



## **TOWN OF GOLDEN BEACH**

One Golden Beach Drive  
Golden Beach, FL 33160

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**Official Agenda for the April 16, 2019  
Regular Town Council Meeting called for 7:00 p.m.**

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**A. MEETING CALLED TO ORDER**

**B. ROLL CALL**

**C. PLEDGE OF ALLEGIANCE**

**D. PRESENTATIONS / TOWN PROCLAMATIONS**

MIAMI-DADE FIRE CHIEF DAVE DOWNEY PRESENTING ANNUAL  
SERVICE REPORT

PRESENTATION BY FOP PRESIDENT

PRESENTATION FROM THE FLORIDA ASSOCIATION OF CITY CLERK'S  
PRESIDENT SANDRA NOVOA

90<sup>TH</sup> ANNIVERSARY OVERVIEW

**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**

**J. TOWN ATTORNEY REPORT**

**K. ORDINANCES – SECOND READING**

- 1. An Ordinance of the Town Council Amending Chapter 66 of the Town's Code Related to Building Height Measurement, and House and Garage Floor Elevations and Swale Grade Elevations.**

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH,  
FLORIDA, AMENDING THE TOWN'S CODE OF

ORDINANCES RELATED TO DISTRICT REGULATIONS; AMENDING CHAPTER 66 ENTITLED ZONING; AMENDING SECTIONS 66-69.2 AND 66-69.3 RELATED TO BUILDING HEIGHT MEASUREMENT; AMENDING SECTION 66-101 RELATING TO HOUSE AND GARAGE FLOOR ELEVATIONS; AMENDING SECTION 66-102 RELATING TO MINIMUM LOT AND SWALE ELEVATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 1  
Ordinance No. 587.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Ordinance No. 587.19

#### **L. ORDINANCES - FIRST READING**

None

#### **M. QUASI JUDICIAL RESOLUTIONS**

2. A Resolution of the Town Council Approving A Variance Request for 650 Golden Beach Drive For A Tennis Court.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING VARIANCE REQUESTS FOR THE PROPERTY LOCATED AT 650 GOLDEN BEACH DRIVE, GOLDEN BEACH, FLORIDA 33160 1). TO PERMIT A TENNIS COURT TO BE SETBACK FIVE FEET FROM THE FRONT YARD PROPERTY LINE AND ZERO FEET FROM THE SIDE PROPERTY LINE, INSTEAD OF THE 25 FEET FROM THE FRONT PROPERTY LINE AND 10 FEET FROM THE SIDE PROPERTY LINE, AS REQUIRED BY THE CODE. 2. TO PERMIT A RETRACTABLE FENCE SYSTEM INSTEAD OF THE MINIMUM 10 FOOT HIGH BLACK OR GREEN PERMANENT VINYL CLAD FENCE. 3. TO ALLOW FOR A RED CLAY TENNIS COURT MATERIAL TO COUNT TOWARD THE PERVIOUS AREA CALCULATION AT THE SAME RATE OF CALCULATION AS PERVIOUS PAVERS ARE PERMITTED; A RATE OF NOT MORE THAN A 50% CREDIT TOWARD THE PERVIOUS AREA CACULATION.

**Exhibit:** Agenda Report No. 2  
Resolution No. 2601.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 2601.19

**N. CONSENT AGENDA**

3. **Official Minutes of the January 22, 2019 Executive Session**
4. **Official Minutes of the February 27, 2019 Local Planning Agency Hearing**
5. **Official Minutes of the February 27, 2019 Special Town Council Meeting**
6. **A Resolution of the Town Council Appointing A Member to the Town of Golden Beach Building Regulation Advisory Board.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA; APPOINTING A MEMBER TO THE TOWN OF GOLDEN BEACH BUILDING REGULATION ADVISORY BOARD PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 6  
Resolution No. 2602.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 2602.19

7. **A Resolution of the Town Council Authorizing the Payment of \$1,200.00 to the Women's Breast and Heart Initiative.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING THE PAYMENT OF \$1,500.00 TO THE WOMEN'S BREAST AND HEART INITIATIVE FOR THE ANNUAL OPEN THE DOOR EVENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 7  
Resolution No. 2603.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 2603.19

