



TOWN OF GOLDEN BEACH

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

**Official Agenda for the May 21, 2013
Regular Town Council Meeting called for 7:00 P.M.**

A. MEETING CALLED TO ORDER

B. ROLL CALL

C. PLEDGE ALLEGIANCE

D. PRESENTATIONS / TOWN PROCLAMATIONS

Swearing-In of New Part-time Officers

Recognition of Officer of the Quarter

Recognition of Officer Robert Ruggiero

E. MOTION TO SET THE AGENDA

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

F. GOOD AND WELFARE

G. MAYOR'S REPORT

H. COUNCIL COMMENTS

I. TOWN MANAGER REPORT

*CIP Report & Update

J. TOWN ATTORNEY REPORT

K. ORDINANCES – SECOND READING

None

L. ORDINANCES - FIRST READING

None

M. QUASI JUDICIAL RESOLUTIONS

- 1. A Resolution of the Town Council Approving a Variance Request for the Property Located at 298 South Parkway to Permit a Dock Extension.**

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 298 SOUTH PARKWAY, GOLDEN BEACH, FLORIDA 33160 TO PERMIT THE DOCK TO EXTEND INTO AN OUTSIDE WATERWAY AT 17.4', WHERE 10' IS REQUIRED BY THE TOWNS CODE.

Exhibit: Agenda Report No. 1
Resolution No. 2296.13

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2296.13

- 2. A Resolution of the Town Council Approving a Variance Request for the Property Located at 298 South Parkway to permit the Wave Break Wall to Extend.**

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 298 SOUTH PARKWAY, GOLDEN BEACH, FLORIDA 33160 TO PERMIT THE WAVE BREAK WALL TO EXTEND INTO AN OUTSIDE WATERWAY AT 39.5', WHERE 25' IS REQUIRED BY THE TOWNS CODE.

Exhibit: Agenda Report No. 2
Resolution No. 2297.13

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2297.13

N. CONSENT AGENDA

- 3. Minutes of the March 19, 2013 Regular Town Council Meeting**
- 4. A Resolution of the Town Council Approving a Mutual Aid Agreement between the Town and North Bay Village.**

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

Exhibit: Agenda Report No. 4
Resolution No. 2298.13

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2298.13

5. A Resolution of the Town Council Approving Amendment #2 to the 2012-2013 Fiscal Year Operating Budget.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AMENDMENT #2 TO THE 2012-2013 FISCAL YEAR OPERATING BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 5
Resolution No. 2299.13

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2299.13

O. TOWN RESOLUTIONS

6. A Resolution of the Town Council Approving the Agreement for Contract Police Officer with 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. 2300.13

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2300.13

7. A Resolution of the Town Council Accepting the General Purpose Financial Statement and Single Audit for Fiscal Year 2011/2012.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, ACCEPTING THE GENERAL PURPOSE FINANCIAL STATEMENTS AND THE SINGLE AUDIT FOR FISCAL YEAR 2011/2012 ENDING SEPTEMBER 30, 2012 PREPARED BY KEEFE, MCCULLOUGH & CO., LLP; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 7
Resolution No. 2301.13

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2301.13

P. 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
** 401K program
** Events at Private Homes
** Preliminary Discussion on the Stormwater Fee

Q. ADJOURNMENT:

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.



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

MEMORANDUM

Date: May 21, 2013

To: Honorable Mayor Glenn Singer &
Town Council Members

From: Alexander Diaz,
Town Manager

Item Number:

1

Subject: Resolution No. 2296.13 – Variance Request for 298 South Parkway Drive,
Golden Beach, FL 33160 (Dock)

Recommendation:

It is recommended that the Town Council allow the applicant the opportunity to seek approval of the variance request presented in Resolution No. 2296.13

Background and History:

The Town Code of Ordinances Section 46-84 General specifications for docks
No dock shall be permitted to be constructed, repaired, or reconstructed within the limits of the Town which shall extend more than six feet outside the lot property line into an inside (width of 100 feet or less) waterway nor more than ten feet outside the lot property line into an outside (width greater than 100 feet) waterway.

The applicant is requesting that the dock be allowed to extend into the waterway at 17.4', where a maximum of 10' has been established by the code.

The Building Regulation Advisory Board met March 12, 2013 and recommended approval of the variance, the motion failed with a Board vote of 3-0. The motion failed for lack of an affirmative vote.

No one in attendance spoke in opposition to this item. Two letters of no objection were submitted from the property owners of 298 South Parkway and 304 South Parkway, Golden Beach, FL.

Attachments:

- Resolution
- Building Official Critique
- Notice of Hearing
- Building Regulation Advisory Board Application
- Copy of resident notification listing
- Summary minutes

Financial Impact:

None

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2296.13

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 298 SOUTH PARKWAY, GOLDEN BEACH, FLORIDA 33160 TO PERMIT THE DOCK TO EXTEND INTO AN OUTSIDE WATERWAY AT 17.4', WHERE 10' IS REQUIRED BY THE TOWNS CODE.

WHEREAS, the applicant, Isaac and Patricia Almosny, (“the applicants”), filed a Petition for a Variance/exception, Article IV – Seawall and Docks: Section 46-84 General specifications for docks, allowing the dock to extend into the waterway at 17.4’, in lieu of the Town Codes requirement of 10’, at 298 South Parkway, Golden Beach, Florida 33160 (Golden Beach Section “D”, W ½ of Lot 26, all of Lot 27, and a Portion of Lot 28, Block G, as recorded in PB 10-10, of the Public Records of Miami-Dade County, (Folio No. 19-1235-004-0190) (the “Property”) and ;

WHEREAS, the Town’s Building Regulation Advisory Board held an advertised public hearing on the Petition for Variance/Exception and recommended disapproval of the variance by the Town Council; and,

WHEREAS, a public hearing of the Town Council was advertised and held, as required by law, and all interested parties were given an opportunity to be heard; and

WHEREAS, the Town Council having considered the evidence presented, finds that the Petition of Variance meets the criteria of the applicable codes and ordinances to the extent the application is granted herein.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. Each of the above stated recitals are hereby adopted and confirmed.

Section 2. Approval. The Petition for Variance to permit each of the requested variances is hereby granted.

Section 3. Conditions. The Petition for Exception/Variance as granted is subject to the following conditions:

- (1) Applicant shall record a certified copy of this Resolution in the public records of Miami-Dade County; and
- (2) Construction shall be completed substantially in accordance with those certain plans, S-1 through S-5, by Dynamic Engineering Solutions, Inc., John Omslaer, PE 52733, dated 2/13/2013, and the Sketch of Survey, by Cousins Surveyors, dated 12/20/2010, for the property located at 298 South Parkway, Golden Beach, FL 33160.

Section 4. Implementation. That the Building and Zoning Director is hereby directed to make the necessary notations upon the maps and records of the Town of Golden Beach Building and Zoning Department and to issue all permits in accordance with the terms and conditions of this Resolution. A copy of this Resolution shall be attached to the building permit application documents.

Section 5. Effective Date. This Resolution shall be effective immediately upon adoption.

Sponsored by Administration.

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

Mayor Glenn Singer _____
Vice Mayor Judy Lusskin _____
Councilmember Kenneth Bernstein _____
Councilmember Amy Isackson-Rojas _____
Councilmember Bernard Einstein _____

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach,
Florida, this 21st day of May, 2013

ATTEST:

MAYOR GLENN SINGER

LISSETTE PEREZ
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

STEPHEN J. HELFMAN
TOWN ATTORNEY



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

MEMORANDUM

Date: May 21, 2013

To: Honorable Mayor Glenn Singer &
Town Council Members

From: Alexander Diaz,
Town Manager

Item Number:

2

Subject: Resolution No. 2297.13 – Variance Request for 298 South Parkway Drive,
Golden Beach, FL 33160 (Wave Break Wall)

Recommendation:

It is recommended that the Town Council allow the applicant the opportunity to seek approval of the variance request presented in Resolution No. 2297.13

Background and History:

The Town Code of Ordinances - Sec. 46-87(b) (1) Proximity of Lot Lines or other structures that are moored or installed at a dock or seawall.

(b) No portion of a dock, boat lift, hydro hoist or any other method of elevation, mooring piles, boat davits, dolphin piles or any other structure, and no portion of a boat elevated above the water moored at a dock or seawall, shall protrude into the waterway, unless it is within the triangle formed by connecting the points indicated below, that form a triangle where the waterfront property line is the base of the triangle and the triangle sides extend towards the waterway at a 45 degree angle until the lines intersect on the waterway side of the lot, but never to exceed 25 feet into the waterway from each of the lot property line. Neither elevated boats nor docks shall encroach in any instance within the side setback area. The base of the triangle shall be determined as follows:

- (1) The base of the D5 triangle for all lots is set back five feet inside each of the side property lines.
- (2) When the lot line is curved, the base shall be measured at the straight line, forming the chord, connecting the two side property lines (or the two side setback lines) at the point where they cross the sea wall. The side setback shall be determined based upon the length of the chord as provided in this subsection, above.

The applicant is requesting that the wave break wall be allowed to extend into the waterway at 39.5', where a maximum of 25' has been established by the code.

The Building Regulation Advisory Board met March 12, 2013 and recommended approval of the variance, the motion failed with a Board vote of 3-0. The motion failed for lack of an affirmative vote.

No one in attendance spoke in opposition to this item. Two letters of no objection were submitted from the property owners of 298 South Parkway and 304 South Parkway, Golden Beach, FL.

Attachments:

- Resolution
- Building Official Critique
- Notice of Hearing
- Building Regulation Advisory Board Application
- Copy of resident notification listing
- Summary minutes

Financial Impact:

None

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2297.13

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 298 SOUTH PARKWAY, GOLDEN BEACH, FLORIDA 33160 TO PERMIT THE WAVE BREAK WALL TO EXTEND INTO AN OUTSIDE WATERWAY AT 39.5', WHERE 25' IS REQUIRED BY THE TOWNS CODE.

WHEREAS, the applicant, Isaac and Patricia Almosny, (“the applicants”), filed a Petition for a Variance/exception, Article IV – Seawall and Docks: Section 46-87 Proximity of lot lines, allowing the wave break wall to extend into the waterway at 39.5’, in lieu of the Town Codes requirement of 25’ at 298 South Parkway, Golden Beach, Florida 33160 (Golden Beach Section “D”, W ½ of Lot 26, all of Lot 27, and a Portion of Lot 28, Block G, as recorded in PB 10-10, of the Public Records of Miami-Dade County, (Folio No. 19-1235-004-0190) (the “Property”) and ;

WHEREAS, the Town’s Building Regulation Advisory Board held an advertised public hearing on the Petition for Variance/Exception and recommended disapproval of the variance by the Town Council; and,

WHEREAS, a public hearing of the Town Council was advertised and held, as required by law, and all interested parties were given an opportunity to be heard; and

WHEREAS, the Town Council having considered the evidence presented, finds that the Petition of Variance meets the criteria of the applicable codes and ordinances to the extent the application is granted herein.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. Each of the above stated recitals are hereby adopted and confirmed.

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- (1) Applicant shall record a certified copy of this Resolution in the public records of Miami-Dade County; and
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Section 5. Effective Date. This Resolution shall be effective immediately upon adoption.

Sponsored by Administration.

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

Mayor Glenn Singer _____
Vice Mayor Judy Lusskin _____
Councilmember Kenneth Bernstein _____
Councilmember Amy Isackson-Rojas _____
Councilmember Bernard Einstein _____

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach,
Florida, this _____ day of _____, 2013

ATTEST:

MAYOR GLENN SINGER

LISSETTE PEREZ
TOWN CLERK

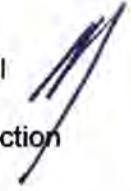
APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

STEPHEN J. HELFMAN
TOWN ATTORNEY

Town of Golden Beach

MEMORANDUM

To: Building Regulation Advisory Board
From: Daniel B. Nieda, R.A. Building Official
Date: March 12, 2013
Re: Variance Petition for Boat Dock Projection
Almosny Residence
298 South Parkway



Background:

The applicant has submitted for approval a grandfathered 41 foot wide by 23.33 and 34.33 foot deep boat dock wave break measured to the seawall wetface and attached to an existing dock waterway cap. The formerly grandfathered dock structure has been demolished to acquire a Certificate of Completion for the renovated residence and reconstruction of the seawall cap. The owner wishes to reestablish the same lost rights the previous owner enjoyed for the requested boat dock and wave break projections. The dock structure was originally constructed as an encroaching projection into the waterway with an average of 3.62 feet beyond the property line.

The proposed boat dock is located on an external radial lot open to the Golden Isle Waterway, at 298 South Parkway, where the dock structure projects an average of 28.83 feet into the waterway from the seawall wetface. The proposed boat dock projects an average of 18.83 feet beyond the permitted 10 foot waterway projection, stipulated per Section 46-84, to cause this variance petition. The boat dock projects 17'-4" and the wave break projects 39'-5" when measured to the property line. The variance petition is mitigated by the 495 foot Golden Isle Waterway width and the requested average of 18.83 feet foot projection is 3.80%, where 25% maximum waterway projection is recommended for navigable waterways per Federal and State of Florida standards.

Waterway Projection

Section 66-41 of the Code of Ordinances requires that seven conditions be met to demonstrate an undue hardship. In recommending the granting of a variance the Building Regulation Advisory Board may prescribe appropriate conditions and safeguards in conformity with the Town of Golden Beach's Code. In reviewing the Variance Petition the Board shall confirm the findings of the Building Official as follows:

1. Yes, this petition constitutes a variance, since the applicant has requested to permit a proposed boat dock structure projecting an average of 18.83 feet and a total of 17.33 and 39.42 foot wave break projection, when measured from the property line, beyond the 10 foot maximum waterway projection permitted per Section 46-84 of the Code.
2. Yes, the land is peculiar in nature as it consists of a radial corner lot with a 235.5 foot waterway frontage on the 495 foot Golden Isle Waterway width, where the requested average 18.83 foot projection serves to mitigate adverse navigational impact.

3. Yes, the variance petition stems from the peculiar nature of the lot's location, historical encroachment into the waterway and placement of the proposed dock of the formerly grandfathered dock structure located at the southern most navigable portion of the radial lot.
4. Yes, the granting the variance would not confer upon the applicant any special privilege as the requested Golden Isle waterway boat dock projection allows use compatible with other lands in the same District.
5. Yes, the literal interpretation of the provision of the Zoning Code generated by the demolition of the formerly grandfathered dock structure may deprive the applicant the rights, the previous owners enjoyed as well as other properties in the same Zone 3 Residential District.
6. Yes, this variance petition is the minimum variance and compatibly appropriate petition which will permit the applicant reasonable use of the land.
7. Yes, the granting of the variance petition will be in harmony with the intent and purpose of this Chapter and the Variance will not be injurious to the area or detrimental to the public welfare.

In conclusion, the variance petition seeking relief from the maximum projection of 10 feet allowed into the waterway per Section 46-84 of the Code, where the applicant seeks placement for a proposed radial shaped wood dock structure projecting an average of 18.83 into the waterway and 17.33 and 39.42 feet measured to the property line, seems to rise to the standard required for granting of this variance petition. The Building Review Advisory Board needs to determine if a negative recommendation of this variance petition deprives the applicant of reasonable use of his land. Alternately, the Board could recommend that other stipulated conditions may be required to raise this variance petition to the standards required by Section 66-41 of the Code, where the variance petition may be favorably considered.



OCEAN CONSULTING, LLC · 340 Minorca Avenue, Suite 5 · Coral Gables, FL 33134
Tel: 305-921-9344 · Fax: 305-677-3254
www.oceanconsultingfl.com

10-1630

February 21, 2013

Ms. Linda Epperson
TOWN OF GOLDEN BEACH
1 Golden Beach Drive
Golden Beach, FL 33160

RE: APPLICATION FOR VARIANCE FOR A DOCK AND WAVE BREAK PROJECT AT 298 SOUTH PARKWAY, IN THE TOWN OF GOLDEN BEACH, MIAMI-DADE COUNTY, FLORIDA

Dear Ms. Epperson:

On behalf of our client, Mr. Isaac Almosny, this is to respectfully submit a Letter of Intent for the Variance Application at 298 South Parkway, in the Town of Golden Beach, Miami-Dade County, Florida.

The Project proposes to reconstruct the previously-existing dock and wave break in substantially the same footprint (slightly less waterward than previously-existing structure). The original dock and wave break were recently demolished to make room for seawall cap repair / construction activities.

For your review and use, enclosed please find the following:

1. An executed Town of Golden Beach BRAB and Variance Application;
2. A check made payable to the Town of Golden Beach in the amount of \$472 (previously submitted);
3. Signed Letters of Consent from both adjacent neighboring properties;
4. A set of plans preliminarily stamped by Miami-Dade County RER/DERM;
5. A copy of the boundary survey; and
6. Two photographs of the previously-existing structure.

10-1630
Ms. Linda Epperson
February 21, 2013
Page 2

Thank you for your review of this information. We look forward to working with you on this variance. Should you have any questions or require additional information, please do not hesitate to contact me at (305) 921-9344.

Sincerely,
OCEAN CONSULTING, LLC

A handwritten signature in black ink, appearing to read "Kirk Lofgren", written in a cursive style.

Kirk Lofgren
Principal

KL: CB
Enclosures

TOWN OF GOLDEN BEACH
APPLICATION FOR
BUILDING REGULATION ADVISORY BOARD HEARING

Application fee: _____

Request hearing in reference to:

New residence/addition: _____ Variance(s): Dock to extend more than 10' into water from property line
Exterior alterations: _____ Other Structure: _____
Date application filed: _____ For hearing date: _____

1. Project information:

Project description: Replace existing dock within same footprint more than 10 feet into the water from the property line.

