



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

Official Minutes for the January 17, 2017
Special Town Council Meeting called for 7:00 P.M.

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 7:00 p.m.

B. ROLL CALL

Councilmember's Present: Mayor Glenn Singer, Councilmember Judy Lusskin, Councilmember Bernard Einstein, Councilmember Amy Isackson-Rojas, *Vice Mayor Kenneth Bernstein (arrived during presentations)*

Staff Present: Town Manager Alexander Diaz, Town Clerk Lissette Perez, Town Attorney Steve Helfman, Police Chief Rudy Herbello, Town Planner Michael Miller

C. PLEDGE OF ALLEGIANCE

Chief Herbello led the Pledge of Allegiance

D. PRESENTATIONS / TOWN PROCLAMATIONS

**** **Town Manager Diaz** presented the Town with the Tree City USA award ****

RECOGNITION OF OFFICER OF THE FOURTH QUARTER – Officer Robert Perez

SWEARING-IN OF NEW PART-TIME OFFICER – Justin Llaurado

E. MOTION TO SET THE AGENDA

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

**** Town Manager stated that Item #4 would be pulled, and added the resolution for Item #8 that was provided on the dais.

**** Also provided two updated staff memos for items #2 and #3. ****

Consensus vote. 5 Ayes 0 Nays

F. GOOD AND WELFARE

FOP President, Officer David Carrazana

Wanted to introduce himself as the new FOP president, and briefly spoke on what the lodge is and what it is doing.

Sydell Herrick, 625 Ocean Boulevard

Read a letter into the record – on the Town’s growing issues with beach erosion and the Town’s inaction on this very important matter.

June Krogoll, 422 Golden Beach Drive

Spoke on the beach committee meeting and the main points that were brought up. Inquired if whether smoking vapor cigarettes are allowed on the Town’s beaches or not. Feels that the young people’s language on the beach is despicable and it is a family oriented beach and the profanity is not necessary. Maybe the Town can put something in the newsletter about it.

Dina Nicolella, 522 North Parkway

Spoke about the litter that comes ashore from the waterway, and wanted to know if the Town can do something to clean it up.

Alene Fishbein, 256 Golden Beach Drive

Asking the Town to do something about the flooding in Town and the water that comes on to the properties. Implored the Town to please try to mitigate the problems with water coming onto the properties. Also stated that the Town looks beautiful and she is so proud of the Town she lives in.

Jaime Mendal, 378 Golden Beach Drive

Wanted to introduce himself to the Council. Also asked if the Town is still spraying for Zika and if not, can the sign from the front of Town.

Town Manger responded that the Town still does occasional spraying in Town, as needed. Residents had asked for a sign for when the Town is doing active spraying.

G. MAYOR’S REPORT

Thanked the residents of Golden Beach for having faith and confidence in him. He is running unopposed for his mayoral seat and is looking forward to serving the Town for another 2 years. Going into his 13th year. Spoke on the Town’s current projects, including: the Town’s street lighting project, canal maintenance project (and his meetings with DERM along with the Town Manager), the police gatehouse renovation project, and the beach pavilion renovation project. In regards to the Center Island drainage issues, the engineers were tasked to come up with some solutions to the flooding problems in Town. Long term goal to build a new Town Hall and Civic Center, still in the initial planning phase.

In response to Good & Welfare – Agrees that vapor smoking should not be allowed in Town, and will speak to Town Manager about not allowing it either. Agrees that there are big issues with the beach erosion. Town Manager and him are aware of it, and are working to come to a solution.

Also met with the Town’s lobbyist, Dave Caserta to go over all of the Town’s projects and looked into the Town’s funding options. Will be traveling to Tallahassee with the Town Manager this year to try to get as much funding for the Town as possible. Also thanked the staff for the hard work and dedication they have for the Town.

H. COUNCIL COMMENTS

Councilwoman Lusskin

Thanked Alene Fishbein for her comments about how great the Town looks. The reason why the Town looks beautiful is the maintenance that has been done to keep up with all of the work that was done during the CIP project. Also received a lot of feedback from the residents about how happy they are with the Town's refinancing of the bonds. Mentioned that the Town is having a Teen part on February 18th, for kids and teenagers. As it relates to Zika, mentioned that she has spoken to two families that have complained about mosquitoes.