8. **A Resolution of the Town Council Amending An Error on Resolution 2575.18 Authorizing the Donation of Six Surplus Police Vehicles.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING AN ERROR ON RESOLUTION 2575.18, AUTHORIZING THE DONATION OF SIX SURPLUS POLICE VEHICLE FROM THE TOWN'S VEHICLE FLEET; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 8  
Resolution No. 2604.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 2604.19

## **O. TOWN RESOLUTIONS**

### **9. A Resolution of the Town Council Accepting the General Purpose Financial Statements and Single Audit for Fiscal Year 2017/2018.**

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 2017/2018 ENDING SEPTEMBER 30, 2018 PREPARED BY KEEFE, MCCULLOUGH & CO., LLP; AND PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 9  
Resolution No. 2605.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 2605.19

### **10. A Resolution of the Town Council Accepting the Transfer of Funds into the General Fund.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING THE TRANSFER OF (\$2,588,021.00) IN THE TOWN'S CAPITAL IMPORVEMENT FUND AND (\$562,697.00) IN THE BRIDGE FUND TO THE GENERAL FUND; AND APPROVING THE TRANSFER OF \$526,401.00 FROM THE DEBT SERVICE FUND TO THE GENERAL FUND; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 10  
Resolution No. 2606.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 2606.19

**11. A Resolution of the Town Council Amending the Professional Services Agreement with Mainguy Environmental Care, Inc.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE PROFESSIONAL SERVICES AGREEMENT WITH MAINGUY ENVIRONMENTAL CARE, INC.; PROVIDING FOR IMPLEMENTATION AND PROVIDING FOR AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 11  
Resolution No. 2607.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 2607.19

**12. A Resolution of the Town Council Assigning Each Councilmember 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 AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 12  
Resolution No. 2608.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 2608.19

**P. DISCUSSION & DIRECTION TO TOWN MANAGER**

Mayor Glenn Singer:  
None Requested

Vice Mayor Kenneth Bernstein:  
None Requested

Councilmember Judy Lusskin:  
None Requested

Councilmember Jaime Mendal:

None Requested

Councilmember Bernard Einstein:  
None Requested

Town Manager Alexander Diaz:

- Discussion on Fountains at The Strand
- Discussion on Civic Center Master Plan & Design Criteria Packet

## **Q. ADJOURNMENT:**

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### **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

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## MEMORANDUM

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**Date:** April 16, 2019

**To:** Honorable Mayor Glenn Singer &  
Town Council Members

**From:** Alexander Diaz,  
Town Manager

Item Number:

1

**Subject:** Ordinance No. 587.19 – Amending Code, Article IV, Section 66, As It Relates to Building Height Measurement and Driveway Drainage

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### **Recommendation:**

It is recommended that the Town Council adopt the attached Ordinance No. 587.19 as presented.

### **Background:**

This Ordinance incorporates the changes in the Florida Building Code as it relates to flood control construction. It sets the minimum first floor elevations for habitable first floor finished elevations.

It also creates a new requirement for drainage on all driveways. Through the years we have seen more water discharge from properties sheeting off driveways into the Towns right-a-way and roads. This new drainage requirement will capture the storm water run-off and is part of our on-going efforts to minimize flooding. This will be required of all driveways at renovation, replacement or installation.

### **Fiscal Impact:**

None.

**TOWN OF GOLDEN BEACH, FLORIDA**

**ORDINANCE NO. 587.19**

**AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE TOWN'S CODE OF ORDINANCES RELATED TO DISTRICT REGULATIONS; AMENDING CHAPTER 66 ENTITLED ZONING; AMENDING SECTIONS 66-69.2 AND 66-69.3 RELATED TO BUILDING HEIGHT MEASUREMENT; AMENDING SECTION 66-101 RELATING TO HOUSE AND GARAGE FLOOR ELEVATIONS AND SECTION 102 – MINIMUM LOT AND SWALE GRADE ELEVATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Town Council periodically studies land development trends and issues and amends the Town's Land Development Regulations accordingly; and

**WHEREAS**, the Town Council has studied the current Code provisions of the Town and find that certain modifications are necessary and desirable to further regulate how building height is measured, due to changes in the Florida Building Code; and

