.

Town Attorney Helfman advised that this is the same item that the Council just heard as the Local Planning Agency, but this is actually now on the substance of the ordinance. This is a public hearing, the Council should ask for comments from the public.

2. An Ordinance of the Town of Golden Beach, Florida, Amending Chapter 6 “Animals.”

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING CHAPTER 6 “ANIMALS,” ARTICLE I “IN GENERAL,” SECTION 6-1 “KEEPING RESTRICTIONS,” RELATING TO THE FEEDING OF STRAY OR OWNERLESS CATS; PROVIDING FOR SEVERABILITY; PROVIDING FOR

INCLUSION IN THE CODE; PROVIDING FOR CONFLICT;
AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 2
Ordinance No. 555.12

Sponsor: Councilmember Lusskin

Recommendation: Motion to Approve Ordinance No. 555.12

A motion to approve was made by Councilmember Lusskin seconded by Councilmember Bernstein.

On roll call, the following vote ensued:

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

The motion passed.

Town Manager stated that he would instruct Police Chief and his staff to work with Councilmember Lusskin and Vice Mayor Rojas once this item passes so that the officers apply this ordinance in a uniform manner.

M. ORDINANCES - FIRST READING

None

N. QUASI JUDICIAL RESOLUTIONS

None

O. CONSENT AGENDA

3. A Resolution of the Town Council Authorizing the Purchase of Three Specialized Police Bicycles with LETF Monies.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE PURCHASE OF THREE SPECIALIZED POLICE BICYCLES AND THE USE OF THE LETF MONIES TO PURCHASE THE BICYCLES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 3
Resolution No. 2265.12

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2265.12

4. A Resolution of the Town Council Reauthorizing the Town's Schedule of Building Permit and Processing Fees.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, REAUTHORIZING THE TOWN'S SCHEDULE OF BUILDING PERMIT AND PROCESSING FEES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 4
Resolution No. 2266.12

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2266.12

5. A Resolution of the Town Council Approving an Agreement between the Town and Bellsouth Telecommunications, Inc.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE TOWN AND BELLSOUTH TELECOMMUNICATIONS, INC. IN CONNECTION WITH THE CONVERSION OF CERTAIN OVERHEAD FACILITIES; AUTHORIZING THE MAYOR AND TOWN MANAGER TO EXECUTE THE AGREEMENT; PROVIDING FOR IMPLEMENTATION; AUTHORIZING THE TOWN TO EXPEND BUDGET COSTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 5
Resolution No. 2267.12

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2267.12

6. A Resolution of the Town Council Approving a Modification to a Hazard Mitigation Sub-grant Agreement.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING A MODIFICATION TO A HAZARD MITIGATION SUB-GRANT

AGREEMENT BETWEEN THE TOWN AND THE STATE OF
FLORIDA DIVISION OF EMERGENCY MANAGEMENT,
PROVIDING FOR IMPLEMENTATION AND AN EFFECTIVE
DATE.

Exhibit: Agenda Report No. 6
Resolution No. 2268.12

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2268.12

Consensus vote 4 Ayes 0 Nays. Items O3-O6 pass.

P. TOWN RESOLUTIONS

- 7. A Resolution of the Town Council Adopting the Final Millage Rate for the Fiscal Year Commencing October 1, 2012 through September 30, 2013**
- 8. A Resolution of the Town Council Adopting the Final Budgets for the Fiscal Year Commencing October 1, 2012 through September 30, 2013**

*** No action taken on Items P7 and P8, because those items were voted on during the Final Budget Hearing.***

- 9. A Resolution of the Town Council Authorizing the Issuance of a \$559,562.52 Capital Improvement Refunding Revenue Note.**

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA AUTHORIZING THE ISSUANCE BY THE ISSUER OF \$559,562.52 CAPITAL IMPROVEMENT REFUNDING REVENUE NOTE, SERIES 2012 FOR THE PURPOSE OF REFUNDING THE OUTSTANDING TOWN OF GOLDEN BEACH, FLORIDA CAPITAL IMPROVEMENT REVENUE NOTE, SERIES 2010; PLEDGING TO SECURE PAYMENT OF THE PRINCIPAL AND INTEREST ON SUCH NOTE WITH A COVENANT TO BUDGET AND APPROPRIATE NON-AD VALOREM REVENUES; PROVIDING FOR THE RIGHTS OF THE HOLDERS OF SUCH NOTE; FINDING THE NECESSITY FOR A NEGOTIATED SALE OF THE NOTE AND APPROVING THE SALE OF SAID NOTE TO NORTHERN TRUST BANK; APPOINTING A REGISTRAR; PROVIDING FOR OTHER RELATED MATTERS; PROVIDING CERTAIN OTHER AGREEMENTS AND COVENANTS IN CONNECTION WITH THE ISSUANCE OF SUCH NOTE; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 7
Resolution No. 2269.12

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2269.12

A motion to approve was made by Councilmember Lusskin seconded by Councilmember Bernstein.

On roll call, the following vote ensued:

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

The motion passed.

Town Manager explained that this note is for the two lots on A1A. This note allows the Town to refinance for 3 years at a guaranteed 2 % rate.

*****Mayor Singer** handed the gavel over to Vice Mayor Rojas for her to officiate over the meeting. Mayor Singer stepped out, and did not vote on the final item.***

10. A Resolution of the Town Council Approving Amendment #2 to the 2011-2012 Fiscal Year Operating Budget.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AMENDMENT #2 TO THE 2011-2012 FISCAL YEAR OPERATING BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 8
Resolution No. 2272.12

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2272.12

A motion to approve was made by Councilmember Lusskin seconded by Councilmember Bernstein.

On roll call, the following vote ensued:

Mayor Singer	<u>Absent</u>
Vice Mayor Isackson-Rojas	<u>Aye</u>

Councilmember Einstein	<u>Absent</u>
Councilmember Lusskin	<u>Aye</u>
Councilmember Bernstein	<u>Aye</u>

The motion passed.

Town Manager explained that this resolution is for the bonuses that were discussed at the First Budget Hearing. Bonuses will be attached to evaluation scores. This is in addition to the 2.5% cost of living adjustment the employees will be receiving.

Councilmember Bernstein added that for the Town Manager's bonus, the amount was determined per his agreement with the Town.

R. DISCUSSION & DIRECTION TO TOWN MANAGER

Mayor Glenn Singer:
None Requested

Vice Mayor Amy Isackson-Rojas:
None Requested

Councilmember Judy Lusskin:
None Requested

Councilmember Kenneth Bernstein:
None Requested

Councilmember Bernard Einstein:
None Requested

Town Manager Alexander Diaz
None Requested

R. ADJOURNMENT:

A motion to adjourn the Council Meeting was made by Councilmember Lusskin, seconded by Councilmember Bernstein.

Consensus vote 3 Ayes 0 Nays. Motion passes.

The meeting adjourned at 7:37 p.m.

Respectfully submitted,

Lissette Perez
Lissette Perez
Town Clerk