



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

Official Minutes for the May 15, 2018 Regular Town Council Meeting called for 7:00 p.m.

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 7:07 p.m.

B. ROLL CALL

Councilmember's Present: Mayor Glenn Singer, Vice Mayor Jaime Mendal, Councilmember Judy Lusskin, Councilmember Amy Isackson-Rojas, *Councilmember Kenneth Bernstein (arrived during the Mayor's Report)*

Staff Present: Town Manager Alexander Diaz, Building Director Linda Epperson, Town Attorney Steve Helfman, Police Chief Rudy Herbello, Finance Director Maria D. Camacho, Lt. Leila Perez,

C. PLEDGE OF ALLEGIANCE

Chief Herbello led the Pledge of Allegiance

*** At this point **Mayor Singer** requested to recess the Regular Town Council Meeting, to hold the Local Planning Agency meeting also called for 7:00 p.m. ***

Consensus vote 4 Ayes, 0 Nays

*** **Mayor Singer** re-opened the Regular Town Council Meeting at 7:10 p.m. ***

D. PRESENTATIONS / TOWN PROCLAMATIONS

SWEARING-IN OF PART-TIME OFFICER ANNA PEREZ
SWEARING-IN OF PART-TIME OFFICER ALEJANDRO VICTORES
SENATOR DAPHNE CAMPBELL – LEGISLATIVE UPDATE - *** *gave the update when she arrived after Council comments.* ***

E. MOTION TO SET THE AGENDA

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

F. GOOD AND WELFARE

Mr. Leon Hupert, 440 Golden Beach Drive

Spoke on the South Gate. Stated that if the Town closes the gate at 10 o'clock on the weekends, people will have to walk around through The Strand. Asked if maybe the gates can be left open until midnight on Friday nights.

Town Manager stated that on specific Jewish holidays, the gates are remaining open until midnight. There are exceptions and if a resident ever has a question, they should call the substation who will advise if the gates are open or closed.

Town Manager also spoke on the North gate, stating that it is permanently closed. Only open on the weekend for religious purposes and for specific Jewish holidays that do not take place during the weekend.

Building Director Linda Epperson also read a letter into the record from resident **Sari Addicott, 155 Golden Beach Drive.**

G. MAYOR'S REPORT

Welcomed the new part-time police officers and looking forward to seeing Senator Campbell. Completed the installation of the speed signs on A1A. There is a total of four signs that flash when the speed limit is exceeded. Feel that this will help with controlling the speed limit of person's driving through Town. The security cart has arrived and is currently being driven by both CSA's and police officers from sunset to sunrise. Feels that this will deter any thieves trying to enter Golden Beach. Will be an added deterrent to crime in Golden Beach. The Town projects are moving along. They are within our original time estimate and within our approved budgets. Also gave some more detailed information on the budgets of the projects. Spoke on the Town Hall project, stating that the Town Manager and him are working on a budget and there would be an update for residents in the fall on the direction the Town will be going. Wished everyone a great, safe and happy summer.

H. COUNCIL COMMENTS

Councilwoman Lusskin

Stated that the pot luck/spaghetti dinner turned out really well. Thanked the Glaser family for their generous donation. Stated that the Mayor may have been right about the vegetable garden. There are critters and bugs crawling around there. Trying to combat this.

Councilwoman Rojas

No comment.

Councilman Bernstein

No comment.

Vice Mayor Mendal

Wished the police department a happy police day. Inquired if the shade structure at Tweddle Park and if the delivery date could be moved up any sooner. **Town Manager** stated that that was the earliest they could get receipt of it. And inquired on when the pavers at The Strand would be pressure washed.