Legal Description: GOLDEN BEACH SEC D PB 10-10 W 1/2 OF LOT 26 & ALL LOT 27 BLK G & LOT 28 BLK G OF PB 8-122 LESS BEG NE COR OF LOT 28 TH N 53 DEG W 183.99FT SWLY AD 128.78FT S RS DEG E 190.76FT

Folio #: 19-1235-004-0190

Address of Property: 298 South Parkway, Golden Beach, FL 33160

2. Is a variance(s) required: Yes X No _____ How Many? 1
(If yes, please submit variance application form for each request).

Owner's Name: Isaac Almonsy Phone _____ Fax _____

Owner's address: 298 South Parkway City/State Golden Beach, FL Zip 33160

Agent: Ocean Consulting, LLC Phone (305) 921-9344 Fax (305) 677-3254

Agent's address: 340 Minorca Ave. Suite 5 City/State Coral Gables, FL Zip 33134

Architect: _____ Phone _____ Fax _____

Contractor: Southeast Marine Construction Phone (954) 630-2300 Fax (954) 630-2381

3. Describe project and/ or reason for request of hearing: Replace existing dock in same footprint more than 10 feet into water from property line.

4. The following information is submitted for assisting in review:

Building Plans:

Conceptual: _____ Preliminary: _____ Final: _____

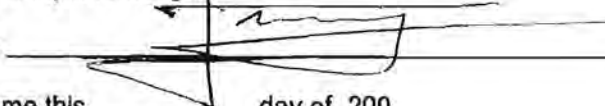
Other: _____

5. Estimated cost of work: \$ 29,000
Estimated market value of: Land \$ N/A
Building \$ N/A

(Note: If estimated cost of work is 40% of the market value of the building an independent appraisal is required).

TOWN OF GOLDEN BEACH
APPLICATION FOR
BUILDING REGULATION ADVISORY BOARD HEARING

6. Is hearing being requested as a result of a Notice of Violation? No
7. Are there any structures on the property that will be demolished? No
8. Does legal description conform to plat? YES
9. Owner Certification: I hereby certify that I am the owner of record (*) of the property described in this application and that all information supplied herein is true and correct to the best of my knowledge.

Signature of owner(s): 

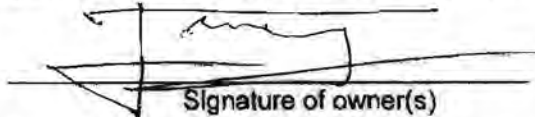
Acknowledged before me this _____ day of, 200_____

Type of identification:

Notary Public

Owner/Power of Attorney Affidavit:

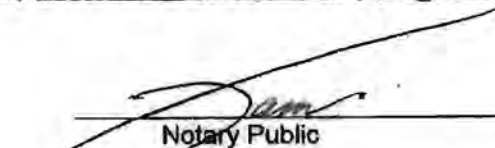
I, being duly sworn, depose and say I am the owner (*) of the property described in this application and that I am aware of the nature and request for: Extension of dock more than 10 feet into the water from the property line relative to my property and I am hereby authorizing Kirk Lofgren, Ocean Consulting, LLC to be my legal representative before the Building Regulation Advisory Board and Town Council.


Signature of owner(s)

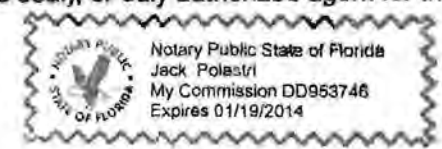
Acknowledged before me this 11 day September 2012

Type of identification:

F.O.L.


Notary Public

(*) If owner of record is a corporation then the president with corporate seal, the president and the secretary (without corporate seal), or duly authorized agent for the corporation may execute the application.



TOWN OF GOLDEN BEACH
APPLICATION FOR
BUILDING REGULATION ADVISORY BOARD HEARING

Property Address: 298 South Parkway, Golden Beach, FL 33160
 Legal Description: GOLDEN BEACH SEC'D PD 10-10 W/1/2 OF LOT 26 & ALL LOT 27 BLK G & LOT 28 BLK G OFF PB 8-173 LESS BEG NE COR OF LOT 28 TH N 53 DEG W 143.99 FT SWLY AD J 28 TRPT S 45 DEG E 190.76 FT
 Owner's Name: Isaac Almonsv Phone _____ Fax _____
 Agent's Name: Kirk Lofgren, Ocean Consulting, LLC Phone 305-921-9344 Fax (305) 677-3254
 Board Meeting of: _____

- NOTE: 1. Incomplete applications will not be processed.
 2. Applicant and/or architect must be present at meeting.

Application for: Extension of dock more than 10 feet into the water from the property line
 Lot size: 27,373 sq ft
 Lot area: N/A
 Frontage: N/A
 Construction Zone: N/A
 Front setback: N/A
 Side setback: N/A
 Rear setback: N/A
 Coastal Construction: Yes No _____ East of coastal const. control line: Yes _____ No
 State Road A1A frontage: N/A
 Swimming pool: N/A Yes _____ No _____ Existing: _____ Proposed: _____
 Fence Type: N/A Existing: _____ Proposed: _____
 Finished Floor elevation N.G.V.D.: N/A
 Seawall: N/A Existing: _____ Proposed: _____
 Lot Drainage: N/A
 How will rainwater be disposed of on site? N/A

Adjacent use (s): N/A
 Impervious area: N/A
 % of impervious area: N/A
 Existing ground floor livable area square footage: N/A
 Proposed ground floor livable area square footage: N/A
 Existing 2nd floor livable area square footage: N/A
 Proposed 2nd floor livable area square footage: N/A
 Proposed % of 2nd floor over ground floor: N/A
 Vaulted area square footage: N/A
 Vaulted height: N/A
 Color of main structure: N/A
 Color of trim: N/A
 Color & material of roof: N/A
 Building height (above finished floor elevation): N/A
 Swale: (Mandatory 10'-0" from edge of payment, 10 ft. wide x 1 ft. deep minimum):
N/A
 Existing trees in Lot: N/A in Swale: _____
 Proposed trees in Lot: N/A in Swale: _____
 Number & type of shrubs: N/A
 Garage Type: N/A Existing: _____ Proposed: _____
 Driveway width & type: N/A

Signature of Applicant:  Date: 9/12/12
 BUILDING REGULATION ADVISORY BOARD APPLICATION (October 2008)
 Page 8 of 11

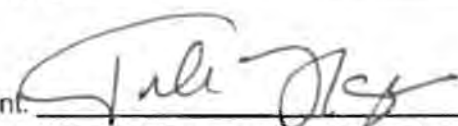
TOWN OF GOLDEN BEACH
APPLICATION FOR
BUILDING REGULATION ADVISORY BOARD HEARING

Property Address: 298 South Parkway, Golden Beach, FL 33160
Legal Description: GOLDEN BEACH SEC 01 P19 01 W1/4 OF LOT 34 & ALL LOT 27 NE1/4 Q & LOT 28 NE1/4 Q OF P19 S122 LAMB SEC 06 COR OF LOT 28 T21 N 33 DR10 W 180 HWY ONLY AD COR T21 N 33 DR10 E 124 T21
Owner's Name: Isaac Almonsv Phone _____ Fax _____
Agent's Name: Kirk Lofgren, Ocean Consulting, LLC Phone 305-921-9344 Fax (305) 677-3254
Board Meeting of: _____

- NOTE: 1. Incomplete applications will not be processed.
2. Applicant and/or architect must be present at meeting.

Application for: Extension of dock more than 10 feet into the water from the property line
Lot size: 27,373 sq ft
Lot area: N/A
Frontage: N/A
Construction Zone: N/A
Front setback: N/A
Side setback: N/A
Rear setback: N/A
Coastal Construction: Yes No _____ East of coastal const. control line: Yes _____ No
State Road A1A frontage: N/A
Swimming pool: N/A Yes _____ No _____ Existing: _____ Proposed: _____
Fence Type: N/A Existing: _____ Proposed: _____
Finished Floor elevation N.G.V.D.: N/A
Seawall: N/A Existing: _____ Proposed: _____
Lot Drainage: N/A
How will rainwater be disposed of on site? N/A

Adjacent use (s): N/A
Impervious area: N/A
% of impervious area: N/A
Existing ground floor livable area square footage: N/A
Proposed ground floor livable area square footage: N/A
Existing 2nd floor livable area square footage: N/A
Proposed 2nd floor livable area square footage: N/A
Proposed % of 2nd floor over ground floor: N/A
Vaulted area square footage: N/A
Vaulted height: N/A
Color of main structure: N/A
Color of trim: N/A
Color & material of roof: N/A
Building height (above finished floor elevation): N/A
Swale: (Mandatory 10'-0" from edge of payment, 10 ft. wide x 1 ft. deep minimum):
N/A
Existing trees in Lot: N/A in Swale: _____
Proposed trees in Lot: N/A in Swale: _____
Number & type of shrubs: N/A
Garage Type: N/A Existing: _____ Proposed: _____
Driveway width & type: N/A

Signature of Applicant:  Date: 2-21-2013

TOWN OF GOLDEN BEACH
BUILDING REGULATION ADVISORY BOARD
APPLICATION FOR
PETITION FOR VARIANCE

Date: _____

Fee: _____

I, Isaac Almosny hereby petition the Town of Golden Beach for a variance from the terms of the Town of Golden Beach Code of Ordinances affecting property located at: 298 South Parkway, Golden Beach, FL Folio No. 19-1235-004-0190

As specified in the attached "Application for Building Regulation Advisory Board" and related supporting material.

1. The Variance requested is for relief from the provisions of (list section number(s) of the Town of Golden Beach Code of Ordinances): Section 46-84

2. In order to recommend the granting of the variance, it must meet all the following criteria (please provide a response to each item):
 - a. The Variance is in fact a Variance from a zoning regulation as set forth within the Zoning Chapter of the Town Code. Confirmed.

 - b. Special conditions and circumstances exist which are peculiar to the land or structure involved, and which are not applicable to other lands or structures in the same district. Existing, historic dock extended more than 10 feet from property line. This project proposes to replace the dock and wake break very close to the federal channel where passing vessels generate a large wake and can cause damage to a moored vessel. The dock is proposed to extend more than 10' from the property line, in part because the seawall was constructed waterward of the property line, at no fault of the current homeowner, Mr. Almosny.

 - c. The special conditions and circumstances do not result from the actions of the applicant. The dock was existing prior to current owner's purchase of property. This is a re-construction of a previously existing dock, within substantially the same footprint.

 - d. Granting the Variance requested will not confer on the applicant any special privilege that is denied by the Zoning Chapter of the Town Code to other lands or structures in the same district. The dock and wake break are historically existing/grandfathered. The seawall is existing outside the property, at no fault of the applicant. Goal is simply to replace the wake break in the same footprint.

TOWN OF GOLDEN BEACH
BUILDING REGULATION ADVISORY BOARD
PETITION FOR VARIANCE

3. Literal Interpretations of the provisions of the Zoning Chapter of the Town Code would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of zoning regulations and would work unnecessary and undue hardship on the applicant. Grandfathered dock - only a replacement in same footprint. These grandfathered structures are typically authorized to be re-built in the same footprint.
-
4. The Variance granted is the minimum Variance that will make possible the reasonable use of the land or structure. Replacement of structure in same footprint; The Corps has requested a 7' adjustment on the north end, pulling the wake break in as tight as possible to the proposed marginal dock.
-
5. The granting of the Variance will be in harmony with the general intent and purpose of the Town Code and the Variance will not be injurious to the area involved or otherwise detrimental to the public welfare. Confirmed.
-

Does the Variance being requested comply with all the above listed criteria?
 Yes No

6. Our code states that submission of a written statement is invited and encouraged. Has the applicant (petitioner) explained the variance to the owners of the nearest adjacent residences and sought their approval in writing? Yes No.
Please attach any written letters of no objection to this petition.
7. Is this request related to new construction? Yes No
8. Is construction in progress? No
9. Is this request as a result of a code violation? No
10. Did this condition exist at the time property was acquired? Yes No
11. Is this request sought as a remedy to a case to be heard, or action taken by the Special Magistrate? No
12. Do you have a building permit? Yes No

Building Permit No. _____ Date issued: _____

TOWN OF GOLDEN BEACH
BUILDING REGULATION ADVISORY BOARD
PETITION FOR VARIANCE
AFFIDAVIT BY OWNER

Affidavit by Owner for Variance Request(s):

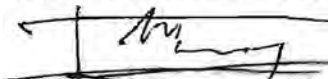
Folio No.: 19-1235-004-0190 Address: 298 South Parkway

Legal Description: GOLDEN BEACH SEC D PB 10-10 W1/2 OF LOT 26 & ALL LOT 27 BLK G & LOT 28 BLK G
OF PB 8-122 LESS BEG NE COR OF LOT 28 TH N 53 DEG W 183.99FT SWLY AD 128.78FT S 85 DEG E 190.76FT

Being duly sworn, deposes and says: That He/She is the Owner named in the application for Building Advisory Board for the hearing date of _____ relating to Variance requests for construction or other work to be performed on, or in connection with, the premises located as indicated in the application.

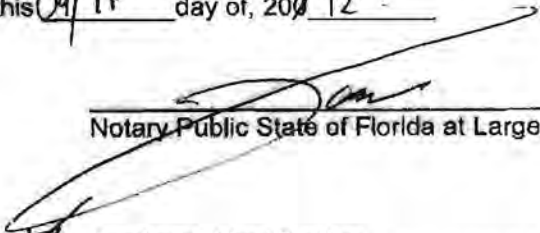
I acknowledge notification by The Town of Golden Beach, that granting of a variance(s) by The Town Council, is conditioned on the following:

1. That a Building Permit for the contemplated work pursuant to the Variance must be issued within two (2) years from the date of the approval of the Resolution granting such variance request.
2. If a Building Permit is not issued within the two (2) year time limit set then the Resolution granting the Variance approval will be null and void.
3. That as the applicant, and at my own expense, I shall record a certified copy of the Resolution in the public records of Miami-Dade County and return two (2) certified copies to the Golden Beach Town Hall for inclusion into my property records.



Signature of Owner or Legal Representative

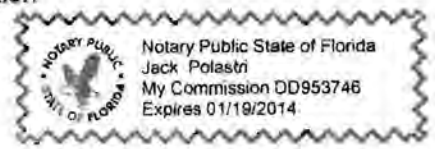
Sworn to and subscribed before me this 09/11 day of, 2012



Notary Public State of Florida at Large

Personally know to me

Produced Identification



LETTER OF CONSENT

Note: Please insert applicable information

Date: _____

Miami-Dade County DERM
Class I Permitting Program
701 NW 1st Court
Miami FL, 33136

Re: Letter of Consent for Miami-Dade County DERM Class I Permit Application Number
2011-CLI-PER-00037, (insert Class I Permit application number), for work proposed at
298 South Parkway, Golden Beach, Florida

(insert address of proposed work)

Ladies and Gentlemen:

I, Alberto Galsky (insert name), am the owner of the property located at
296 S. Parkway Golden Bch FL 33160
(insert address of adjoining riparian property)

which is an adjoining riparian property to the above-referenced property. I have reviewed the
plans entitled Almosny Dock Project

(insert title of plans)

prepared by Dynamic Engineering dated _____, and preliminarily approved
by DERM on _____ for the above-referenced project. Pursuant to Section
24-48.3(1)(j)(iii) of the Code of Miami-Dade County, Florida, I hereby consent to the above-
referenced project.

Sincerely

Handwritten signature of Alberto Galsky

Adjoining Riparian Property Owner

SUBSCRIBED AND SWORN TO ME THIS 14th DAY OF September, 2012

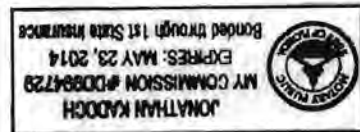
BY Alberto Galsky

PERSONALLY KNOWN PRODUCED IDENTIFICATION (PLEASE CHECK ONE)

TYPE OF ID PRODUCED FL DL

Handwritten signature of Notary Public

NOTARY PUBLIC



LETTER OF CONSENT

Note: Please insert applicable information

Date: _____

Miami-Dade County DERM
Class I Permitting Program
701 NW 1st Court
Miami FL, 33136

Re: Letter of Consent for Miami-Dade County DERM Class I Permit Application Number
2011-CLI-PER-00037, (insert Class I Permit application number), for work proposed at
298 South Parkway, Golden Beach, Florida

(insert address of proposed work)

Ladies and Gentlemen:

I, Alan Benenson (insert name), am the owner of the property located at
304 S. Parkway Golden Beach FL 33160,
(insert address of adjoining riparian property)

which is an adjoining riparian property to the above-referenced property. I have reviewed the
plans entitled Almosny Dock Project

(insert title of plans)

prepared by Dynamic Engineering dated _____, and preliminarily approved
by DERM on _____ for the above-referenced project. Pursuant to Section
24-48.3(1)(j)(iii) of the Code of Miami-Dade County, Florida, I hereby consent to the above-
referenced project.