**WHEREAS**, a public meeting was held before the Local Planning Agency (LPA) of the Town to review the proposed modifications to the Town's Land Development Regulations; and

**WHEREAS**, the Town Council held duly advertised public meetings to consider the proposed modifications to the Town's Land Development Regulations.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF GOLDEN BEACH, FLORIDA:**

**Section 1. Recitals.** That the recitals set forth above are hereby adopted and confirmed.



**Section 2. Amending Code.** That the Town of Golden Beach Zoning Code is hereby amended to modify Sections 66-69.2 and 66-69.3 to address how building height is measured in Zone Two (2) and Zone Three (3) of the Town. That the Town of Golden Beach Zoning Code is hereby amended to modify Section 66-101 to add provisions for determining the minimum elevation of the first floor level of houses and garages to include requirements of the Florida Building Code in addition to other regulatory agencies, and that Section 102 Minimum Lot and Swale Grade Elevations is amended more fully set forth in the attached Exhibit "A", and by reference are made a part hereof.

**Section 3. Severability.** That is any section, paragraph, sentence or word of this Ordinance or the application thereof to any person or circumstance is held invalid, that the invalidity shall not affect the other sections, paragraphs, sentences, words or application of this Ordinance.

**Section 4. Codification.** That it is the intention of the Town Council of Golden Beach, and it is therefore ordained, that the provisions of the Ordinance shall become and be made a part of the Town of Golden Beach Code of Ordinances, that sections of this Ordinance may be re-numbered or re-lettered to accomplish such intentions, and that the word "Ordinance" shall be changed to "Section" or other appropriate word.

**Section 5. Conflicts.** That all Ordinances, parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflict.

**Section 6. Effective Date.** That this Ordinance shall be in full force and take effect immediately upon its passage and adoption.

The Motion to adopt the foregoing Ordinance was offered  
by Councilmember Bernstein, seconded by Councilmember Luskin, and on roll  
call the following vote ensued:

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

**PASSED AND ADOPTED** on first reading this 27<sup>th</sup> day of February, 2019.

The Motion to adopt the foregoing Ordinance was offered by \_\_\_\_\_,  
seconded by \_\_\_\_\_, and on roll call the following vote ensued:

Mayor Glenn Singer	_____
Vice-Mayor Kenneth Bernstein	_____
Councilmember Jaime Mendal	_____
Councilmember Bernard Einstein	_____
Councilmember Judy Luskin	_____

**PASSED AND ADOPTED** on second reading this 16<sup>th</sup> day of April, 2019.

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MAYOR GLENN SINGER

ATTEST:

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LISSETTE PEREZ  
TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

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STEPHEN J. HELFMAN  
TOWN ATTORNEY

## EXHIBIT “A”

### The Town of Golden Beach, Florida Code of Ordinances is hereby amended as follows:

#### CHAPTER 66 ZONING

#### ARTICLE III. DISTRICT REGULATIONS

##### Sec. 66-69.1. - Zone One (Oceanfront properties).

###### (d) *Building height.*

###### (1) Main Residence.

~~a. Primary residential structures built on lots with a street Frontage at least 50 feet in width but less than 75 feet in width shall not exceed 25 feet in height.~~

~~a.b.~~ Primary residential structures built on lots with a street Frontage at least 50 of 75 feet in width but less than 100 feet in width shall not exceed 27.5 feet in height.

~~b.c.~~ Primary residential structures built on lots with a street Frontage of 100 feet in width or more shall not exceed 30 feet in height.

~~c.d.~~ The height measurement for main residences shall be measured from the lowest habitable Living Area which is a maximum of two feet above the FDEP lowest structural member (18.2 feet NGVD). This height measurement shall include all portions of the main residence east of the 60-foot front Setback line or Coastal Construction Control Line (CCCL), whichever is more westerly. Areas occupied below 18.2 feet NGVD, including only garages, storage areas, a gym, laundry room and one bathroom shall not be considered habitable areas. If any other use occurs in the area below 18.2 feet NGVD it is considered expendable from a flood or wave action damage standpoint, and those areas shall be considered habitable; therefore, the building height shall be measured from the lowest floor level below 18.2 feet NGVD.

d.e. Staircases may be constructed from the lowest habitable floor to the driveway grades. Due to the main residence lowest habitable floor elevation requirement as compared to the front yard lot grades near Ocean Boulevard (above 18.2 feet NGVD vs. ten feet—12 feet NGVD) due to the FDEP Coastal Construction Control Line (CCCL) criteria, in Zone One, this subsection for staircases shall take precedence over the Town's accessory structure subsection for maximum stair heights in Zone One.