Councilwoman Rojas

Agrees that the Town looks great, but mentioned that the transformers in Town are sinking and to the side. Also mentioned that garbage pickup was an issue during the week that Town Hall was closed for the holidays.

Councilman Einstein

Congratulated the Mayor on his unopposed re-election, it is well-deserved. Made remarkable progress on the way the Town looks today, then what it looked like just a few years ago. Thinks the Town looks great and the Town is doing a great job of maintaining it.

Vice Mayor Bernstein

Commended the Town on the refinancing of the general obligation bonds. Agrees that beach erosion and dredging are the two biggest issues in Town. Not just in Golden Beach, it is everywhere. Trying to do everything they can to address them.

I. TOWN MANAGER REPORT

Introduced Officer Vila in the Town's detached unit and recognized Officer Carrazana again, who is also part of a detached unit.

Spoke on the erosion issues in Town, stating that the Town removed itself years ago from the state's erosion control system program, meaning that it cannot accept federal or state dollars for beach erosion. The Town will help residents if they need it, on a case by case basis. But, it is a seasonal occurrence, and the sand always comes back. Asked residents to be patient, as the sand will return come April and May.

Item on the agenda requesting authorization to Move forward with the restoration of the police gatehouse, no longer calling it a guardhouse.

Exploring new techniques for dredging and cleaning the waterways and canal maintenance. Commencing a town-wide street lighting project. Added projects without increasing any tax burden to residents. Brought in 28.2-million dollars of free money to this community, for projects like bridges, lighting and stormwater. Part of the capital plan moving forward is to continue to pressure our constituents to continue to provide the Town with funding.

Spoke on the upcoming election and the process of an election in Town. The last week of February, there will be a special town council meeting to certify the election results.

There will be a swearing-in ceremony some time in March. Also introduced Mr. Michael Miller, the Town's planner, who will be looking at the Town's code to make any necessary changes to the Town's code. Considerable changes to the Town's code of ordinances will be brought before the Council this year.

Tasking the Town Attorney to draft an ordinance that will require each homeowner to recertify that their sea wall is in good order every certain number of years. IN addition, will be bringing before the council a request to increase the height of the seawalls in Town. Looking forward to a very busy year in 2017.

Councilwoman Rojas – asked Town Manager to look into spot treatments and whether or not they are effective in the long term for dredging.

Town Manager stated that it is a responsible approach, not the true comprehensive approach, but will still help.

J. TOWN ATTORNEY REPORT

None

K. ORDINANCES – SECOND READING

None

M. ORDINANCES - FIRST READING

None

N. QUASI JUDICIAL RESOLUTIONS

1. A Variance Request for 495 Ocean Boulevard to Permit Varying Site Elevations.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 495 OCEAN BOULEVARD, GOLDEN BEACH, FLORIDA 33160 TO PERMIT VARYING SITE ELEVATIONS AT THE REAR YARD TERRACE AT ELEVATIONS OF 12.0' THROUGH 13.91' NGVD THROUGHOUT THE PROPERTY WHEN THE TOWN'S CODE ALLOWS A MAXIMUM OF 11' N.G.V.D.

Exhibit: Agenda Report No. 1
Resolution No. 2476.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2476.17

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

On roll call, the following vote ensued:
Mayor Singer

Aye

Vice Mayor Bernstein Aye
Councilmember Lusskin Aye
Councilmember Einstein Aye
Councilmember Amy Isackson-Rojas Aye

The motion passed.

Town Manager stated that all three variances are alike in nature, only difference is the elevations. Introduced Mr. Michael Miller to go into more detail on the item.

Mr. Michael Miller – stated that the Town asked his firm to get involved in the review of building plans. Focused on review of land development regulations. Trying to move forward and cut through some of the interpretations and focus on moving these items forward. Related to beachfront properties, the Town has a natural dune system. Many of these dune systems are naturally higher than the NGVD requirements. Stated that the BRAB voted unanimously for approval of this variance.

Town Manager added that none of these structures will be higher than what the Town's code calls for.