Sincerely,



Adjoining Riparian Property Owner

SUBSCRIBED AND SWORN TO ME THIS 14th DAY OF September, 20 12

BY Alan Benenson

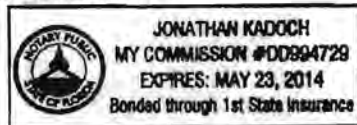
PERSONALLY KNOWN

PRODUCED IDENTIFICATION (PLEASE CHECK ONE)

TYPE OF ID PRODUCED FL DL



NOTARY PUBLIC









DAVID AND ELLEN SUE BLOCK
240 SOUTH ISLAND DRIVE
GOLDEN BEACH, FL. 33160

JOSEPH NATOLI
310 SOUTH PARKWAY
GOLDEN BEACH, FL. 33160

SEMPER AUGUSTOS INC.
238 SOUTH ISLAND DRIVE
GOLDEN BEACH, FL. 33160

RICHARD AND LAINIE GINSBURG
318 SOUTH PARKWAY
GOLDEN BEACH, FL. 33160

DEBRA E. ELENSON
276 SOUTH PARKWAY
GOLDEN BEACH, FL. 33160

DAVID W. HODGE
322 SOUTH PARKWAY
GOLDEN BEACH, FL. 33160

OUR RILEY LLC
288 SOUTH PARKWAY
GOLDEN BEACH, FL. 33160

GREGG D. AND SUSAN SCHNEIDER
288 SOUTH PARKWAY
GOLDEN BEACH, FL. 33160

LAURENT GROLL
284 SOUTH ISLAND DRIVE
GOLDEN BEACH, FL. 33160

ISAAC AND PATRICIA ALMOSNY
298 SOUTH PARKWAY
GOLDEN BEACH, FL. 33160

DAVID AND SUSAN HARRAR
300 SOUTH PARKWAY
GOLDEN BEACH, FL. 33160

ALAN AND GAY BENENSON
304 SOUTH PARKWAY
GOLDEN BEACH, FL. 33160

STEVEN BLOCK TRUST
140 SOUTH COLUMBIA AVE.
COLUMBUS, OH 43208



TOWN OF GOLDEN BEACH
1 Golden Beach Drive
Golden Beach, Fl. 33160

SUMMARY MINUTES
BUILDING REGULATION ADVISORY BOARD
March 12, 2013 at 6:00pm

APPROVED
4/9/2013

- A. **CALL MEETING TO ORDER:** 6:15pm
- B. **BOARD ATTENDANCE:** Eric Cohen, Jerome Hollo and Fred Chouinard
- C. **STAFF ATTENDANCE:** Daniel Nieda Building Official and Linda Epperson-Building and Zoning Director.
- D. **APPROVAL OF MINUTES:** January 22, 2013 and February 12, 2013

A motion to approve the January 22, 2013 minutes by Fred Chouinard,
Seconded by Eric Cohen
On roll call: Eric Cohen-Aye, Jerome Hollo-Aye, Fred Chouinard-Aye
Motion passed 3 – 0

A motion to table the February 12, 2013 minutes by Eric Cohen, Seconded
by Fred Chouinard
On roll call: Eric Cohen-Aye, Jerome Hollo-Aye, Fred Chouinard-Aye
Motion passed 3 – 0

E. REQUEST FOR ADDITIONS, DEFERRALS, DELETIONS & WITHDRAWALS

- 1. Michelle Judd
288 Ocean Boulevard
Golden Beach, FL. 33160

Property Address: 288 Ocean Blvd., Golden Beach, FL. 33160
Folio No.: 19-1235-003-0470
Legal Description: Lot 19, Block 5, GB Section C, PB 9-52

Addition and remodel to an existing residence

A motion was made by Fred Chouinard to table this item, Seconded by Eric
Cohen
On roll call: Eric Cohen-Aye, Jerome Hollo-Aye, Fred Chouinard-Aye
Motion passed 3 – 0

F. VARIANCE REQUEST(S):

- 2. Isaac Almosny and Patricia Almosny
298 South Parkway
Golden Beach, FL. 33160

Property Address: 298 South Parkway, Golden Beach, FL. 33160
Folio No: 19-1235-004-0190
Legal Description: Port of Lot 26, all of 27 and 28, Blk G, GB Sect. D,
PB 10-10

Building Official Nieda read his comments into the record.
Kirk Lofgren, Ocean Consulting spoke on this items

Demolition of an existing dock and construction of a new dock and wake break wall.

Relief from Town Code Section 46-84 General specifications for docks
No dock shall be permitted to be constructed, repaired, or reconstructed within the limits of the Town which shall extend more than six feet outside the lot property line into an inside (width of 100 feet or less) waterway nor more than ten feet outside the lot property line into an outside (width greater than 100 feet) waterway.

Relief from Town Code Section 46-87 Proximity of Lot Lines

(b) No portion of a dock, boat lift, hydro hoist or any other method of elevation, mooring piles, boat davits, dolphin piles or any other structure, and no portion of a boat elevated above the water moored at a dock or seawall, shall protrude into the waterway, unless it is within the triangle formed by connecting the points indicated below, that form a triangle where the waterfront property line is the base of the triangle and the triangle sides extend towards the waterway at a 45 degree angle until the lines intersect on the waterway side of the lot, but never to exceed 25 feet into the waterway from each of the lot property line. Neither elevated boats nor docks shall encroach in any instance within the side setback area. The base of the triangle shall be determined as follows:

(1) The base of the D5 triangle for all lots is set back five feet inside each of the side property lines.

(2) When the lot line is curved, the base shall be measured at the straight line, forming the chord, connecting the two side property lines (or the two side setback lines) at the point where they cross the sea wall. The side setback shall be determined based upon the length of the chord as provided in this subsection, above.

Request is to allow the dock to extend out into the waterway outside the 10' required and the wave break wall to extend past the 25' by the code.

In accordance with Town Code Section 66-41, "authorized, general procedure", pertaining to variances, the board considered all evidence and testimony presented by the applicant, the public and the Town and made a finding that the applicant has complied with the seven criteria.

A motion to recommend approval was made by Eric Cohen for the dock to extend out from the property line into the waterway at 17'-4", Seconded by Fred Chouinard

On roll call: Eric Cohen-Nay, Jerome Hollo-Nay, Fred Chouinard-Nay
The motion failed 3 – 0

A motion to recommend approval was made by Eric Cohen to approve the Wave Break Wall to extend out from the property line into the waterway at 39'-5", Seconded by Fred Chouinard

On roll call: Eric Cohen-Nay, Jerome Hollo-Nay, Fred Chouinard-Nay
The motion failed 3 – 0

3. Michael Newman
1160 N.W. 163rd Drive
Miami, FL. 33169

Property Address: 434 Golden Beach Drive, Golden Beach, FL. 33160
Folio No: 19-1235-005-0490
Legal Description: Lot 42 & N ½ of Lot 43, Block F, GB Sect E, PB 8-122

Building Official Nieda read his comments into the record
Kirk Lofgren, Ocean Consulting spoke on the applicants behalf

Proposed construction of a new dock.

Relief from Town Code Section 46-84 General specifications for docks
No dock shall be permitted to be constructed, repaired, or reconstructed within the limits of the Town which shall extend more than six feet outside the lot property line into an inside (width of 100 feet or less) waterway nor more than ten feet outside the lot property line into an outside (width greater than 100 feet) waterway.

Request is to allow the dock to extend out into the waterway 10' in lieu of the 6' which is required by the code.

A motion to recommend approval was made by Fred Chouinard for the dock to extend out from the property line into the waterway at 10',, Seconded by Fred Chouinard
On roll call: Eric Cohen-Nay, Jerome Hollo-Nay, Fred Chouinard-Nay
The motion failed 3 – 0

G. OLD BUSINESS:

H. NEW BUSINESS

4. Alan Rotter and Karen Gross
439 Center Island Drive
Golden Beach, FL. 33160

Property Address: 439 Center Island Drive, Golden Beach, FL. 33160
Folio No: 19-1235-005-1020
Legal Description: Lot 15, Block L, GB Sect. E, PB 8-122

Building Official Nieda read his comments into the record
Steve Sanders spoke on behalf of the applicants.

Construction of a new dock

A motion was made by Eric Cohen to approve the dock as submitted,
Seconded by Fred Chouinard.
On roll Call: Eric Cohen – Aye, Jerome Hollo-Aye, Fred Chouinard-Aye
The motion passed 3 – 0

5. Enfi Enterprises LP
199 Golden Beach Drive
Golden Beach, FL. 33160

Property Address: 199 Golden Beach Drive, Golden Beach, FL. 33160
Folio No: 19-1235-004-1260
Legal Description: Lot 40 Block 6, GB Sect. D, PB 10-10

Building Official Nieda read his comments into the record.
Martin Littman – Architect , spoke on behalf of the applicants

Renovation of entry portico and building façade.

A motion was made by Eric Cohen to approve this items, Seconded by
Fred Chouinard

On roll Call: Eric Cohen – Aye, Jerome Hollo-Aye, Fred Chouinard-Aye
The motion passed 3 – 0

I. ITEMS FOR DISCUSSION AND BOARD APPROVAL

J. ADJOURNMENT

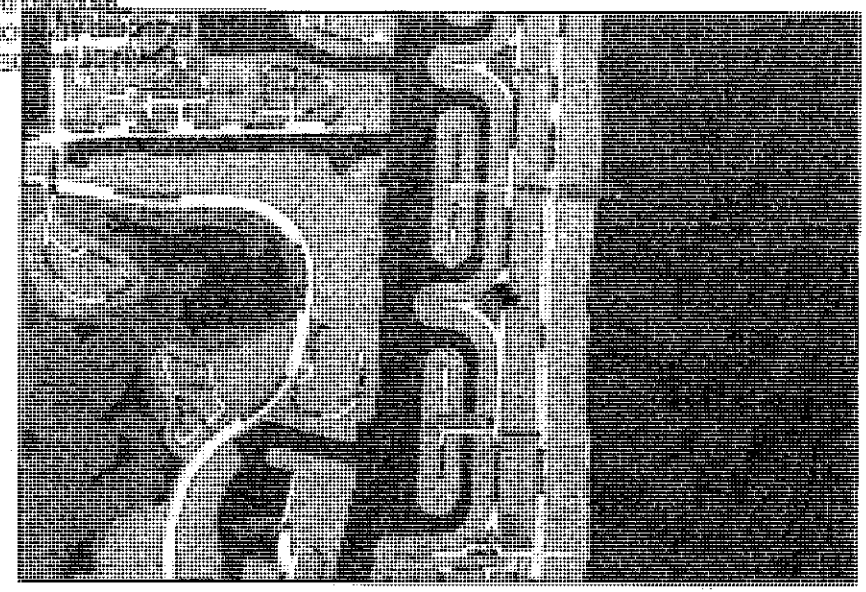
PURSUANT TO FLA. STATUTE 286.0105, THE TOWN HEREBY ADVISES THE PUBLIC THAT: IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS BOARD WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR THAT SUCH PURPOSE, AFFECTED PERSONS MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES 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.

VARIANCE REQ: _____
 DISAPPROVED _____
 APPROVED _____

ALMOSNY DOCK PROJECT

MAR 12 2013

HEARING DATE
 HEARING BOARD
 TOWN OF GOLDEN BEACH



LOCATION MAP

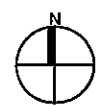
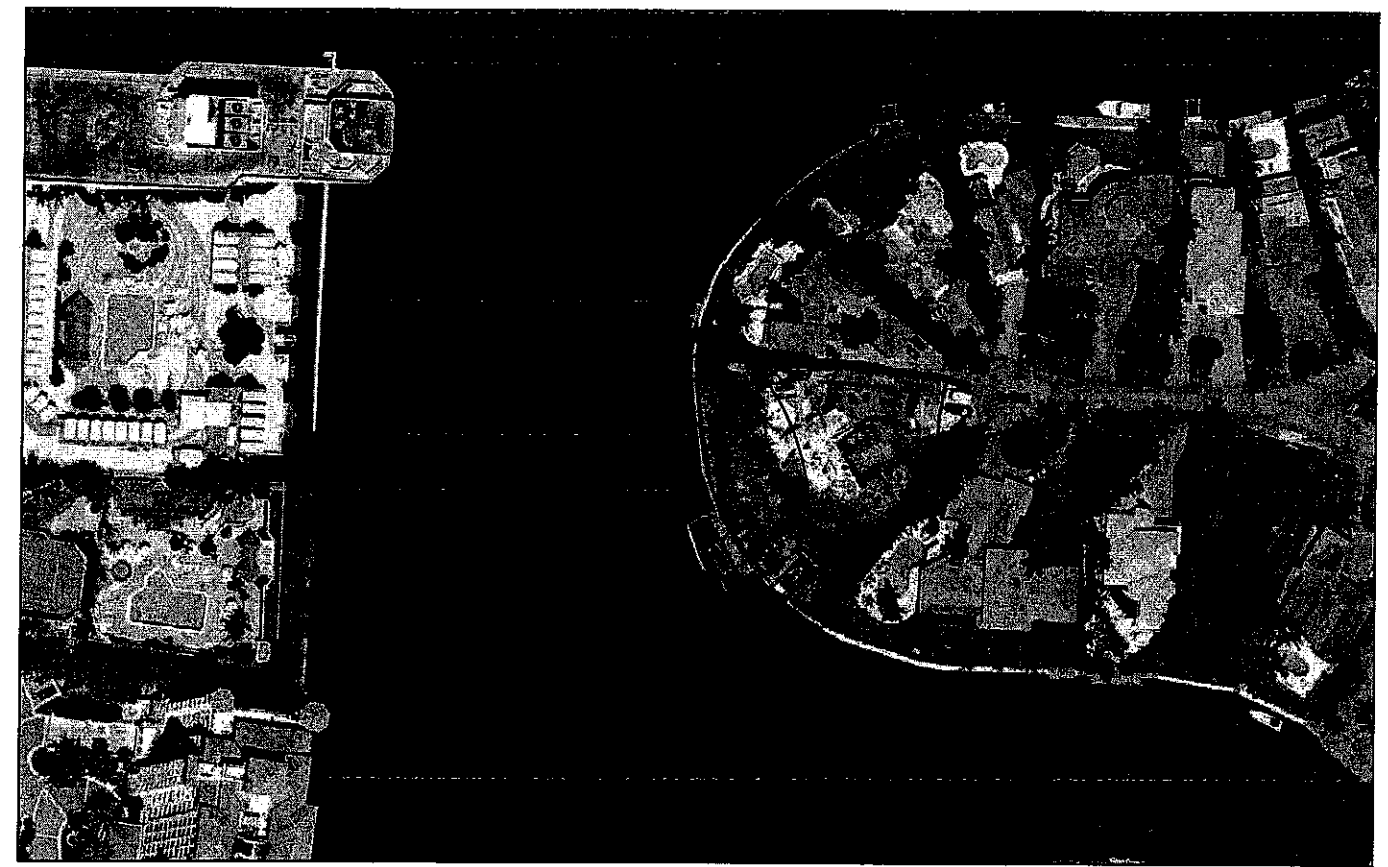
PROJECT SITE LOCATION:
 298 SOUTH PARKWAY
 TOWN OF GOLDEN BEACH, FL 33160

LATITUDE: 25 DEG 57'47.33"N
LONGITUDE: 80 DEG 7'24.37"W

PROJECT SITE LEGAL DESCRIPTION:

GOLDEN BEACH SEC D PB 10-10 W1/2 OF LOT 26 & ALL LOT 27 BLK G & LOT 28 BLK G OF PB 8-122 LESS BEG NE COR OF LOT 28 TH N 53 DEG W 183.99FT SWLY AD 128.78FT S 85 DEG E 190.76FT

AERIAL MAP



GENERAL NOTES

1. Construction to follow 2010 Florida Building code and amendments as applicable and all local, state, and federal laws.
2. Contractor shall verify the existing conditions prior to commencement of the work. Any conflicts or omissions between existing conditions or the various elements of the working drawings shall be brought to the attention of the Engineer prior to the commencement of the work. Contractor and all subcontractors are responsible for all lines, elevations, and measurements in connection with their work.
3. Do not scale drawings for dimensions.
4. Contractor to pay for all permit fees, inspections, and testing required.
5. Contractor to verify location of existing utilities prior to commencing work.
6. Contractor to obtain all permits as necessary from all local, state, and federal agencies.
7. Contractor to properly fence and secure area with barricades.
8. Any deviation and/or substitution from the information provided herein shall be submitted to the Engineer for approval prior to commencement of work.
9. All unanticipated or unforeseen demolition and/or new construction conditions which require deviation from the plans and notes herein shall be reported to the Engineer prior to commencement of work.
10. All new materials and/or patchwork shall be provided to match existing materials and/or adjoining work where practical except as specifically noted herein.
11. Licensed contractor shall use all possible care to protect all existing materials, surfaces, and furnishings from damage during all phases of construction.
12. The licensed contractor to install and remove all shoring and bracing as required for the proper execution of the work.
13. All new work and/or materials shall conform to all requirements of each administrative body having jurisdiction in each pertaining circumstance.
14. Licensed contractor to verify location of existing utilities prior to commencing work.
15. All elevations shown refer to national geodetic vertical datum(NGVD) of 1929.

DOCK & WAKE BREAK

16. Contractor to construct a new, 60'x8', wood platform type boat dock, supported by (6) new wood dock piles, built in historic footprint, as follows:
 - 16.1. Provide and drive (6) new, 12", 2.5, CCA, marine treated, wood piles to support wake break around perimeter of boat dock area. Wave break framing to be .40, ACQ, marine treated, #1, pressure treated lumber secured with hot-dipped galvanized hardware.
 - 16.2. Decking to be IPE, Brazilian hardwood, 1"x6", decking boards secured with stainless steel decking screws.
 - 16.3. (6) new wood dock piles will be furred with 1"x3", IPE furring strips and topped with new copper caps.
 - 16.4. Dock: LL 60 PSF.