**Sec. 66-69.2. - Zone Two.**

*(d) Building height.*

- (1) Residential structures built on lots with a street Frontage of at least 50 feet in width but less than 100 feet in width shall not exceed 27.5 feet in height.
- (2) Residential structures built on lots with a street Frontage of 100 feet or more shall not exceed 30 feet in height.
- (3) The height measurement for main residences shall be measured from the lowest habitable finished floor (Base Flood Elevation or BFE), as determined by the latest published FEMA FIRM maps, or the Florida Building Code, whichever has the highest minimum elevation required, to the highest ridge of ~~the~~ a sloped roof, or to the highest point of a flat roof deck.
- (4) The maximum height limits of this subsection shall apply to all architectural features, provided that functional chimneys may be permitted to extend no more than five feet above the maximum height limits of this subsection. Additional parapet walls up to one foot in height may be permitted above the maximum height limits for flat roofs where the sole purpose is to accommodate the placement and insulation and membrane material.

**Sec. 66-69.3. - Zone Three.**

*(d) Building height.*

- (1) Residential structures built on lots with a street Frontage of at least 50 feet in width but less than 100 feet in width shall not exceed 27.5 feet in height.
- (2) Residential structures built on lots with a street Frontage of 100 feet or more shall not exceed 30 feet in height.
- (3) The height measurement for main residences shall be measured from the lowest habitable finished floor (Base Flood Elevation or BFE), as determined by the latest published FEMA FIRM maps, or the Florida Building Code, whichever has the highest minimum elevation required, to the highest ridge of ~~the~~ a sloped roof, or to the highest point of a flat roof deck.
- (4) The maximum height limits of this subsection shall apply to all architectural features, provided that functional chimneys may be permitted to extend no more than five feet above the maximum height limits of this subsection. Additional parapet walls up to one foot in height may be permitted above the maximum height limits for flat roofs where the sole purpose is to accommodate the placement and insulation and membrane material.

## ARTICLE III. DISTRICT REGULATIONS

### DIVISION 2. - ELEVATIONS

#### Sec. 66-101. - House and garage floors.

(a) The minimum elevation of the first floor level of residences shall comply with or conform to flood plan criteria and regulatory codes as set forth by Miami-Dade County, the State, and the United States Government including the provisions of the National Flood Insurance Program, the Florida Building Code, this chapter, the Coastal Construction Code, and all other applicable provisions of this Code of Ordinances. The maximum elevation of the first-floor level of any residence in the Town above the minimum elevation required by such regulatory codes shall be maintained as follows:

- (1) First floor of residences to be constructed on lots in Zone One shall be constructed no higher than two feet above the minimum permitted elevation, as established by the Federal Emergency Management Agency (FEMA), or successor agency, or as required by the Florida Building Code, or at the elevation as required by the State Department of Environmental Protection, Bureau of Beaches and Coastal Systems, or Ssuccessor Agency, if this elevation is higher than the minimum elevation plus two feet.
- (2) The maximum elevation of the first floor of residences to be constructed on lots in Zone Two adjacent to Ocean Boulevard (SR A-1-A) shall be no higher than the minimum permitted elevation as established by the Federal Emergency Management Agency (FEMA), or as required by the Florida Building Code, plus two feet, or two feet above the maximum elevation of the crown of the road adjacent to the lot, whichever of the two is higher.
- (3) First floor of residences to be constructed on all lots in Zone Two which are not adjacent to Ocean Boulevard (SR A-1-A), and lots in Zone Three shall be constructed no higher than two feet above the minimum permitted elevation, as established by the Federal Emergency Management Agency (FEMA), or as required by the Florida Building Code.
- (4) A survey sealed by a registered surveyor shall be submitted to the Building Official showing the finished floor elevation and the location of structures on the property. This survey shall be presented prior to tie beam inspection of the first inspection for roof structure in one story structures or first inspection for second floor framing in two or more story structures.