Shane Ames, Architect, 203 Dixie Blvd., Delray Beach, FL- working with Mr. Miller's office to move this project forward. One of the issues with this project is that the state does not allow the removal of sand from the dunes to lower it back down.

Mayor Singer – asked if there was no option and that if the homeowner does in fact have a hardship.

Both **Mr. Miller & the Town Manager** stated that he was correct.

Councilwoman Lusskin asked if the actual structure is the same height as the surrounding houses. **Mr. Miller** said yes.

Councilman Einstein asked what can be done, by the Council, to make everybody be happy and work together in this project.

Mr. Ames stated that the state of Florida dictates how high the slab of a house must be. In this Town it's 18.1 feet above sea level. The Town's code allows for 2 feet of height, so that at a minimum by state regulation the slab needs to be 20 feet above sea level.

Mrs. Sydell Herrick, asked about moving the sand there and bringing it to the north side of Town.

Town Manager stated that the state will not allow it to be donated somewhere else.

2. A Variance Request for 263 Ocean Boulevard to Permit Varying Site Grade Elevations.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH,
FLORIDA, AUTHORIZING AND APPROVING A VARIANCE

REQUEST FOR THE PROPERTY LOCATED AT 263 OCEAN BOULEVARD, GOLDEN BEACH, FLORIDA 33160 TO PERMIT VARYING SITE GRADE ELEVATIONS THROUGH 13.0' NGVD WHEN THE CODE REQUIRES 11.0' NGVD AND TO ALLOW THE LOWEST FINISHED FLOOR ELEVATION TO BE AT 13.5' NGVD, WHEN THE TOWN CODE CONTEMPLATES FOR THE FINISH FLOOR ELEVATIONS NOT TO EXCEED 10.0' NGVD.

Exhibit: Agenda Report No. 2
Resolution No. 2477.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2477.17

A motion to approve was made by Councilmember Rojas, seconded by Councilmember Einstein.

Robert Morin, Architect for the property, spoke on behalf of the resident – stating that they are requesting two variances.

Vice Mayor Bernstein asked how the Town can prevent someone from dumping a bunch of sand on their house and raising the elevation of their home.

Town Manager stated that the Town would not grant that type of a permit.

Mayor Singer inquired about the elevator override and landing.

Mr. Morin stated that the elevator override is at 12 feet, putting at 42 feet from the base of the house.

Town Manager stated that it is permissible in the Town's code.

On roll call, the following vote ensued:

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

The motion passed.

**** **Mayor Singer** inquired again after elevator overrides on homes on the ocean, inquiring as to how tall the homes on the ocean can be including it. ****

Mayor Singer also requested that variance items with more than one request for a property, be separated into separate items.

Michael Miller explained what the remaining variance encompassed.

On roll call, the following vote ensued:

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

The motion passed.

3. A Variance Request for 255 Ocean Boulevard to Permit Varying Site Grade Elevations.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 255 OCEAN BOULEVARD, GOLDEN BEACH, FLORIDA 33160 TO PERMIT VARYING SITE GRADE ELEVATIONS THROUGH 13.0' NGVD WHEN THE CODE REQUIRES 11.0' NGVD AND TO ALLOW THE LOWEST FINISHED FLOOR ELEVATION TO BE AT 13.5' NGVD, WHEN THE TOWN CODE CONTEMPLATES FOR THE FINISH FLOOR ELEVATIONS NOT TO EXCEED 10.0' NGVD.

Exhibit: Agenda Report No. 3
Resolution No. 2478.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2478.17

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

On roll call, the following vote ensued:

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

The motion passed.

Mr. Miller stated that the variance requests are essentially the same thing as the previous resolution.

Mr. Miller reiterated that the natural dune system is working against them.