TOWN OF GOLDEN BEACH
 BUILDING ADVISORY BOARD
 HEARING DATE

MAR 12 2013

APPROVED _____
 DISAPPROVED _____
 VARIANCE REQ: _____

ALMOSNY DOCK PROJECT

Golden Beach, FL 33160

CLIENT:
Mr. ISAAC ALMOSNY
 298 South Parkway
 Golden Beach, Florida 33160

ENVIRONMENTAL CONSULTANT:
OCEAN CONSULTING, LLC
 340 Minorca Avenue, Suite 5
 Coral Gables, Florida 33134
 Tel: (305) 921-9344
 Fax: (305) 677-3254

CONTRACTOR:
SOUTHEAST MARINE CONSTRUCTION, INC.
 404 NE 38th Street
 Oakland Park, Florida 33334
 Tel: (954) 630-2300
 Fax: (954) 630-2381

PROJECT ENGINEER:
DYNAMIC ENGINEERING SOLUTIONS, INC.
 950 N. Federal Highway, Suite 212
 Pompano Beach, FL 33062
 Tel: (954) 545-1740
 Fax: (954) 545-1721

SEAL / SIGNATURE / DATE

[Signature]
 John Omslaer
 PE 62733, EB 26829

CONSTRUCTION DRAWINGS

Issue #	Issue Date
①	November 9, 2012
②	November 20, 2012
③	February 13, 2013

PROJECT: 10-1630

LOCATION MAP GENERAL NOTES

SCALE : AS SHOWN
 SHEET NO.

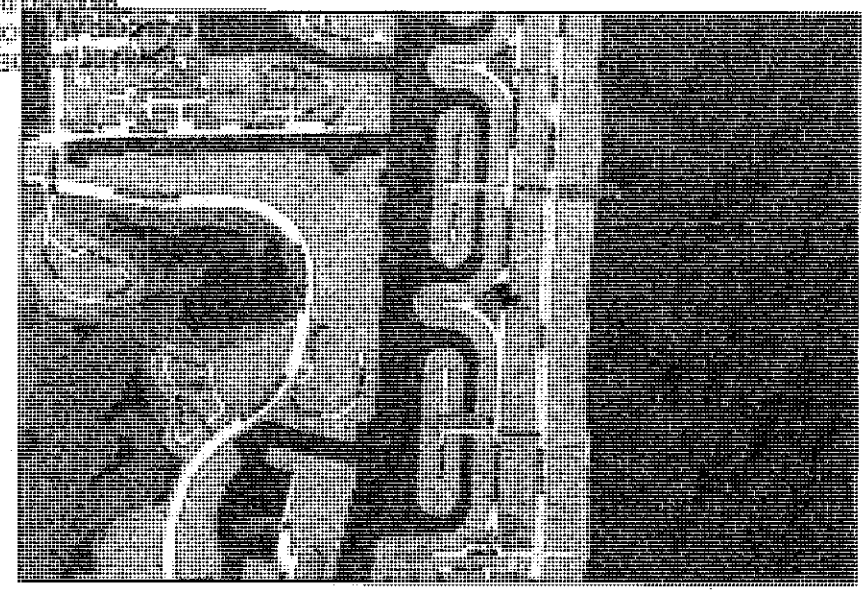
S-1

VARIANCE REQ: _____
 DISAPPROVED _____
 APPROVED _____

ALMOSNY DOCK PROJECT

MAR 12 2013

HEARING DATE
 BUILDING ADVISORY BOARD
 GOLDEN BEACH



LOCATION MAP

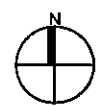
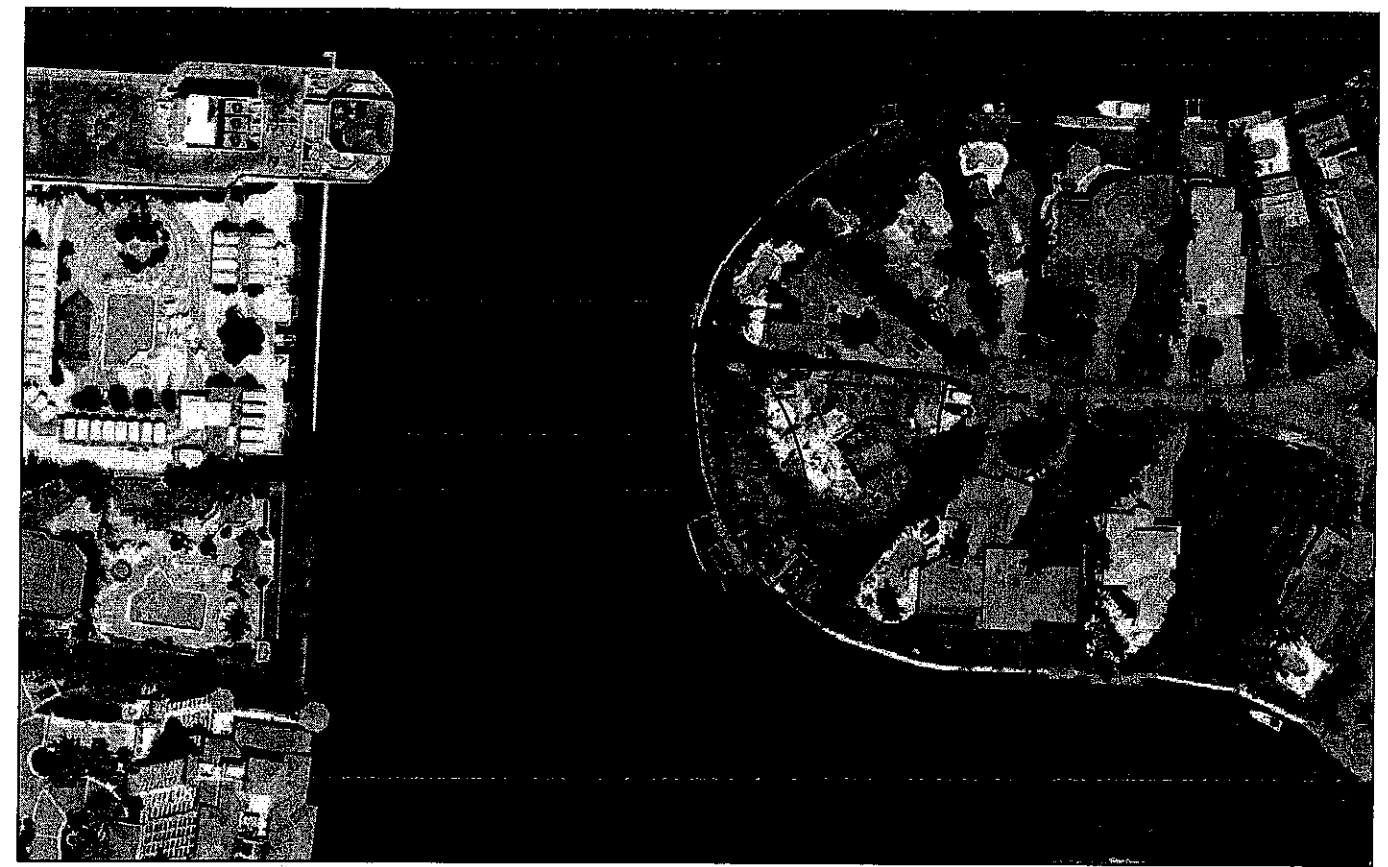
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 TOWN OF GOLDEN BEACH, FL 33160

LATITUDE: 25 DEG 57'47.33"N
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AERIAL MAP



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3. Do not scale drawings for dimensions.
4. Contractor to pay for all permit fees, inspections, and testing required.
5. Contractor to verify location of existing utilities prior to commencing work.
6. Contractor to obtain all permits as necessary from all local, state, and federal agencies.
7. Contractor to properly fence and secure area with barricades.
8. Any deviation and/or substitution from the information provided herein shall be submitted to the Engineer for approval prior to commencement of work.
9. All unanticipated or unforeseen demolition and/or new construction conditions which which require deviation from the plans and notes herein shall be reported to the Engineer prior to commencement of work.
10. All new materials and/or patchwork shall be provided to match existing materials and/or adjoining work where practical except as specifically noted herein.
11. Licensed contractor shall use all possible care to protect all existing materials, surfaces, and furnishings from damage during all phases of construction.
12. The licensed contractor to install and remove all shoring and bracing as required for the proper execution of the work.
13. All new work and/or materials shall conform to all requirements of each administrative body having jurisdiction in each pertaining circumstance.
14. Licensed contractor to verify location of existing utilities prior to commencing work.
15. All elevations shown refer to national geodetic vertical datum(NGVD) of 1929.

DOCK & WAKE BREAK

16. Contractor to construct a new, 60'x8', wood platform type boat dock, supported by (6) new wood dock piles, built in historic footprint, as follows:
 - 16.1. Provide and drive (6) new, 12", 2.5, CCA, marine treated, wood piles to support wake break around perimeter of boat dock area. Wave break framing to be .40, ACQ, marine treated, #1, pressure treated lumber secured with hot-dipped galvanized hardware.
 - 16.2. Decking to be IPE, Brazilian hardwood, 1"x6", decking boards secured with stainless steel decking screws.
 - 16.3. (6) new wood dock piles will be furred with 1"x3", IPE furring strips and topped with new copper caps.
 - 16.4. Dock: LL 60 PSF.

TOWN OF GOLDEN BEACH
 BUILDING ADVISORY BOARD
 HEARING DATE

MAR 12 2013

APPROVED _____
 DISAPPROVED _____
 VARIANCE REQ: _____

ALMOSNY DOCK PROJECT

Golden Beach, FL 33160

CLIENT:
Mr. ISAAC ALMOSNY
 298 South Parkway
 Golden Beach, Florida 33160

ENVIRONMENTAL CONSULTANT:
OCEAN CONSULTING, LLC
 340 Minorca Avenue, Suite 5
 Coral Gables, Florida 33134
 Tel: (305) 921-9344
 Fax: (305) 677-3254

CONTRACTOR:
SOUTHEAST MARINE CONSTRUCTION, INC.
 404 NE 38th Street
 Oakland Park, Florida 33334
 Tel: (954) 630-2300
 Fax: (954) 630-2381

PROJECT ENGINEER:
DYNAMIC ENGINEERING SOLUTIONS, INC.
 950 N. Federal Highway, Suite 212
 Pompano Beach, FL 33062
 Tel: (954) 545-1740
 Fax: (954) 545-1721

SEAL / SIGNATURE / DATE

[Signature]
 John Omslaer
 PE 62733, EB 26829

CONSTRUCTION DRAWINGS

Issue #	Issue Date
①	November 9, 2012
②	November 20, 2012
③	February 13, 2013

PROJECT: 10-1630

LOCATION MAP GENERAL NOTES

SCALE : AS SHOWN
 SHEET NO.

S-1

**ALMOSNY
DOCK
PROJECT**

Golden Beach, FL 33160

CLIENT:

Mr. ISAAC ALMOSNY
298 South Parkway
Golden Beach, Florida 33160

ENVIRONMENTAL CONSULTANT:

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CONSULTING, LLC**
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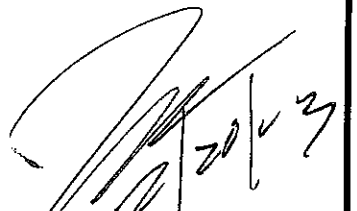
CONTRACTOR:

**SOUTHEAST MARINE
CONSTRUCTION, INC.**
404 NE 38th Street
Oakland Park, Florida 33334
Tel: (954) 630-2300
Fax: (954) 630-2381

PROJECT ENGINEER:

**DYNAMIC ENGINEERING
SOLUTIONS, INC.**
950 N. Federal Highway, Suite 212
Pompano Beach, FL 33062
Tel: (954) 545-1740
Fax: (954) 545-1721

SEAL / SIGNATURE / DATE



John Omslaer
PE 52733, EB 26829

**CONSTRUCTION
DRAWINGS**

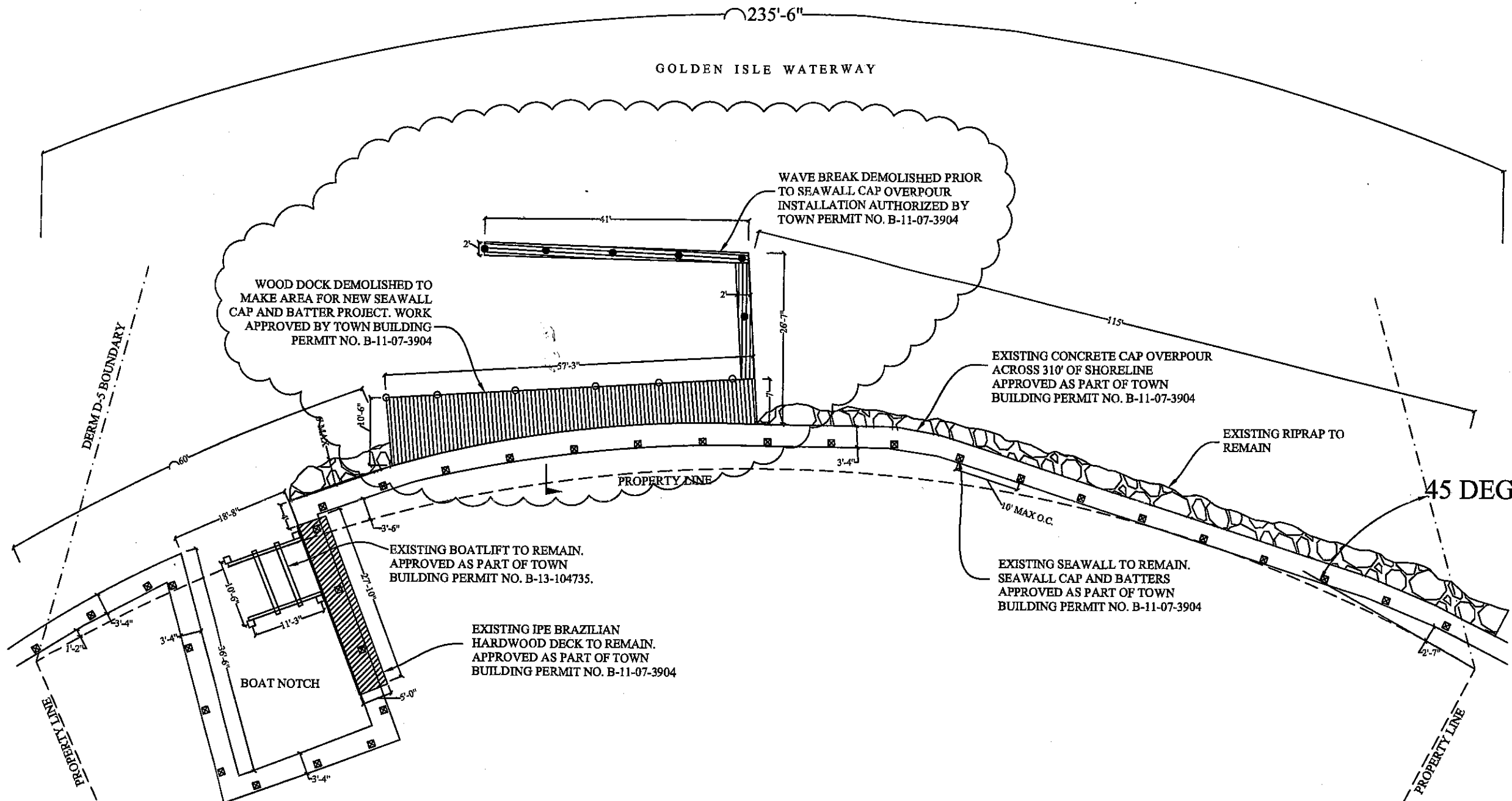
Issue #	Issue Date
①	November 9, 2012
②	November 20, 2012
③	February 13, 2013

PROJECT: 10-1630

**EXISTING
CONDITIONS**

SCALE : AS SHOWN
SHEET NO.