(b) Garage floor levels shall be at a minimum of 12 inches above the maximum elevation of the crown of the street fronting the property or at least at elevation 6 the National Geodetic Vertical Datum (N.G.V.D.), whichever is the higher, except Zone 1 which shall meet the requirements of the Florida State Bureau of Beach and Coastal Systems of the Department of Environmental Protection or Federal Emergency Management Agency (FEMA), or as required by the Florida Building Code, whichever is the higher.

(c) A garage shall not be converted to a living space of the structure, unless the elevation of the garage floor complies or is made to comply with or conform to flood plan criteria and regulatory codes as set forth by Miami-Dade County, the State of Florida, and the Program, the Florida Building Code, this chapter, the Coastal Construction Code, and all other applicable provisions of this Code of Ordinances.

**Sec. 66-102. - Minimum lot and swale elevations; grade.**

(a) The finished grade of any lot shall not exceed an elevation of 24 inches above the crown of the road adjacent to the lot and in no event shall exceed an elevation of six feet N.G.V.D. except for lots abutting Ocean Boulevard where the minimum elevation shall be 12 inches above the crown of the road, and the maximum elevation shall not exceed an elevation of 11 feet N.G.V.D. Exterior slabs and walkways shall not exceed an elevation of 36 inches above the crown of the road adjacent to the lot.

(b) All property Owners are required to maintain an elevation of the Swale Area adjoining their property at a minimum elevation of one foot below the elevation of the edge of the Street pavement fronting the property.

(c) Driveways shall be maintained at an elevation necessary to eliminate any standing water and graded to promote drainage by sloping them toward the pervious area or to any drainage structure built within the property. Effective with this Ordinance; all new construction and existing driveways within Town that are to be replaced will be required to install an adequate drainage system, acceptable to the Town, that will accommodate and capture storm water generated from the property, both on site and to the adjoining roadway swale area. The system shall collect, treat and discharge storm water from the property.

(d) Any lot Owner cited by the Code Enforcement Officer for violation of this chapter shall correct the violation within 30 days and provide the ~~Code Enforcement Board~~ Building and Zoning Department a surveyor's certificate, certifying that his property is in compliance with this chapter.

**TOWN OF GOLDEN BEACH  
COMMUNITY DEVELOPMENT  
MEMORANDUM**

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**To:** Alex Diaz – Town Manager  
Linda Epperson – Bldg. and Zoning Department Director  
Town of Golden Beach

**From:** Michael J. Miller, AICP *MTM*  
Consultant Town Planner

**Date:** February 6<sup>th</sup>, 2019

**Subject:** Town of Golden Beach  
Proposed Land Development Code Amendment  
Flood Protection / Zoning Code  
Building Height Measurement  
MMPA Acct. No. 04-0101-0003

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**ISSUE / BACKGROUND**

Over the last few years the Town has studied and updated many of its Land Development Regulations (LDRs) to modernize the Code, clarify vague provisions, and to comply with other governmental agency requirements. In 2009 the Town adopted a new Flood Code (Chapter 62) as mandated by the federal government and State of Florida (Dept. of Emergency Mgt. (DEM)) as part of the National Flood Insurance Program (NFIP). To participate in the flood insurance program the Town's Flood Code is modeled after the required format / contents mandated by DEM. Currently DEM is working with local governments in South Florida on required updated to all Flood Codes, so they are uniform from jurisdiction to jurisdiction. The Flood Code includes minimum floor elevations, building design criteria and restricts land uses. In 2011 the Town updated portions of its LDRs related to minimum elevations of houses and garages (Sec. 66-101). On May 16, 2017 a major revision to the Town Zoning Code was adopted clarifying / refining the development standards within the three (3) Zoning Districts (Ord. No. 573.17). However, due to a recent change in the Florida Building Code for Flood Resistant Construction, 6<sup>th</sup> Edition 2017 (became effective 1/01/18), a "conflict" has arisen that needs to be addressed. The Florida Building Code, in Section R322.2.1 entitled Elevation Requirements, requires that buildings and structures in flood hazard areas be constructed at Base Flood Elevation (BFE) plus one (1) foot, or the design elevation, whichever is higher. The Town's Zoning Code requires that the height measurement be taken from the lowest habitable finished floor (Based Flood Elevation), as determined by the latest published FEMA FIRM maps, to the highest ridge of the roof. However, due to the above Florida Building Code change, the theoretical maximum building height is 1-foot less than was formerly allowed. Many cities recognize the impact of this change and are modifying their Codes so as to not penalize developers.