*** At this point, **Mayor Singer** welcomed **Senator Daphne Campbell** to give her legislative update. ***

I. TOWN MANAGER REPORT

- Projects Update

Thanked the Mayor and Council for all of the support they provide the employees. As it relates to the efforts with communicating with the residents, the Administration heard the message loud and clear. Administration has increased methods of communication immensely with email blasts and notices. Did have localized flooding in Town over the weekend, but feels that the Town is ready for rainy season. Asked residents to please check their properties for standing water. Did begin the mosquito spraying in Town. Reminded residents to prepare for hurricane season as it is almost upon us. The gatehouse project has been completed, all that is left is the pavers. Started demolition across the street with the signs. Also taking any savings at the beach pavilion and allocating it for landscaping at the pavilion. Overall CIP budget has come in under budget. Hoping that by the end of the year, they will look at resealing and repaving some of the roads in Town. As it relates to the canal maintenance program, a pilot program will begin sooner than the bigger program. Once that has commenced the bigger project will begin. The street light project will be delivered by the end of the year and it will be a six-phase project. Will start seeing construction on the west side of the Center Island Bridge. That is a Miami-Dade Water and Sewer Department pump station upgrade. Continuing to look into the civic center project. Reminded residents to report any suspicious activity that they might see in Town.

J. TOWN ATTORNEY REPORT

Spoke on the use of public facilities by non-residents. Stated that the facilities can be restricted to just the Town residents. It will take some work, but it can be done. Also asked to look at restrictions on Tweddle Park with the settlement agreement with Golden Gate Estates next door. There is nothing that reflects any restrictions on the park. Still waiting on a box from storage with more information.

K. ORDINANCES – SECOND READING

1. An Ordinance of the Town Council Amending the Town’s Code To Revise Chapter 66, “Zoning.”

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE TOWN’S CODE OF ORDINANCES TO REVISE CHAPTER 66, “ZONING,” BY AMENDING THE TITLE OF DIVISION 11 “ACCESSORY BUILDINGS: AND BY AMENDING SECTION 66-251 RELATED TO GAZEBOS, CABANAS AND PERGOLAS, AMENDING SECTION 66-1 DEFINITIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 1
Ordinance No. 579.18

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 579.18

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

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Jaime Mendal	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>
Councilmember Judy Luskin	<u>Aye</u>

The motion passed.

Town Manager stated that there are no changes from first reading on this item.

Vice Mayor Mendal inquired about Zone 1 and why there are no setback rules on gazebos and cabanas. Asking if whether or not the Town should change that.

Town Manager stated that it's always been like that, and why change something if it's not broken.

2. An Ordinance of the Town Council Amending the Town's Code Related to Swimming Pools, Hot Tubs, Spas, and Swimming Pool Decks.

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE TOWN'S CODE OF ORDINANCES RELATED TO SWIMMING POOLS, HOT TUBS, SPAS AND SWIMMING POOL DECKS; AMENDING SECTION 66-1 OF THE ZONING CODE RELATED TO DEFINITIONS; AMENDING THE TITLE OF ARTICLE IV, DIVISION 10 OF THE ZONING CODE TO INCLUDE HOT TUBS AND SPAS; AMENDING SECTION 66-236 OF THE CODE RELATED TO SAFETY BARRIERS; AMENDING SECTION 66-237 OF THE CODE RELATED TO SETBACKS AREAS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 2
Ordinance No. 580.18

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 580.18

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

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
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Vice Mayor Jaime Mendal	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>
Councilmember Judy Lusskin	<u>Aye</u>

The motion passed.

Town Manager publicly thanked Chris Gatz, Linda Epperson and Kathy Mehaffey for their work on these ordinances. Stated that there is just one difference between first reading and second reading. The only thing changing is the ability to build an above ground pool. That is being struck from the code.

Vice Mayor Mendal inquired about a detached Jacuzzi.

Town Manager stated that that wasn't addressed in the code. It is not very common in this community. Currently cannot install an above ground Jacuzzi as a declared nuisance; however the code is silent towards it.

Mayor Singer inquired about the beach and above ground Jacuzzi's since rooftop terraces are allowed.

Town Manager stated that they are allowed one water feature, but a Jacuzzi is not typically a feature that is requested.

3. An Ordinance of the Town Council Amending the Town's Code as it Relates to Seawalls.

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE TOWN'S CODE OF ORDINANCES BY AMENDING ARTICLE IV OF CHAPTER 46 ENTITLED WATERWAYS TO REQUIRE ADDITIONAL CONSTRUCTION SURVEYS AND CERTIFICATION OF SEAWALLS AS THEY ARE CONSTRUCTED AND INCREASING MINIMUM AND MAXIMUM SEAWALL HEIGHTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 3
Ordinance No. 581.18

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 581.18

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

On roll call, the following vote ensued:
Mayor Glenn Singer

Aye

Vice Mayor Jaime Mendal	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>
Councilmember Judy Lusskin	<u>Aye</u>

The motion passed.