S-2



EXISTING CONDITIONS

TOWN OF GOLDEN BEACH
BUILDING ADVISORY BOARD
HEARING DATE

MAR 12 2013

APPROVED
DISAPPROVED
VARIANCE REQ:



ALMOSNY DOCK PROJECT

Golden Beach, FL 33160

CLIENT:

Mr. ISAAC ALMOSNY
298 South Parkway
Golden Beach, Florida 33160

ENVIRONMENTAL CONSULTANT:

OCEAN CONSULTING, LLC
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404 NE 38th Street
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SEAL / SIGNATURE / DATE


John Omslaer
PE 52733, EB 26829

CONSTRUCTION DRAWINGS

Issue #	Issue Date
①	November 9, 2012
②	November 20, 2012
③	February 13, 2013

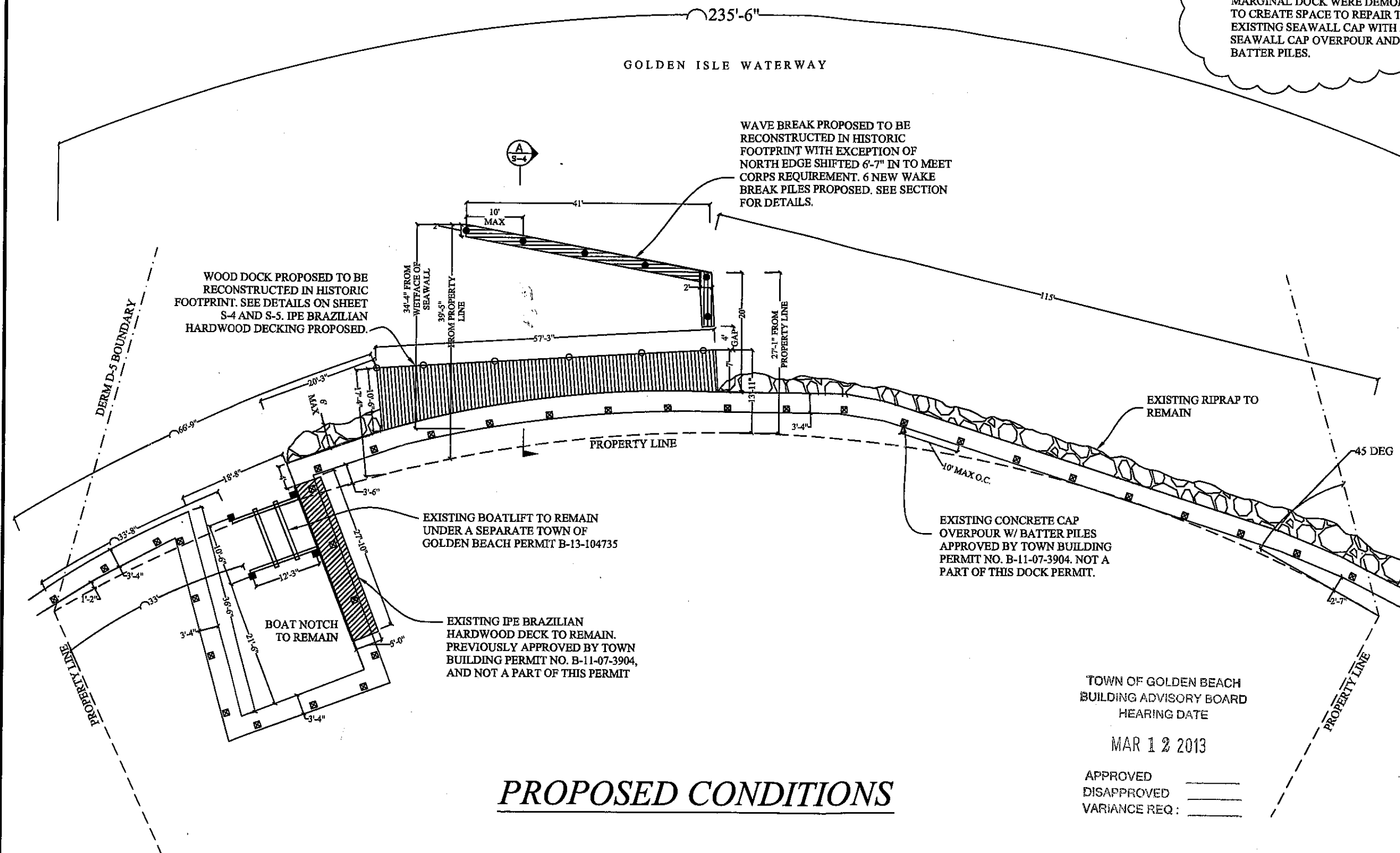
PROJECT: 10-1630

PROPOSED CONDITIONS

SCALE : AS SHOWN
SHEET NO.

S-3

NOTE THAT THE PREVIOUSLY EXISTING WAVE BREAK AND MARGINAL DOCK WERE DEMOLISHED TO CREATE SPACE TO REPAIR THE EXISTING SEAWALL CAP WITH A NEW SEAWALL CAP OVERPOUR AND BATTER PILES.



PROPOSED CONDITIONS

TOWN OF GOLDEN BEACH
BUILDING ADVISORY BOARD
HEARING DATE

MAR 12 2013

APPROVED _____
DISAPPROVED _____
VARIANCE REQ: _____

NOTES:

- TOTAL SQUARE FOOTAGE OF DOCK: 422 S.F.
- TURBIDITY CURTAIN TO SURROUND ALL IN-WATER WORK.



ALMOSNY DOCK PROJECT

Golden Beach, FL 33160

CLIENT:

Mr. ISAAC ALMOSNY

298 South Parkway
Golden Beach, Florida 33160

ENVIRONMENTAL CONSULTANT:

OCEAN CONSULTING, LLC

340 Minorca Avenue, Suite 5
Coral Gables, Florida 33134
Tel: (305) 921-9344
Fax: (305) 677-3254

CONTRACTOR:

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404 NE 38th Street
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PROJECT ENGINEER:

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SEAL / SIGNATURE / DATE

John Omislaer
PE 52733, EB 26829

CONSTRUCTION DRAWINGS

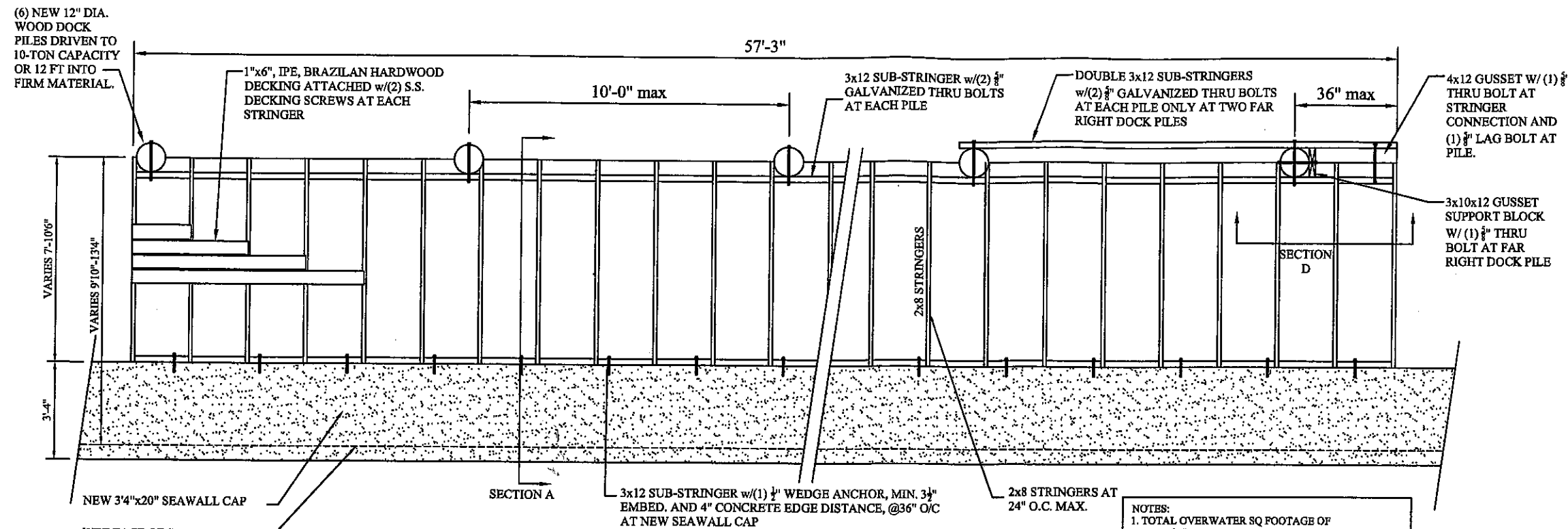
Issue #	Issue Date
①	November 9, 2012
②	November 20, 2012
③	February 13, 2013

PROJECT: 10-1630

TYP. DOCK SECTION

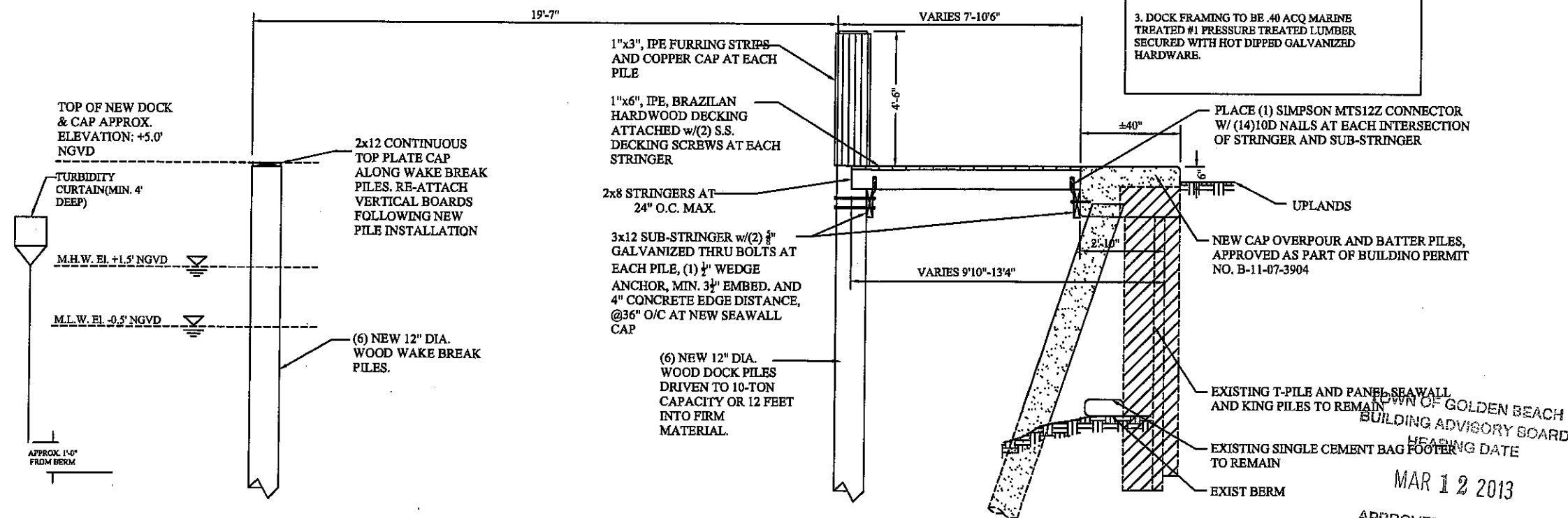
SCALE: AS SHOWN
SHEET NO.

S-4



DOCK FRAMING PLAN

SCALE: 1/4"=1'-0"



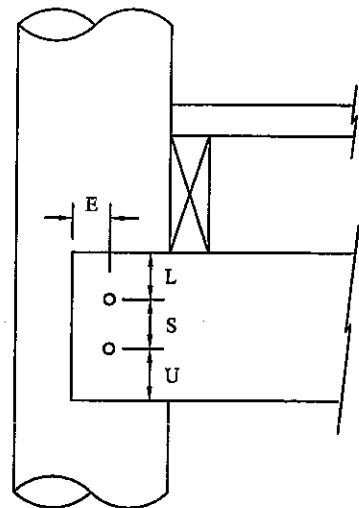
A TYP SECTION OF DOCK AND WAKE BREAK

SCALE: 1/4"=1'-0"

APPROVED _____
DISAPPROVED _____
VARIANCE REQ: _____

MAR 12 2013

TOWN OF GOLDEN BEACH
BUILDING ADVISORY BOARD
HEARING DATE

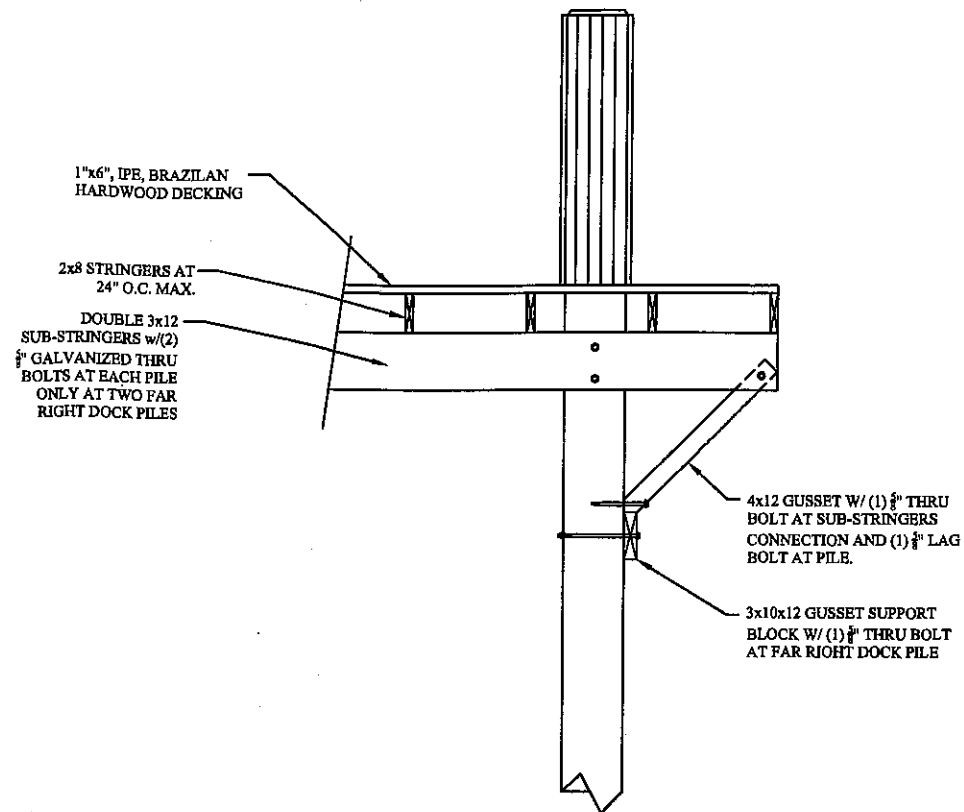


PILE CONNECTION

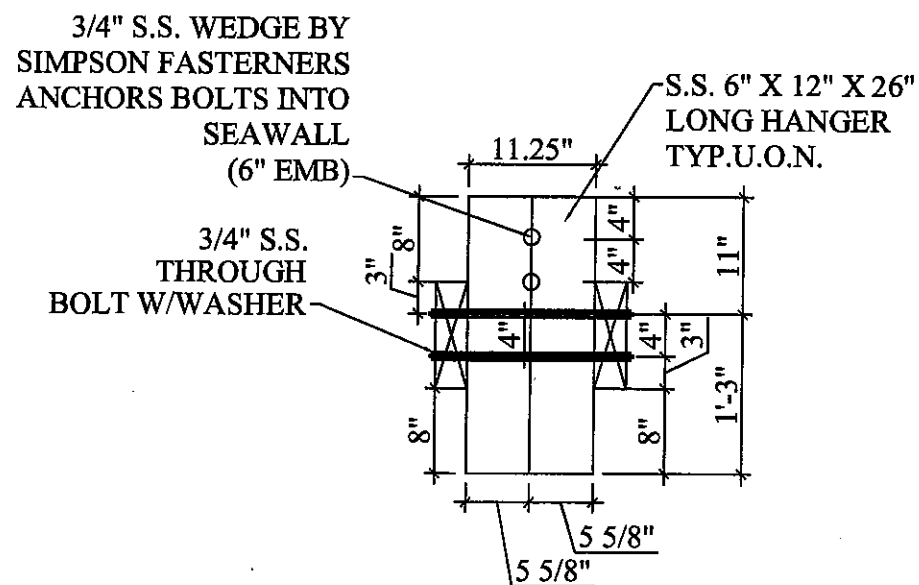
Bolt Diameter	1/2"	5/8"	3/4"	1"
E = End Dist = 4D	2	2 1/2"	3	4
L = Edge Dist, Loaded = 4D	2	2 1/2"	3	4
S = Spacing = 4D	2	2 1/2"	3	4
U = End Dist, Unloaded = 1.5D	3/4	15/16	1 1/8	1 1/2

NDS BOLT SPACING REQUIREMENTS

not to scale



D SECTION OF GUSSET SUPPORT
SCALE: 3/8"=1'-0"



TYP. HANGER BLOCK DETAIL

PILE DRIVING NOTES

- PILE DRIVING OPERATIONS SHALL BE OBSERVED BY A SPECIAL INSPECTOR, INCLUDING TEST PILES SUFFICIENT TO DETERMINE THE APPROXIMATE LENGTH REQUIRED TO MEET DESIGN CAPACITY.
- PILES SHALL BE DRIVEN USING AN APPROVED CUSHION BLOCK CONSISTING OF MATERIAL SO ARRANGED SO AS TO PROVIDE THE TRANSMISSION OF THE HAMMER ENERGY.
- PILES SHALL BE DRIVEN TO REQUIRED CAPACITY A MINIMUM OF 6 FEET INTO ROCK OR A MINIMUM OF 10 FEET INTO YIELDING MATERIAL.
- PILES SHALL BE DRIVEN WITH A DROP HAMMER OR GRAVITY HAMMER PROVIDED THE WEIGHT OF THE HAMMER IS NO LESS THAN 3000 POUNDS, AND THE FALL OF THE HAMMER SHALL NOT EXCEED 6 FEET.
- PILES SHALL BE DRIVEN WITH A VARIATION OF NOT MORE THAN 1/4" PER FOOT FROM THE VERTICAL, OR FROM THE BATTER LINE INDICATED, WITH A MAXIMUM VARIATION OF THE HEAD OF THE PILE FROM THE POSITION SHOWN ON THE PLANS OF NOT MORE THAN 3 INCHES.
- WHERE PILING MUST PENETRATE STRATA OFFERING HIGH RESISTANCE TO DRIVING, THE STRUCTURAL ENGINEER OF RECORD OR SPECIAL INSPECTOR MAY REQUIRE THAT THE PILES BE SET IN PRE-DRILLED OR PUNCHED HOLES. THE PILES SHALL REACH THEIR FINAL PENETRATION BY DRIVING.

STRUCTURAL TIMBER NOTES

- ALL STRUCTURAL TIMBER FRAMING SHALL BE #2 GRADE, PRESSURE TREATED SOUTHERN PINE UNLESS OTHERWISE NOTED.
- ALL DECKING SHALL BE #1 GRADE, PRESSURE TREATED SOUTHERN PINE UNLESS OTHERWISE NOTED.