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## **ANALYSIS**

The result of the Florida Building Code change is that while developers are complying with the Town Code, there is the loss of one (1) foot of buildable height inside a home. One (1) foot may not seem like much, but it can have a significant impact on interior ceiling heights, and for very quality high-end homes, higher ceiling heights are desired and expected. MMPA / Town staff are obligated to enforce the Town's adopted LDRs, and as currently written, the recent Florida Building Code lowest habitable floor elevation increase is causing a problem, as many architects / contractor want to design to the maximum extent possible.

This change is causing some difficulty with the design of homes, and in all fairness, the maximum height of homes is not changing - it is where the height is measured from is the issue.

## **SUMMARY / RECOMMENDATION**

In summary, a Florida Building Code change that became effective in January 2018 mandates that the lowest habitable floor elevation be increased to BFE + 1-foot. The existing Town Code provisions were created / adopted based on the applicable laws prior to that date (BFE or alternative Code provisions). The Town is prohibited from altering the Flood Code text without the consent of DEM / FEMA.

Based on the above analysis, MMPA recommends the Town consider modifying its Zoning Code (Sec. 66-69.2 and Sec. 66-69.3) so that in Zones Two (2) and Three (3) maximum building height is measured from the lowest habitable finished floor (Based Flood Elevation), as determined by the latest published FEMA FIRM maps, or the Florida Building Code, whichever has the highest minimum elevation required, to the highest ridge of the roof, or to the highest point of the deck of a flat roof. In addition, similar Zoning Code text revisions are recommended to Sec. 66-101, which addresses minimum floor elevations for houses and garages. Finally, although not directly related to the FBC building height issue, Town staff requested that new provisions be added to Town Code Sec. 66-102(c) which address lot grades to specify that physical drainage improvements may be necessary and required to address flooding for driveways (both on the private site / in the public right-of-way).

Attached please find a draft Ordinance for consideration.





# TOWN OF GOLDEN BEACH

One Golden Beach Drive  
Golden Beach, FL 33160

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## MEMORANDUM

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**Date:** April 16, 2019

**To:** Honorable Mayor Glenn Singer &  
Town Council Members

**From:** Alexander Diaz, Town Manager *Alex B*

**Subject:** Resolution No. 2601.19 - Variance Requests for 650 Golden Beach Dr.,  
Golden Beach, FL 33160 (Request for Tennis Court)

Item Number:

2

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### Recommendation:

It is recommended that the Town Council allow the applicant the opportunity to seek approval of the variance request as presented in Resolution No. 2601.19.

### Background and History:

650 Golden Beach Drive has enjoyed the benefit of having a tennis court along the front property line for at least 20 years. The new buyers (not developers) are requesting that they be permitted to continue enjoying this recreational amenity at the existing location; as such there are four elements of the Town's Code that would require a variance.

The applicant is requesting a Variance/Exception as detailed in the staff recommendation; to simplify the request, below are the 4 elements that are being asked for your approval:

-A five (5) foot front yard setback (currently zero (0)) where the code requires twenty-five (25) - *Within the five feet dense planting material will be required to mitigate*

-A zero (0) foot side yard setback (currently zero (0)) and code requires ten feet (10)

-A retractable fence that is put away while the court is not in use; code requires a ten foot (10) permanent fence. - *The Administration requested this feature to mitigate a permanent structure in the front yard*

-Allow for a lava clay surface instead of pervious pavers as required by code

### Attachments:

- Resolution
- Michael Miller Planning Zoning 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. 2601.19**