O. CONSENT AGENDA

4. Official Minutes of the November 15th, 2016 Regular Town Council Meeting
5. A Resolution of the Town Council Authorizing the Disposal of a 2014 Polaris 570 Ranger from the Golden Beach Police Department.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE DISPOSAL OF A 2014 POLARIS 570 RANGER FROM THE GOLDEN BEACH POLICE DEPARTMENT; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 5
Resolution No. 2479.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2479.17

6. A Resolution of the Town Council Authorizing the Use of LETF Monies to Purchase Community Relations Equipment for the Police Department.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE PURCHASE OF A COLOR TENT, TABLE CLOTHS AND COLOR WIND FLAG; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 6
Resolution No. 2480.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2480.17

7. A Resolution of the Town Council Authorizing A One-Time Pay Increase To All Police Officers and Supervisors.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, A ONE-TIME PAY INCREASE TO ALL POLICE OFFICERS AND SUPERVISORS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 7
Resolution No. 2481.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2481.17

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

Consensus vote 5 Ayes 0 Nays. Items O5 – O7 passed.

P. TOWN RESOLUTIONS

- 8. A Resolution of the Town Council Authorizing an Agreement with the Fraternal Order of Police.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA ("TOWN), AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWN AND THE FLORIDA STATE LODGE, FRATERNAL ORDER OF POLICE; AUTHORIZING THE TOWN MAYOR TO SIGN THE MEMORANDUM OF UNDERSTANDING ON BEHALF OF THE TOWN; PROVIDING FOR IMPLEMENTATION OF THE MEMORANDUM OF UNDERSTANDING; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 8
Resolution No. 2482.17

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2482.17

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

On roll call, the following vote ensued:

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

The motion passed.

Town Manager spoke stating that he met with the union to discuss increasing the police officer's top out pay.

Q. DISCUSSION & DIRECTION TO TOWN MANAGER

Mayor Glenn Singer:
None Requested

Vice Mayor Kenneth Bernstein:
None Requested

Councilmember Bernard Einstein:
None Requested

Councilmember Amy Isackson-Rojas:
None Requested

Councilmember Judy Lusskin:
None Requested

Town Manager Alexander Diaz:

- Golden Beach Guardhouse Renovations – Requesting Approval to Solicit Bids Based on Information Provided

Town Manager stated that the police gatehouse needs to be completely renovated. It is going to be gutted and rebuilt, the only thing that will be salvaged is the restroom. The outside affords the Town an opportunity to uniquely use the Town's LETF dollars to modernize the gatehouse. Proposing to remove the archways and make the façade a little more modern. The wooden trellis will stay in place, be refurbished and resealed. Want to get a more confined light that is less susceptible to damage. Will be installing hurricane impact windows, installing more modern railings and lighting to give the gatehouse a more modern rendering. Will delay the bidding until direction is given on the beach pavilion. Recommends having one contractor for both projects. Asking Council to take a straw vote to move forward with this design for the gatehouse.

Thanked Julio, from JSA group, the architect that designed the gatehouse, for blending the new and older look of the homes in Town for the design of the gatehouse. If the Council accepts this rendering, it will move forward with searching for bids.

Councilwoman Lusskin asked why the name change to the gatehouse.

Town Manager stated that there are certain funding dollars that are available depending on what type of funding you are looking for. Also, for the Town's accreditation certain terminology needs to be used to maintain it.

Vice Mayor Bernstein asked about the functionality of the trellises to provide for cover from rain or provide shade. Also inquired about the removal of the pavers.

Town Manager stated that the pavers will not be removed, they will be kept. Town does not encourage that bicyclist or the walking public use the vehicular travel lanes to enter and exit Town. Stated that in possibly 2010, the Town conducted a study of the actual arches with findings that the vines were creating wood rot, hence the vines were removed to prevent this from happening.

Mayor Singer stated that the Town can look into creating some kind of decorative feature for the trellises.

Vice Mayor Bernstein asked that these items be taken into consideration while the redesign is taking place now.

Town Manager stated that proper irrigation stubbing and plumbing will be looked into as an independent review.

Town Manager asked the Council to move the February Council Meeting from February 21st to February 28th at 6:30 p.m.

R. ADJOURNMENT:

A motion to adjourn the Council Meeting was made by Mayor Singer, seconded by Councilmember Luskin.

Consensus vote 5 Ayes 0 Nays. Motion passes.

The meeting adjourned at 9:00 p.m.

Respectfully submitted,

Lissette Perez
Lissette Perez
Town Clerk