TOWN OF GOLDEN BEACH
BUILDING ADVISORY BOARD
HEARING DATE

MAR 12 2013

APPROVED _____
DISAPPROVED _____
VARIANCE REQ: _____

ALMOSNY DOCK PROJECT

Golden Beach, FL 33160

CLIENT:
Mr. ISAAC ALMOSNY
298 South Parkway
Golden Beach, Florida 33160

ENVIRONMENTAL CONSULTANT:
OCEAN CONSULTING, LLC
340 Minorca Avenue, Suite 5
Coral Gables, Florida 33134
Tel: (305) 921-9344
Fax: (305) 677-3254

CONTRACTOR:
SOUTHEAST MARINE CONSTRUCTION, INC.
404 NE 38th Street
Oakland Park, Florida 33334
Tel: (954) 630-2300
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PROJECT ENGINEER:
DYNAMIC ENGINEERING SOLUTIONS, INC.
950 N. Federal Highway, Suite 212
Pompano Beach, FL 33062
Tel: (954) 545-1740
Fax: (954) 545-1721

SEAL / SIGNATURE / DATE

[Signature]
John [Name]
PE 52733, EB 26829

CONSTRUCTION DRAWINGS

Issue #	Issue Date
①	November 9, 2012
②	November 20, 2012
③	February 13, 2013

PROJECT: 10-1630

TYP. DETAILS & NOTES

SCALE: AS SHOWN
SHEET NO.

S-5

SKETCH OF SURVEY

PORTION OF LOT 28
BLOCK "G"
"SECTION "E" OF GOLDEN BEACH"
(P.B. 8, PG. 122, M/D.C.R.)

PORTION OF LOT 28
BLOCK "G"
"SECTION "E" OF GOLDEN BEACH"
(P.B. 8, PG. 122, M/D.C.R.)

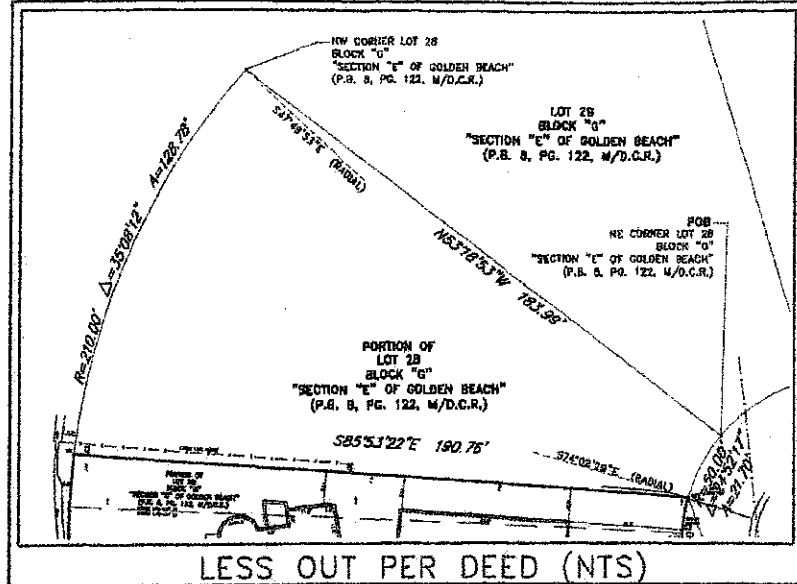
LOT 27
BLOCK "G"
"SECTION "D" OF GOLDEN BEACH"
(P.B. 10, PG. 10, M/D.C.R.)

ONE & TWO STORY
CBS RESIDENCE
(BUILDING UNDER CONSTRUCTION)
FORM BOARD SURVEY
ELEVATIONS ON FORM = 7.00'

PORTION OF LOT 26
BLOCK "G"
"SECTION "D" OF GOLDEN BEACH"
(P.B. 10, PG. 10, M/D.C.R.)

PORTION OF LOT 26, BLOCK "G"
"SECTION "D" OF GOLDEN BEACH"
(P.B. 10, PG. 10, M/D.C.R.)

SITE AREA:
27,307 SQ.FT.
0.6269 ACRES



LAND DESCRIPTION:
THE WEST 1/2 OF LOT 26, ALL OF LOT 27, BLOCK "G", "SECTION "D" OF GOLDEN BEACH", PLAT BOOK 10, AT PAGE 10, MIAMI-DADE COUNTY, FLORIDA, AND ALL OF LOT 28, BLOCK "G", MIAMI-DADE COUNTY, FLORIDA, LESS A PORTION OF THE SAID LOT 28, BLOCK "G" AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHEAST CORNER OF SAID LOT 28, THENCE RUN NORTH 53 DEGREES 18 MINUTES 53 SECONDS WEST FOR 183.99 FEET TO THE NORTHWEST CORNER OF SAID LOT 28. THIS POINT IS ALSO IN A NON-TANGENT CURVE CONCAVE TO THE SOUTHWEST (A RADIAL LINE OF SAID CURVE THROUGH SAID POINT BEARS SOUTH 47 DEGREES 49 MINUTES 53 SECONDS EAST). THENCE RUN SOUTHWESTERLY ALONG SAID CURVE HAVING A RADIUS OF 210.00 FEET THROUGH A CENTRAL ANGLE OF 35 DEGREES 08 MINUTES 12 SECONDS FOR 128.78 FEET TO A POINT. THENCE RUN SOUTH 85 DEGREES 53 MINUTES 22 SECONDS EAST IN A NON RADIAL LINE FOR 190.76 FEET TO A POINT IN A CIRCULAR CURVE CONCAVE TO THE SOUTHWEST (A RADIAL LINE OF SAID CURVE IN THIS POINT BEARS SOUTH 74 DEGREES 02 MINUTES 29 SECONDS EAST); THENCE RUN NORTHEASTERLY ALONG SAID CURVE HAVING A RADIUS OF 50.00 FEET TO A CENTRAL ANGLE OF 24 DEGREES 52 MINUTES 17 SECONDS FOR 21.70 FEET TO THE POINT OF BEGINNING.

FLOOD ZONE INFORMATION	
COMMUNITY NUMBER	120642
PANEL NUMBER	0153 L
ZONE	AE
BASE FLOOD ELEVATION	7
EFFECTIVE DATE	09/11/09

- NOTES :**
- NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
 - LANDS SHOWN HEREON WERE NOT ABSTRACTED FOR RIGHTS-OF-WAY, EASEMENTS, OWNERSHIP, OR OTHER INSTRUMENTS OF RECORD.
 - THIS SURVEY WAS DONE SOLELY FOR BOUNDARY PURPOSES AND DOES NOT DEPICT THE JURISDICTION OF ANY MUNICIPAL, STATE, FEDERAL OR OTHER ENTITIES.
 - THE LAND DESCRIPTION SHOWN HEREON WAS PROVIDED BY THE CLIENT.
 - UNDERGROUND IMPROVEMENTS NOT SHOWN.
 - ELEVATIONS SHOWN HEREON ARE BASED ON THE NATIONAL GEODETIC VERTICAL DATUM OF 1929.
 - BENCHMARK DESCRIPTION : NORTH RIM OF MANHOLE AT POINT OF INTERSECTION OF RAVENNA AVENUE AND GOLDEN BEACH DRIVE. ELEVATION=3.14'
 - BEARINGS SHOWN HEREON ARE BASED ON THE NORTH LINE OF "SECTION "D" OF GOLDEN BEACH", (P.B. 10, PG. 10, M/D.C.R.) SAID LINE BEARS N87°23'36"W.

I HEREBY CERTIFY THAT THE "SKETCH OF SURVEY" OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS SURVEYED IN THE FIELD UNDER MY DIRECTION IN DECEMBER, 2010. I FURTHER CERTIFY THAT THIS SURVEY MEETS THE MINIMUM TECHNICAL STANDARDS FOR SURVEYING IN THE STATE OF FLORIDA ACCORDING TO CHAPTER 81017 OF THE FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES. THERE ARE NO ABOVE GROUND ENCROACHMENTS OTHER THAN THOSE SHOWN HEREON, SUBJECT TO THE QUALIFICATIONS NOTED HEREON.

FOR THE FIRM, BY: *Richard E. Cousins*
RICHARD E. COUSINS
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA REGISTRATION NO. 4188

SURVEY DATE : 12/20/10

- LEGEND:**
- CKD CHECKED BY
 - CONC CONCRETE
 - DWN DRAWN BY
 - FB/PG FIELD BOOK AND PAGE
 - SIR SET 5/8" IRON ROD & CAP #6448
 - SNC SET NAIL AND CAP #8448
 - FIR FOUND IRON ROD
 - FIP FOUND IRON PIPE
 - FNC FOUND NAIL AND CAP
 - FND FOUND NAIL & DISC
 - P.B. PLAT BOOK
 - M/D.C.R. MIAMI/DADE COUNTY RECORDS
 - X- CHAIN LINK/ WOOD FENCE
 - CBS CONCRETE BLOCK STRUCTURE
 - A/C AIR CONDITIONER
 - FPL FLORIDA POWER & LIGHT
 - E- OVERHEAD UTILITY LINES
 - CLF CHAIN LINK FENCE
 - ELEVATION ELEVATION
 - POB POINT OF BEGINNING
 - R RADIUS
 - A ARC DISTANCE
 - Δ CENTRAL ANGLE
 - H HEIGHT
 - C CANDPY
 - FPL PAD FPL TRANSFORMER

COUSINS SURVEYORS & ASSOCIATES, INC.
3921 SW 47TH AVENUE, SUITE 1011
DAVIE, FLORIDA 33314
CERTIFICATE OF AUTHORIZATION : LB # 6448
PHONE (954) 689-7786 FAX (954) 689-7799

CLIENT :
MR. EDUARDO DARER

298 SOUTH PARKWAY
GOLDEN BEACH, FL 33160

SKETCH OF SURVEY

REVISIONS	DATE	FB/PG	OWN	CKD
BOUNDARY & IMPROVEMENTS SURVEY	08/07/09	DATA/CDL	AV	REC
FORM BOARD SURVEY	04/30/10	DATA/CDL	AV	REC
ADDED FPL TRANSFORMER	12/20/10	DATA/CDL	JD	REC

PROJECT NUMBER : 6310-09
SCALE : 1" = 10'
SHEET 1 OF 1 SHEET




TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

MEMORANDUM

Date: May 21, 2013

To: Honorable Mayor Glenn Singer &
Town Council Members

From: Lissette Perez,
Town Clerk 

Subject: **Town Council Minutes**

Item Number:

3

Recommendation:

It is recommended that the Town Council adopt the attached minutes of the Town's March 19th, 2013 Regular Town Council Meeting.



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

Official Minutes for the March 19, 2013 Regular Town Council Meeting called for 7:00 P.M.

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 7:04 p.m.

B. ROLL CALL

Councilmember's Present: Mayor Glenn Singer, Vice Mayor Judy Lusskin, Councilmember Amy Isackson-Rojas, Councilmember Judy Lusskin, Councilmember Kenneth Bernstein (Councilmember Einstein showed up at 7:10 p.m. during Officer Michael Mills' swearing-in)

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

C. PLEDGE ALLEGIANCE

Police Chief led the Pledge of Allegiance

D. PRESENTATIONS / TOWN PROCLAMATIONS

Mayor Singer swore-in New Reserve Officer Michael Mills

E. MOTION TO SET THE AGENDA

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

Town Manager asked to add discussion items, under direction to the Manager. A discussion of the Section 125 bank account and on the CITT funding for bus benches. He also requested to discuss the date of the April meeting.

Consensus vote 5 Aye 0 Nays. Motion passed.

F. GOOD AND WELFARE

None

G. MAYOR'S REPORT

Mayor Singer wished the Town Manager a happy birthday.

H. COUNCIL COMMENTS

Councilmember Einstein

None.

Councilmember Rojas

Wished the Town Manager a happy birthday.

Councilmember Bernstein

Also wished the Town Manager a happy birthday.

Vice Mayor Luskin

Reminded residents that Golden Beach students still have time to sign up for the scholarship with Sunny Isles Beach, and that the Town has nothing to do with determining who is selected for the scholarship. Mentioned that on the median at A1A there are a group of lights that are out near the medjools. Also asked if the powerlines were still going to come down in April (the Town Manager advised her that they would). Also commented on how well the Police Department is being run.

Councilmember Einstein commented briefly stating that the police were very helpful when his wife was in a car accident with a tractor trailer. Thanked everyone involved.

Mayor Singer took a moment to comment on the Swearing-In ceremony, and how great the event was. Thanked Judge Michael Hanzman for swearing them in, and thanked the Town staff for putting together such a great event.

I. TOWN MANAGER REPORT

Thanked Ms. Joelle Kheel for singing the star spangled banner at the swearing-in event. He also mentioned that there was an article in the Herald pertaining to the swearing-in event. Advised Councilmember Bernstein that members have been found to serve on the Beach Committee. As it relates to Tweddle Park, hoping to start the project to enhance the park in a few weeks. Thanked the staff and the Council for all the warm birthday wishes.

*CIP Report & Update – None

J. TOWN ATTORNEY REPORT

None

K. ORDINANCES – SECOND READING

None

L. ORDINANCES - FIRST READING

None

M. QUASI JUDICIAL RESOLUTIONS

None

Town Clerk swore-in Councilmember Einstein at this time

N. CONSENT AGENDA

- 1. Minutes of the February 19, 2013 Regular Town Council Meeting**
- 2. A Resolution of the Town Council Endorsing the Mayors' Climate Action Pledge, Affirming Support for the Southeast Florida Regional Climate Change Compact.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, ENDORSING THE MAYORS' CLIMATE ACTION PLEDGE, AFFIRMING SUPPORT FOR THE SOUTHEAST FLORIDA REGIONAL CLIMATE CHANGE COMPACT, AGREEING TO CONSIDER IMPLEMENTING THE REGIONAL CLIMATE ACTION PLAN IN WHOLE OR IN PART AS APPROPRIATE FOR EACH MUNICIPALITY, AND URGING ALL MAYORS OF MIAMI-DADE COUNTY TO SUPPORT THE MAYORS' CLIMATE ACTION PLEDGE; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 2
Resolution No. 2291.13

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2291.13

- 3. A Resolution of the Town Council Establishing a Personnel Board.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, ESTABLISHING A PERSONNEL BOARD, PURSUANT TO SECTION 3.04 OF THE TOWN OF GOLDEN BEACH CHARTER; PROVIDING FOR INTENT; AND PROVIDING FOR AN AFFECTIVE DATE.

Exhibit: Agenda Report No. 3
Resolution No. 2292.13

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2292.13

- 4. A Resolution of the Town Council Authorizing the Sale of a Vermeer BC1000 Chipper from the Public Works Equipment Fleet**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE SALE OF A VERMEER BC1000 CHIPPER FROM THE PUBLIC WORKS EQUIPMENT FLEET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 4
Resolution No. 2293.13

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2293.13

5. A Resolution of the Town Council Authorizing the Disposal of A Toro Groundsmaster 328-D Lawnmower from the Town's Public Works Fleet.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE DISPOSAL OF A TORO GROUNDMASTER 328-D LAWNMOWER FROM THE TOWN'S PUBLIC WORKS FLEET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN AFFECTIVE DATE.

Exhibit: Agenda Report No. 5
Resolution No. 2294.13

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2294.13

Consensus vote 5 Ayes 0 Nays. Items N1 – N5 passed.

O. TOWN RESOLUTIONS

6. A Resolution of the Town Council Assigning Each Councilmember the Duty to Inquire into the Operation of a Particular Area of Governmental Responsibility.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, ASSIGNING EACH COUNCILMEMBER THE DUTY TO INQUIRE INTO THE OPERATION OF A PARTICULAR AREA OF GOVERNMENTAL RESPONSIBILITY; PROVIDING FOR CONFLICT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN AFFECTIVE DATE.

Exhibit: Agenda Report No. 6

Resolution No. 2295.13

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2295.13

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

On roll call, the following vote ensued:

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

The motion passed.

Councilmember Einstein chose the Police Department.
Councilmember Bernstein chose Administration, at the Town Manager's request
Councilmember Rojas chose Public Works
Vice Mayor Luskin chose Finance
Mayor Singer chose Building and Zoning

P. DISCUSSION & DIRECTION TO TOWN MANAGER

Mayor Glenn Singer:
None Requested

Vice Mayor Amy Isackson-Rojas:
None Requested

Councilmember Judy Luskin:
None Requested

Councilmember Kenneth Bernstein:
None Requested

Councilmember Bernard Einstein:
None Requested

Town Manager Alexander Diaz
Spoke about the Town's Section 125 bank account and why that account is being closed. The bank accounts in Town are being consolidated. The \$40,000 that were in it are being rolled over into the Town's payroll account.

Regarding the CITT fund in the early 2000's late 1990's, the County passed legislation for a half-cent penny tax for transportation programs. The Town receives about \$30,000 a year from that fund, of which 20% must be allocated by County

Ordinance for transit-related expenditures (such as bus benches). The Town's goal is to build that 20% over the years, and at some point in time create a bus shelter for the bus stands that we have in Town. CITT did an audit, and couldn't find any records where previous Managers had been directed by the Council to come up with a proposal to utilize those funds. Town Manager now asking for authorization and direction from the Council on how to use those funds. The alternative to that is that the Town voluntarily give back those funds and donate it to a neighboring community for them to use for their transit projects. Town Manager not recommending the Town does that because the Town does not have any facilities to accommodate for public transportation. At a minimum, the Administration would like to go out and see what the costs would be and bring that report before the Council to decide whether to put facilities on A1A or not.

Councilmember Bernstein stated that he feels that there should be a forum for discussion of the use of the funds. Also, asked if the funds could be used for other forms of alternative transportation?

Town Manager advised that 80% of that funding is used for alternative transportation methods. The 20% that the Town is talking about has to be used for only transit and transit related activities, that have a routine schedule.

Councilmember Bernstein asked if it needs to be for public transportation like a bus?