**A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING VARIANCE REQUESTS FOR THE PROPERTY LOCATED AT 650 GOLDEN BEACH DRIVE, GOLDEN BEACH, FLORIDA 33160 1). TO PERMIT A TENNIS COURT TO BE SETBACK FIVE FEET FROM THE FRONT YARD PROPERTY LINE AND ZERO FEET FROM THE SIDE PROPERTY LINE, INSTEAD OF THE 25 FEET FROM THE FRONT PROPERTY LINE AND 10 FEET FROM THE SIDE PROPERTY LINE, AS REQUIRED BY THE CODE. 2. TO PERMIT A RETRACTABLE FENCE SYSTEM INSTEAD OF THE MINIMUM 10 FOOT HIGH BLACK OR GREEN PERMANENT VINYL CLAD FENCE. 3. TO ALLOW FOR A RED CLAY TENNIS COURT MATERIAL TO COUNT TOWARD THE PERVIOUS AREA CALCULATION AT THE SAME RATE OF CALCULATION AS PERVIOUS PAVERS ARE PERMITTED; A RATE OF NOT MORE THAN A 50% CREDIT TOWARD THE PERVIOUS AREA CACULATION.**

**WHEREAS**, the applicants, X Group LLC (“the applicant”), filed a Petition for Variances/exceptions, 1). Section 66-93 – Recreational facilities Tennis courts, basketball courts, or similar outdoor recreational facilities may be constructed in any Residential District provided: (a) The entire recreational facility is set back a minimum of 25 feet from front and rear lot lines, and a minimum of ten feet from any side lot line. (b) The perimeter of the recreation facility area is fenced with a minimum ten-foot high black or green vinyl clad fence, and otherwise obscured from views of adjacent properties or the right-of-way by hedges and landscape material. Relief from Town Code Sec. 66-69.3. - Zone Three e) *Minimum pervious area*. A minimum of 35 percent of the area of each lot shall be maintained as pervious surface. The use of Pervious Pavers will be considered in the calculation to the extent the applicant provides credible

evidence of the permeability of the surface. Pervious area calculations shall be provided by a State of Florida registered Architect, Engineer, or Landscape Architect. Notwithstanding the above, not more than 50 percent credit shall be given for Pervious Pavers, and;

**WHEREAS**, the applicant's request is to allow the Tennis Court to be setback at five feet from the front property, Zero feet from the side property line, instead of the twenty-five and ten foot setbacks required by the code and to allow a retractable fence system in place of the minimum ten-foot high permanent black or green vinyl clad fence and request to allow for a Red Clay Tennis Court Material to count toward the pervious Area Calculation at the same rate of Calculation as Pervious Pavers are permitted; a rate of not more than a 50% credit toward the area calculation, and;

**WHEREAS**, these variances and exceptions are for the property at 650 Golden Beach Drive, Golden Beach, FL. 33160 (Golden Beach Section "F", Lots 9 & 10, and a portion of Lot 11, Block D, as recorded in PB 10-11, of the Public Records of Miami-Dade County, (Folio No. 19-1235-006-0440 and 19-1235-006-0450 (the "Property") and ;

**WHEREAS**, the Town's Building Regulation Advisory Board held an advertised public hearing on the Petition for Variance/Exception and recommended approval of the retractable fence and Clay Court Material change, denied the five foot front setback request and took no action on the Zero side lot line setback, for approval 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/exception 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 the construction shall be completed substantially in accordance with those certain plan pages C200 by Ocean Engineering and IDC Dwg A.1000 – A1003, IDC plans labeled tennis court variance and attached elevations by Saota and A0.00 and A0.1 and A1.00 through A500, dated 4/1/2019 and the Sketch of Boundary Survey, prepared by Cousins Surveyors, Richard E. Cousins, #4188, dated 1/30/2019, for the property located at 650 Golden Beach Dr., 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 Kenneth Bernstein	_____
Councilmember Judy Lusskin	_____
Councilmember Jaime Mendal	_____
Councilmember Bernard Einstein	_____

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach,  
Florida, this 16<sup>th</sup> day April, 2019

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


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## MEMORANDUM

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**Date:** April 16, 2019

**To:** Honorable Mayor Glenn Singer &  
Town Council Members

**From:** Lissette Perez,   
Town Clerk

**Subject:** **Town Council Minutes**

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Item Numbers:

3-5

### **Recommendation:**

It is recommended that the Town Council adopt the following minutes:

- January 22, 2019 Executive Session
- February 27, 2019 Local Planning Agency Hearing
- February 27, 2019 Special Town Council Meeting.