Town Manager stated that there is an amendment to this code in second reading and it relates to the transfer of property to a family member. Transferring to a family member, they are not required to come into compliance. Any other transfer is required to come in to compliance.

Councilmember Lusskin inquired about that stipulation.

Town Manager stated that there are other sections of the code that allow the Administration to deal with deteriorating seawalls caps.

Mayor Singer stated that the building department has the authority to give code violations through the code process.

Councilmember Lusskin asked then what the point is of even including this stipulation.

Town Manager stated that the Council requested that this be included at the last meeting to not create an undue burden on the homeowner if the property was just being transferred being relatives.

Vice Mayor Mendal inquired about the part about the ownership transferring to a trust.

Vice Mayor Mendal also inquired about the survey requirements.

Town Manager stated that the survey requirements are very common and requested for a number of things.

Vice Mayor Mendal also inquired about the height requirements, and why not just have one elevation requirement instead of a minimum and maximum.

Town Manager stated that each property has a different site elevation. Taking what the region and the state is recommending for new seawall elevations.

Councilmember Lusskin asked if the seawalls are installed at the grade of the property, wouldn't that guarantee that the Town would stay dry.

Town Manager said not necessarily, because elevations vary throughout Town.

4. An Ordinance of the Town Council Amending the Town's Code Creating Regulations for Outdoor Lighting.

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH,
FLORIDA, AMENDING THE TOWN'S CODE OF
ORDINANCES BY AMENDING DIVISION 4, DESIGN

STANDARDS, OF CHAPTER 66, ZONING, TO CREATE REGULATIONS FOR OUTDOOR LIGHTING; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 4
Ordinance No. 582.18

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 582.18

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

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Jaime Mendal	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>
Councilmember Judy Luskin	<u>Aye</u>

The motion passed.

Town Manager stated that there are no changes from first reading to second reading. It says minimum standards of lighting for the community. In addition, allows administration to enforce a no colored lights policy.

Town Manager stated that this ordinance does not address dock lighting.

L. ORDINANCES - FIRST READING

None

M. QUASI JUDICIAL RESOLUTIONS

None

N. CONSENT AGENDA

None

O. TOWN RESOLUTIONS

5. A Resolution of the Town Council Accepting the General Purpose Financial Statements.

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 2016/2017 ENDING SEPTEMBER 30, 2017 PREPARED BY KEEFE, MCCULLOUGH & CO., LLP; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 6
Resolution No. 2556.18

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2556.18

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

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Jaime Mendal	<u>Aye</u>
Councilmember Kenneth Bernstein	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>
Councilmember Judy Luskin	<u>Aye</u>

The motion passed.

Town Manager thanked the directors for controlling their spending. Stated that this audit found no internal control issues. Thanked Raquel Castellon and Maria Camacho for being diligent in their job duties to monitor the Town's spending. In light of Hurricane Irma, still had an increase to the governmental fund balance of the Town.

Town Manager spoke briefly about the Town's fund balance. Overall had a good fiscal year and it would have been better had it not been for Hurricane Irma.

Mayor Singer congratulated the Town for the great checks and balances in place. Our Town, as small as it is, we have great controls. Does this that for a Town this size, we have a healthy fund balance. Hopefully we won't be affected by any storms this coming year.

P. DISCUSSION & DIRECTION TO TOWN MANAGER

Mayor Glenn Singer:
None Requested

Vice Mayor Jaime Mendal:
None Requested

Councilmember Kenneth Bernstein:
None Requested

Councilmember Amy Isackson-Rojas:

None Requested

Councilmember Judy Lusskin:
None Requested

Town Manager Alexander Diaz:
None Requested

Town Manager stated that the staff has no items for the June meeting. If you were to call for a meeting, there would be no items to bring before the Council.

Mayor Singer said to tentatively keep the meeting for the June 5th date and if by Friday, May 25th if there are no items the meeting would be cancelled.

Town Manager stated that he would like to request two meetings for August.

Q. ADJOURNMENT:

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

Consensus vote 5 Ayes 0 Nays. Motion passes.

The meeting adjourned at 8:29 p.m.

Respectfully submitted,

Lissette Perez
Lissette Perez
Town Clerk