Town Manager stated that it does. It has to be for either a municipal circular with frequent stops at various area municipalities or a public bus, or the Town can simply say thank you, but give it to a city that really needs it.

Council agreed to authorize the Town Manager to come up with some suggestions for using the CITT funds and present those to the Council.

Town Manager proposed that the Council move the April Council meeting to April 30th, the last Tuesday of the month, also reserving the right not to have a meeting that month, contingent on the Mayor calling for it.

Town Manager also requested the right to move the potluck luau to May if an available Sunday cannot be agreed upon.

Consensus vote 5 Ayes 0 Nays

Q. ADJOURNMENT:

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

Consensus vote 5 Ayes 0 Nays. Motion passes.

The meeting adjourned at 7:35 p.m.

Respectfully submitted,

Lissette Perez

Lissette Perez
Town Clerk



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

MEMORANDUM

Date: May 21, 2013

To: Honorable Mayor Glenn Singer &
Town Council Members

From: Alexander Diaz, *Alex B*
Town Manager

Subject: **Resolution No. 2298.13 - Approving a Mutual Aid Agreement
with North Bay Village**

Item Number:

4

Recommendation:

It is recommended that the Town Council adopt the attached Resolution No. 2298.13 as presented.

Background:

The Town of Golden Beach has entered into a number of mutual aid agreements which enable the Police Department to receive assistance from other agencies and to aid those agencies when they request it. This agreement provides for the Police Department to request assistance from and to provide assistance to the North Bay Village Police Department.

The Town Manager, in consultation with the Mayor, recommends the Town Council approve the new agreement.

Fiscal Impact:

There is no cost to the Town to participate.

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2298.13

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

WHEREAS, the Town Council of the Town of Golden Beach, Florida (the “Town”) wishes to enter into a Mutual Aid Agreement (the “Agreement”) with North Bay Village, Florida, attached to this Resolution as Exhibit “A” between the Town and North Bay Village, described and outlined in the attached Agenda Item Report; and

WHEREAS, the Town Council believes that it is in the best interest to enter into the Agreement.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. That each of the above-stated recitals is hereby adopted and confirmed.

Section 2. Agreement Approved. That the Agreement is hereby approved in substantially the form attached hereto as Exhibit “A,” subject to approval by the Town Attorney as to form and legal sufficiency.

Section 3. Implementation. That the Mayor and Town Manager are authorized to take any and all action which is necessary to implement this Resolution.

Section 4. Effective Date. That this resolution shall become effective immediately upon approval of the Town Council.

Sponsored by Town Administration

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

Mayor Glenn Singer	_____
Vice Mayor Judy Lusskin	_____
Councilmember Bernard Einstein	_____
Councilmember Kenneth Bernstein	_____
Councilmember Amy Isackson-Rojas	_____

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach,
Florida, this 21st day of May, 2013.

ATTEST:

MAYOR GLENN SINGER

LISSETTE PEREZ
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

STEPHEN J. HELFMAN
TOWN ATTORNEY

MUTUAL AID AGREEMENT

BETWEEN THE NORTH BAY VILLAGE POLICE DEPARTMENT AND THE TOWN OF GOLDEN BEACH POLICE DEPARTMENT

WITNESSETH

WHEREAS, it is the responsibility of the governments of North Bay Village, Florida, and the Town of Golden Beach, Florida (collectively, the "Parties") to ensure the public safety of their citizens by providing adequate levels of police service to assess any foreseeable routine or emergency situation; and

WHEREAS, there is an existing and continuing possibility of the occurrence of law enforcement problems and other natural man-made conditions which are, or likely to be, beyond the control of the services, personnel, equipment, or facilities of the North Bay Village Police Department and the Town of Golden Beach Police Department (collectively, the "Agencies"); and

WHEREAS, the Parties are so located in relation to each other that it is to the advantage of each to receive and extend mutual aid in the form of law enforcement services and resources to adequately respond to:

- (1) Intensive situations including, but not limited to emergencies as defined under Section 252.34(3), Florida Statutes; and
- (2) Continuing, multi-jurisdictional law enforcement problems, so as to protect the public peace and safety, and preserve the lives and property of the people; and

WHEREAS, the Parties have authority under Part I of Chapter 23, Florida Statutes, the Florida Mutual Aid Act, to enter into:

- (1) A requested operational assistance agreement for the requesting and rendering of assistance in law enforcement intensive situations and emergencies; and
- (2) A voluntary cooperation agreement for assistance of a routine law enforcement nature that crosses jurisdictional lines.

NOW, THEREFORE, BE IT KNOWN that North Bay Village, a political subdivision of the State of Florida and the Town of Golden Beach, a political subdivision of the State of Florida, in consideration for mutual promises to render valuable aid in times of necessity, do hereby agree to fully and faithfully abide by and be bound by the following terms and conditions:

SECTION I: DESCRIPTION

This Agreement provides for the requesting and rendering of assistance for both routine and law enforcement intensive situations and combines elements of both a voluntary cooperation agreement and a requested operational assistance agreement, as described in Chapter 23, Florida Statutes.

SECTION II: PROVISIONS FOR VOLUNTARY COOPERATION

The Chief of Police for North Bay Village and the Chief of Police for the Town of Golden Beach (collectively "Agency Heads") may execute a joint declaration, enumerating the specific conditions under which aid may be requested or rendered pursuant to this Agreement (the "Joint Declaration"). Subsequent to execution, a Joint Declaration shall be filed with the clerks of the respective political subdivisions and shall thereafter become part of this Agreement. The Joint Declaration may be amended at any time upon the mutual assent of the Agency Heads.

SECTION III: POLICY AND PROCEDURE

- (a) In the event that a party to this Agreement is in need of assistance as set forth above, an authorized representative of the Agency requiring assistance shall notify the Agency, Agency Head, or his/her designee from whom such assistance is required. The Agency Head or authorized agency representative whose assistance is sought shall evaluate the situation and the Agency's available resources, consult with his/her supervisors if necessary and will respond in a manner he/she deems appropriate. The Agency Head's decision in this regard shall be final.
- (b) The resources or facilities that are assigned by the assisting Agency shall be under the immediate command of a supervising officer designated by the assisting Agency Head. Such supervising officer shall be under the direct supervision and command of the Agency Head or his designee of the Agency requesting assistance.
- (c) Should a violation of Florida Statutes occur in the presence of said officers representing their respective Agencies in the furtherance of this Agreement, they shall be empowered to render enforcement assistance and act in accordance with law.

SECTION IV: POWERS, PRIVILEGES, IMMUNITIES AND COSTS

- (a) Members of the Agencies when actually engaging in mutual cooperation and assistance outside of the jurisdictional limits of North Bay Village or Golden Beach under the terms of this Agreement, shall, pursuant to the provisions of Section 23.127, Florida Statutes, have the same powers, duties, rights, privileges, and immunities as if they were performing their duties in the political subdivision in which they are normally employed.
- (b) Each Party agrees to furnish the necessary equipment, resources, and facilities and to render services to each other Party to the Agreement as set forth above; provided however, that no Party shall be required to deplete unreasonably its own equipment, resources, facilities, and services in furnishing such mutual aid.
- (c) The Agency furnishing any equipment pursuant to this Agreement shall bear the loss or damages to such equipment and shall pay any expense incurred in the operation and maintenance thereof.
- (d) The Agency furnishing aid pursuant to this section shall compensate its appointees/employees during the time such aid is rendered and shall defray the actual travel maintenance expenses of such employees while they are rendering such aid, including any amounts paid or due for compensation due to personal injury or death while such employees are engaged in rendering such aid. However, if the requesting Agency receives compensation from the Federal Emergency Management Agency (FEMA), the requesting Agency may compensate the assisting Agency during the time of the rendering of such aid and may defray the actual travel and maintenance expenses of such employees while they are rendering such aid, including any amounts paid or due for compensation as a result of personal injury or death while such employees are rendering such aid as pertains to this Agreement.
- (e) All of the privileges and immunities from liability, exemption from laws, ordinances and rules, and all pension, insurance, relief, disability, worker's compensation, salary, death and other benefits which apply to the activity of such officers, agents or employee of any such agency when performing their respective functions within the territorial limits of their respective public agencies shall apply to them to the same degree, manner, and extent while engaged in the performance of any of their functions and duties extraterritorially under the provisions of this Agreement. The provisions of this section shall apply with equal effect to paid, volunteer, and reserve employees.

- (f) Nothing herein shall prevent the requesting Agency from requesting supplemental appropriations from the governing authority having budgeting jurisdiction to reimburse the assisting Agency for any actual costs or expenses incurred by the assisting agency performing hereunder when assistance is requested under this Agreement.

SECTION V: FORFEITURE

It is recognized that during the course of the operation of the Agreement, property subject to forfeiture under the Florida Contraband Forfeiture Act, Florida Statutes, may be seized. Seized property shall be forfeited and equitably distributed among the participating agencies in proportion to the amount of investigation and participation performed by each agency. This shall occur pursuant to the provisions of the Florida Contraband Forfeiture Act.

SECTION VI: INDEMNIFICATION

Each Party engaging in any mutual cooperation and assistance, pursuant to this Agreement, agrees with respect to any suit or claim for damages resulting from any and all acts, omissions, or conduct of such party's own employees occurring while engaging in rendering such aid pursuant to this agreement, to hold harmless, defend and indemnify the other participating party and its appointees or employees, subject to provisions of Section 768.28, Florida Statutes, where applicable, and provided such party shall have control of the defense of any suit or claim to which said duty to indemnify applies.

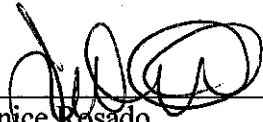
SECTION VII: EFFECTIVE DATE

This agreement shall take effect upon execution and approval by the hereinafter-named officials and shall continue in full force and effect until the expiration of a period of five (5) years from the date hereof, unless terminated prior thereto by any or all of the Parties herein.

SECTION VIII: CANCELLATION

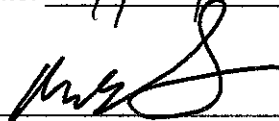
This agreement may be cancelled by any Party upon delivery of written notice to the other Party or Parties. Cancellation will be at the direction of any subscribing Party.

IN WITNESS WHEREOF, the Parties hereto cause these presents to be signed on the date specified.



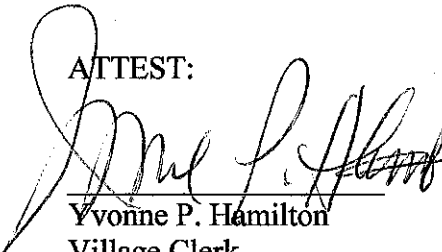
Jenice Rosado
Interim Village Manager
North Bay Village

Date: 4/15/13



Robert J. Daniels
Chief of Police
North Bay Village, Florida

Date: 4/15/2013

ATTEST:


Yvonne P. Hamilton
Village Clerk
North Bay Village, Florida

Alexander Diaz
Town Manager
Town of Golden Beach

Date: _____

Don De Lucca
Chief of Police
Golden Beach, Florida

Date: _____

ATTEST:

Lisette Perez
Town Clerk
Town of Golden Beach, Florida

**JOINT DECLARATION BETWEEN
NORTH BAY VILLAGE AND THE TOWN OF GOLDEN BEACH PURSUANT TO A
MUTUAL AID AGREEMENT**

A police officer of either of the participating law enforcement agencies shall be considered to be operating under the provisions of the mutual aid agreement when:

- Participating in law enforcement activities that are preplanned and approved by each respective agency head; or
- Appropriately dispatched in response to a request for assistance from the other law enforcement agency.

In compliance with and under the authority of the Mutual Aid Agreement heretofore entered into by North Bay Village, Florida and the Town of Golden Beach, Florida, it is hereby declared that the following list comprises the circumstances and conditions under which mutual aid may be requested and rendered regarding police operations pursuant to the agreement. Said list may be amended or supplemented from time to time as needs dictate by subsequent declarations.


1. Joint multi-jurisdictional criminal investigations.
2. Civil affray or disobedience, disturbances, riots, large protest demonstrations, controversial trials, political conventions, labor disputes, and strikes.
3. Any natural disaster.
4. Incidents which require rescue operations and crowd and traffic control measures including, but not limited to, large-scale evacuations, aircraft and shipping disasters, fires, explosions, gas line leaks, radiological incidents, train wrecks and derailments, chemical or hazardous waste spills, and electrical power failures.
5. Terrorist activities including, but not limited to, acts of sabotage.
6. Escapes from or disturbances within detention facilities.
7. Hostage and barricaded subject situations, and aircraft piracy.
8. Control of major crime scenes, area searches, perimeter control, back-ups to emergency and in-progress calls, pursuits, and missing person calls.

9. Enemy attack.
10. Transportation of evidence requiring security.
11. Major events, e.g., sporting events, concerts, parades, fairs, festivals and conventions.
12. Security and escort duties for dignitaries.
13. Emergency situations in which one agency cannot perform its functional objective.
14. Incidents requiring utilization of specialized units, e.g., underwater recovery, aircraft, canine, motorcycle, bomb, crime scene, marine patrol, and police information.
15. Joint training in areas of mutual need.
16. Joint multi-jurisdictional marine interdiction operations.

The following procedures will apply in mutual aid operations:

1. Mutual aid requested or rendered will be approved by the Chief of Police or designee.
2. Specific reporting instructions for personnel rendering mutual aid should be included in the request for mutual aid. In the absence of such instructions, personnel will report to the ranking on-duty supervisor on the scene.
3. Communications instructions will be included in each request for mutual aid.
4. Incidents requiring mass processing of arrestees, transporting prisoners, and operating temporary detention facilities will be handled per established procedures.

AGREED TO AND ACKNOWLEDGED this _____ day of _____, 2013.



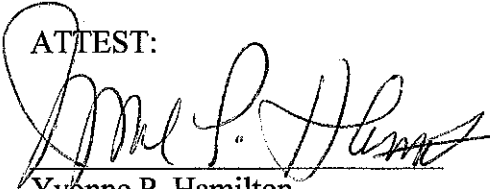
 Robert J. Daniels
 Chief of Police
 North Bay Village, Florida

Date: 4/15/2013

 Don De Lucca
 Chief of Police
 Golden Beach, Florida

Date: _____

ATTEST:



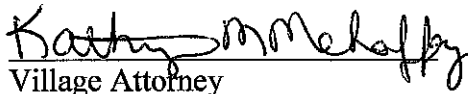
Yvonne P. Hamilton
Village Clerk
North Bay Village, Florida

ATTEST:

Lissette Perez
Town Clerk
Golden Beach, Florida

Approved as to form
And legal sufficiency:

Approved as to form
and legal sufficiency:



Kathy McElaffy
Village Attorney
North Bay Village, Florida

City Attorney
Town of Golden Beach, Florida

Date: 4/15/13

Date: _____



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

MEMORANDUM

Date: May 21, 2013

To: Honorable Mayor Glenn Singer &
Town Council Members

From: Alexander Diaz,
Town Manager

Subject: Resolution No. 2299.13 – Authorizing the Creation of a New
Project within the Capital Improvement Fund

Item Number:

5

Recommendation:

It is recommended that the Town Council adopt the attached Resolution No. 2299.13 as presented.

Background:

When preparing the Fiscal Year 2012/2013 Capital Budget, the Town did not expect to engage in any beach renourishment or beach renourishment related projects. Since then, the Town has received a generous donation of viable sand to help improve select areas in Town, which will benefit from this improvement. This resolution simply creates a project within the capital improvement fund to track any miscellaneous expenses (i.e. permitting, coordination, etc.) of said donation.

Fiscal Impact:

Funds will be moved within the 330 Fund to accommodate for costs.

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2299.13

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AMENDMENT #2 TO THE 2012-2013 FISCAL YEAR OPERATING BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council of the Town of Golden Beach, Florida (the "Town") adopted an Operating Budget for the 2012-2013 Fiscal Year; and

WHEREAS, the Town Manager has recommended certain amendments as described in the May 21, 2013 Memorandum attached to this Resolution as Exhibit "A"; and

WHEREAS, the amendments exclusively pertain to a creation of a project (to be known as the "beach renourishment project") within the capital improvement project fund (Fund 330); and

WHEREAS, the Town Council finds that the proposed amendments are in the best interest of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted.

That each of the above-stated recitals is hereby adopted and confirmed.

Section 2. Amendment.

The 2012-2013 fiscal year Operating Budget is hereby amended as reflected on Exhibit "A" to this Resolution and the funds are appropriated for the purposes therein.

Section 3. Implementation.

That the Town Manager is authorized to take any and all action, which is necessary to implement this Resolution.

Section 4. Effective Date.

This Resolution shall be effective immediately upon adoption.

Sponsored by Town Administration.

The Motion to adopt the foregoing resolution was offered by _____,
seconded by _____, and on roll call the following vote ensued:

Mayor Glenn Singer	_____
Vice Mayor Judy Lusskin	_____
Councilmember Kenneth Bernstein	_____
Councilmember Amy Isackson-Rojas	_____
Councilmember Bernard Einstein	_____

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida, this
21st day of May, 2013.

MAYOR GLENN SINGER

ATTEST:

LISSETTE PEREZ
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

STEPHEN J. HELFMAN
TOWN ATTORNEY



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

MEMORANDUM

Date: May 21, 2013

To: Honorable Mayor Glenn Singer &
Town Council Members

From: Alexander Diaz, *Alex B*
Town Manager

Subject: Resolution No. 2300.13 – Approving the Agreement For Money
Laundering Consultant David Carrazana with the IRS Treasury
Department

Item Number:

6

Recommendation:

It is recommended that the Town Council adopt the attached Resolution No. 2300.13 as presented.

Background:

Last year the Town Council approved the hiring of David Carrazana as a consultant and assigned to the IRS Treasury Department's, South Florida Financial Task Force. The Town's agreement was from May 1, 2012 to May 1, 2013. The mission of the Task Force is to develop and assist with criminal investigations and asset forfeitures of illegal activities within the Field Office. The emphasis of the task Force is to pursue investigations on individuals and organizations that will result in criminal prosecutions and large asset forfeitures in investigations arising out of the analysis of Suspicious Activity Reports (SARs) filed by financial institutions pursuant to Title 31 of the United States Code. The Task Force works in coordination with the United States Attorney's Office(s) within the Field Office to determine the types of activities that merit investigation and are allied to the investigation and prosecution strategy.

The Town Manager, in consultation with the Mayor, recommends the Town Council approve and extend the agreement from May 1, 2013 to May 1, 2014.

Fiscal Impact:

There is no cost to the Town to participate as the criminal assets forfeited in the course of these investigations offsets all costs to the Town and results in additional revenues being made available to the Police Department outside of the normal budgetary process.

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2300.13

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.

WHEREAS, the Town of Golden Beach (the “Town”) and David Carrazana (the “Contractor”) entered into an Agreement For Contract Police Officer on May 1, 2012, for the Contractor to provide his expertise regarding money laundering investigations in the IRS Treasure Department’s, South Florida Financial Crimes Task Force (the “Task Force”);

WHEREAS, the aforementioned agreement expired on May 1, 2013 and the Town wishes to continue to engage the Contractor for another year to serve as a law enforcement officer on a contract basis in the Task Force; and

WHEREAS, the Town Council finds that it is in the best interest of the Town to engage the Contactor for another year under the terms of the Agreement For Contract Police Officer (the “Agreement”) in the form attached hereto as Exhibit “A.”

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. That each of the above-stated recitals is hereby adopted and confirmed.

Section 2. Approval of Agreement. The Town Council hereby approves the Agreement attached as Exhibit “A” to this Resolution.

Section 3. Implementation. The Town Council authorizes the Mayor to execute

this Agreement once approved by the Town Attorney as to form and legal sufficiency, and authorizes the Mayor and Town Manager to take all action necessary to implement the Agreement.

Section 4. Effective Date. This Resolution shall become effective immediately upon adoption, and shall be effective from and after May 1, 2013.

Sponsored by Town Administration.

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

Mayor Glenn Singer	_____
Vice Mayor Judy Lusskin	_____
Councilmember Bernard Einstein	_____
Councilmember Amy Isackson-Rojas	_____
Councilmember Kenneth Bernstein	_____

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida, this _____ day of _____, 2013.

ATTEST:

MAYOR GLENN SINGER

LISSETTE PEREZ
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

STEPHEN J. HELFMAN
TOWN ATTORNEY

**AGREEMENT FOR CONTRACT POLICE OFFICER
TOWN OF GOLDEN BEACH AND DAVID CARRAZANA**

05/01/2013 – 05/01/2014

1. **PURPOSE:** David Carrazana (the "CONTRACTOR") will provide his expertise regarding money laundering investigations to the IRS Treasury Department's South Florida Money Financial Crimes Task Force, a law enforcement task force based in Miami, Florida. The Town of Golden Beach (the "TOWN") has agreed to fund this AGREEMENT between the CONTRACTOR and the TOWN to pay the CONTRACTOR for his services.
2. **PARTIES:** The parties to this AGREEMENT are the TOWN and the CONTRACTOR. The mailing address and points of contact for the parties are:

Don W. De Lucca
Chief of Police
Town of Golden Beach
1 Golden Beach Drive
Golden Beach, Florida 33160
(305) 936-2444

David Carrazana
1 Golden Beach Drive
Golden Beach, Florida 33160
(305) 936-2444

3. **TERM:** The term of this AGREEMENT begins May 1, 2013 and ends May 1, 2014.
4. **EARLY TERMINATION FOR CONVENIENCE OF THE PARTIES:** Either party may terminate this AGREEMENT for any reason after providing sixty (60) days advance written notice to the other party.
5. **SCOPE OF WORK:** The scope of work undertaken by the CONTRACTOR is attached hereto as Exhibit A. The CONTRACTOR shall submit reports every two weeks itemizing the work completed during that period. Work shall be consistent with the scope of work defined in Exhibit A. The TOWN's Police Chief and Commander shall review the reports before approval of the invoice is made for payment.
6. **COMPENSATION:**
 - A. **Total Compensation and Rate of Payment:** The CONTRACTOR shall be paid forty-three thousand, two hundred and sixty dollars (\$43,260.00) on an annual basis. Payment shall be made on a pro rata basis at two-week intervals throughout the term of the AGREEMENT. Any overtime shall be paid at a rate not less than time and one-half the CONTRACTOR's regular rate of pay. The TOWN is entitled to receive reimbursement from the IRS Department of the Treasury for all overtime expenses incurred by the CONTRACTOR up to a maximum of \$15,000.00 per fiscal year. Travel and related expenses should not exceed \$18,000.00 for this task force/joint operation for the fiscal year period.
 - B. **Procedure for Submitting Invoices:** Every two weeks, the CONTRACTOR shall submit a written description of the work performed and the amount of hours of the work performed during the prior two weeks to a supervisor designated by

TOWN. The designated supervisor shall review it for accuracy and compliance with the terms of this AGREEMENT and send it to TOWN's Police Department. The Police Department shall review it for approval and forward it to the Golden Beach Finance Department for payment.

7. **GOVERNING LAW AND VENUE:** This AGREEMENT shall be construed, interpreted, and governed by the laws of the State of Florida. The parties further agree that the venue for any litigation arising out of this AGREEMENT shall be in Miami-Dade County, Florida.
8. **ENTIRE AGREEMENT:** It is understood and agreed that this AGREEMENT expresses the complete and final understanding of the parties hereto, that any and all negotiations and representations not included herein or referred to herein are hereby abrogated and that this AGREEMENT cannot be changed, modified or varied except by a written instrument signed by all parties hereto. There are no "private" or "side agreements."
9. **INDEMNIFICATION:** The CONTRACTOR agrees to hold harmless, indemnify and defend the TOWN, Mayor Glenn Singer, Town Manager Alexander Diaz, and Chief Don De Lucca and their predecessors and successors in office, and each and every one of its police officers, employees, elected officials and attorneys from any and all loss, damage, claim or judgment arising out of the provisions of services pursuant to this AGREEMENT.
10. **PARAGRAPH HEADING NOT DISPOSITIVE:** The parties agree that the headings given the paragraphs and other subdivisions of this AGREEMENT are for ease of reference only and are not dispositive in the interpretation of AGREEMENT language.
11. **NO PRESUMPTION AGAINST DRAFTER:** The parties agree that this AGREEMENT has been freely negotiated by both parties, and that, in any dispute over the meaning, interpretation, validity, or enforceability of this AGREEMENT or any of its provisions, there shall be no presumption whatsoever against either party by virtue of having drafted this AGREEMENT or any portion thereof.
12. **PROHIBITION AGAINST ASSIGNMENT:** Neither party shall assign all or any portion of its duties or rights under this AGREEMENT without the prior written consent of the other party.
13. **REPRESENTATIONS OF THE CONTRACTOR:** The CONTRACTOR agrees to maintain and make available records sufficient to permit a proper audit of the CONTRACTOR'S performance of this AGREEMENT. The CONTRACTOR further represents that the CONTRACTOR has never had an agreement, bid or proposal rejected, suspended, or cancelled due to any allegation of a failure to comply with any federal, state or local government law or regulation regarding competitive bidding or auditing or accounting standards.
14. **CONTRACTOR STATUS:** The CONTRACTOR is a contract police officer and not a regular employee of the TOWN. The CONTRACTOR's law enforcement status shall be that of a Part-Time Police Officer for the TOWN. The CONTRACTOR has no rights, benefits or privileges under the collective bargaining agreement between the TOWN and the Fraternal Order of Police or any other labor organization. The CONTRACTOR is not entitled to holidays, vacations, insurance, pensions or any other benefit offered or provided by the TOWN to its employees other than those specifically set forth in this AGREEMENT. The CONTRACTOR shall be sworn in as a "Police Officer" for the TOWN's Police Department for investigations, arrests and law enforcement activities

while serving in this capacity. The Police Chief shall determine the CONTRACTOR'S methods and types of production. The CONTRACTOR's compensation is based upon performing and completing work and upon time spent in completing any particular assignment. The TOWN shall pay, withhold and transmit payroll taxes, social security-payments, Medicare obligations, as well as all other financial obligations incumbent upon the CONTRACTOR because of compensation under this AGREEMENT and/or as required by state and federal laws.

15. **GIFTS AND UNAUTHORIZED COMPENSATION:** The CONTRACTOR, any relative of the CONTRACTOR, or any business in which the CONTRACTOR has a financial interest, must not accept or solicit any gift or unauthorized compensation from any person, firm, or entity doing business with or soliciting business from the TOWN.
16. **SOLICITATION OF EMPLOYMENT:** The CONTRACTOR must not, during the term of this AGREEMENT, solicit employment, or any additional work, for the CONTRACTOR or any relative of person, the CONTRACTOR, firm or entity doing business with or soliciting business from the TOWN without the prior written consent of the TOWN. If the CONTRACTOR or any relative of the CONTRACTOR receives such an offer of employment of paid work, the offer must be reported to the TOWN. The CONTRACTOR is free to accept work from any other party subject to the restrictions of Section 16.
17. **CONFLICT OF INTEREST; DUTY TO DICLOSE:** The CONTRACTOR must, prior to the execution of this AGREEMENT and throughout its term, make written disclosure to TOWN of any potential conflict of interest (as defined in Sections 112.311-112.326, Florida Statutes) involving the CONTRACTOR or any relative of CONTRACTOR, or any person, firm or entity doing business with or soliciting business from TOWN.

The CONTRACTOR must not disclose procurement information or proprietary CONTRACTOR information to any person, firm or entity not employed by the TOWN during any TOWN procurement process.
18. **REPORTING BRIBE OFFERS:** The CONTRACTOR must immediately report any offer of a bribe to the TOWN. "Immediately" means making contact in person or by telephone regardless of the day or time, as soon as the CONTRACTOR can make the notification out of the presence of the person offering the bribe. The CONTRACTOR must follow the oral notification with written notification within twenty-four hours of the offer.
19. **COPYRIGHT PROTECTION OF WORK PRODUCT:** The TOWN owns, without limit, the work product and copyrights to all work produced by the CONTRACTOR pursuant to this AGREEMENT. "Work" includes IT data, computer programs, dictation, reports and memoranda, electronic documents, presentations, curricula, handouts, slides, photographs, videotape and audiotape, CDs and DVDs, all regardless of physical or electronic form or format.
20. **NO UNLAWFUL DISCRIMINATION OR SEXUAL HARASSMENT;** obligation to report
 - A. The parties shall not, in the performance of their duties under this AGREEMENT unlawfully discriminate against any person because of race, gender, national origin, ethnicity, religion, age, disability or any other protected category. The CONTRACTOR and the TOWN have adopted and will maintain policies prohibiting sexual harassment.
 - B. The CONTRACTOR must make a written report of any instance of unlawful

discrimination or sexual harassment against the CONTRACTOR to TOWN. The CONTRACTOR agrees to cooperate in the investigation of all complaints received by the TOWN regardless of the identity of the complainant.

UNDERSTOOD AND AGREED TO THIS _____ DAY OF MAY, 2013

CONTRACTOR

TOWN OF GOLDEN BEACH

David Carrazana

Mayor Glenn Singer

EXHIBIT A

The CONTRACTOR shall perform both routine and unique types of law enforcement duties and criminal investigation services consistent with and typical of professional law enforcement activities in general and money laundering investigations in particular.

Such duties and services may include surveillance (both stationary and mobile), arrests, interviews, documentation review and examinations, request for permission to search, filing affidavits for search warrants, and / or filing affidavits for arrests.

Such duties and services may also include performing physical arrests and transportation of suspects, confiscation of and documentation and accounting of: currency (domestic and foreign), narcotics, and / or suspected narcotics, weapons, ammunition, body armor, communication technology, and other items.

Such duties and services may be performed in uniform and for extended periods of time (as in Alpha/Bravo 12-hour+ shifts) during emergencies such as severe weather duty activation and deployment along, with related duties in the preparation for, during, or in the aftermath of a hurricane, a tornado, flooding, or any other natural or man-made disaster or any other emergency or other duties as determined by the TOWN. 0192



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

MEMORANDUM

Date: May 21, 2013

To: Honorable Mayor Glenn Singer &
Town Council Members

From: Alexander Diaz,
Town Manager

AB

Item Number:

7

Subject: Resolution No. 2301.13- Accepting the Single Audit and the
General Purpose Financial Statements for Fiscal Year
2011/2012.

Recommendation:

It is recommended that the Town Council adopt the attached Resolution No. 2301.13 as presented.

Background:

The Town hired the firm of Keefe, McCullough & Co., LLP to conduct the annual audit for fiscal year 2011/2012 ending September 30, 2012.

The auditors have concluded the financial audit for Fiscal Year ending in 2012. The audit consists of the following:

- Financial Statement for fiscal year 2011/2012 ending September 30, 2012
- Report to Management which highlights the Internal Controls of the Town
- The single audit and the General Purpose Financial Statements for fiscal year 2011/2012
The single audit is a review of all State and Federal Funds received. The review assures compliance with the rules that govern said funds.

The audit shows that we over spent our General Fund Budget by \$158,405; what is not taken into account is the fact that we made a \$550,000 budget amendment when we released the allocation from the General Fund to Balance last year's budget.

The \$158,405 was attributed to four (4) new contracts that were awarded in 2012 for landscape services. These contracts were fully funded in the 2012/2013 budget.

The General Fund Account shows that there is \$6,236,408 owed to it from other funds. Specifically the Capital Project Fund owes \$1,188,798; the Bridge Fund owes \$451,747; the Water Distribution Fund owes \$1,241,598; and the Debt Service Fund owes \$392,746. In approving this audit, we will be writing off \$3,274,889 due to the General Fund. The \$3.2 Million were all for projects and expenditures approved in prior year budgets and accordingly should be written off, as these funds will not be repaid to the General Fund.

The balance of \$2,961,519.00 that is due to the General Fund is mainly owed to the General Fund from the Stormwater Fund. Rather than write off these funds, I will be presenting to the Mayor and Town Council a re-payment plan to repay the General Fund. This will allow for us to slowly repay our fund balance (reserves).

The one area show as a concern is the need to update our Financial Management Software. We are in the pilot phase of a new Denali System which we hope will resolve this concern.

We are also looking at ways to reduce the amount of un-collected/claimed Builders Bond Funds; we currently have \$401k+ in Builders Bond Fund and will be exploring ways to collect those bonds that have not been claimed.

Fiscal Impact:

Our Fund Balance will be set at \$5,357,144 of which \$2,726,663 is unrestricted

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2301.13

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, ACCEPTING THE GENERAL PURPOSE FINANCIAL STATEMENTS AND THE SINGLE AUDIT FOR FISCAL YEAR 2011/2012 ENDING SEPTEMBER 30, 2012 PREPARED BY KEEFE, MCCULLOUGH & CO., LLP; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Keefe, McCullough & Co., LLP has prepared and submitted to the Town General Purpose Finance Statements and the Single Audit for Fiscal Year 2011-2012; and

WHEREAS, the Town Council intends to formally recognize and accept the statements and audit, copies of which are attached as Exhibit "A" to this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. Financial Statements Accepted. That the Town hereby accepts the General Purpose Financial Statements and the Single Audit for fiscal year 2011/2012 ending September 30, 2012 prepared by Keefe, McCullough & Co., LLP.

Section 3. Effective Date. That this Resolution shall be effective immediately upon adoption.

Sponsored by the Town Administration.

The Motion to adopt the foregoing resolution was offered by _____, seconded by _____, and on roll call the following vote ensued:

Mayor Glenn Singer _____
Vice Mayor Judy Lusskin _____
Councilmember Bernard Einstein _____
Councilmember Amy Isackson-Rojas _____
Councilmember Kenneth Bernstein _____

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach,
Florida, this 21st day of May, 2013.

MAYOR GLENN SINGER

ATTEST:

LISSETTE PEREZ
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

STEPHEN J. HELFMAN
TOWN ATTORNEY



Stormwater Fees For discussion purpose

Current figures for our Stormwater Fees.

Billed By:		Month	Year	Total
North Miami Beach	Homes	375	\$ 35.00 \$ 420.00	\$ 157,500.00
Town of Golden Beach	Lots	21	\$ 35.00 \$ 420.00	\$ 8,820.00
				\$ 166,320.00

Preliminary figures should a fee increase were to be considered to re-pay the General Fund fund balnace.

Billed By:		Month	Year	Total
North Miami Beach	Homes	375	\$ 45.00 \$ 540.00	\$ 202,500.00
Town of Golden Beach	Lots	21	\$ 45.00 \$ 540.00	\$ 11,340.00
				\$ 213,840.00

Billed By:		Month	Year	Total
North Miami Beach	Homes	375	\$ 50.00 \$ 600.00	\$ 225,000.00
Town of Golden Beach	Lots	21	\$ 50.00 \$ 600.00	\$ 12,600.00
				\$ 237,600.00

Billed By:		Month	Year	Total
North Miami Beach	Homes	375	\$ 55.00 \$ 660.00	\$ 247,500.00
Town of Golden Beach	Lots	21	\$ 55.00 \$ 660.00	\$ 13,860.00
				\$ 261,360.00

ERU = Equivalent Residential Unit

The statistical average horizontal Impervious area of all residents in the Town that have been appraised as residences of the County Appraiser's office.