## **TOWN OF GOLDEN BEACH**

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

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### **Official Minutes for the January 22, 2019 Executive Session called for 6:00 PM**

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#### **A. MEETING CALLED TO ORDER**

Mayor Singer called the meeting to order at 6:10 p.m.

#### **B. ROLL CALL**

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

**Staff Present:** Town Manager Alexander Diaz, Town Clerk Lissette Perez, Town Attorney Steve Helfman, Attorney Justin Luger, Attorney Jeff Hochman, Special Town Council Abbey Kaplan

At this time, Mayor Singer asked all persons who were not listed in the public notice to step outside, concluding the Town Clerk's minutes for the executive session. Court reporter took the official minutes, which are available upon request from the Town Clerk's Office once the case has been closed.

#### **C. EXECUTIVE SESSION**

Pursuant to F.S. 286.011, to discuss the following pending litigation matter:

**Town of Golden Beach, Florida v. Barbara Shaheen,  
Case No. 2017-010672-CA-30**

#### **D. ADJOURNMENT:**

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##### **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

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### Official Minutes for the February 27, 2019 Local Planning Agency Hearing called for 6:30 P.M.

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#### A. MEETING CALLED TO ORDER

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

#### B. ROLL CALL

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

**Staff Present:** Town Manager Alexander Diaz, Town Attorney Steve Helfman, Finance Director Maria D. Camacho, Police Chief Rudy Herbello, Resident Services Director Michael Glidden, Lt. Yovany Diaz, Executive Assistant to the Town Manager Sallam Abu Jarour

#### C. ADOPTION OF AN ORDINANCE AMENDING THE LAND DEVELOPMENT REGULATIONS

1. **An Ordinance of the Town Council Amending the Town's Code Related to Accessory Structures in Setback Areas, Amending Section 66-141 Related to Projections in to Setbacks.**

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE TOWN'S CODE OF ORDINANCES RELATED TO ACCESSORY STRUCTURES IN SETBACK AREAS; AMENDING SECTION 66-141 RELATED TO PROJECTIONS IN TO SETBACKS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 1  
Ordinance No. 585.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Ordinance No. 585.19

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

On roll call, the following vote ensued:

Mayor Glenn Singer  
Vice Mayor Jaime Mendal

Aye  
Aye (via phone)



Councilmember Kenneth Bernstein	<u>Aye</u>
Councilmember Amy Isackson-Rojas	<u>Aye</u>
Councilmember Judy Lusskin	<u>Absent</u>

The motion passed.

**2. An Ordinance of the Town Council Amending the Town's Code Related to Accessory Structures in Setback Areas, Amending Section 66-140 Related to Setback and Lot Line Restrictions.**

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE TOWN'S CODE OF ORDINANCES RELATED TO ACCESSORY STRUCTURES IN SETBACK AREAS; AMENDING SECTION 66-140 OF THE ZONING CODE RELATED TO SETBACK AND LOT LINE RESTRICTIONS; AND SECTION 66-141 RELATED TO PROJECTIONS IN TO SETBACKS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 2  
Resolution No. 586.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Ordinance No. 586.19

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

On roll call, the following vote ensued:

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

The motion passed.

**D. ADJOURNMENT:**

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

The meeting adjourned at 7:07 p.m.

Respectfully submitted,

*Lissette Perez*  
Lissette Perez  
Town Clerk



## **TOWN OF GOLDEN BEACH**

One Golden Beach Drive  
Golden Beach, FL 33160

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### **Official Minutes for the February 27, 2019 Special Town Council Meeting called for 6:30 p.m.**

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#### **A. MEETING CALLED TO ORDER**

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

#### **B. ROLL CALL**

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

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

#### **C. PLEDGE OF ALLEGIANCE**

Chief Herbello led the Pledge of Allegiance

#### **D. PRESENTATIONS / TOWN PROCLAMATIONS**

RECOGNITION OF OFFICER OF THE QUARTER – OFFICER ALEJANDRO VICTORES

**Town Manager** spoke on a number of items going on with the police department.

#### **E. MOTION TO SET THE AGENDA**

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

#### **F. GOOD AND WELFARE**

**Mrs. Alene Fishbein, 256 Golden Beach Drive**

Spoke on the continuity of the Administration, but to make sure that the Administration and Council always think of new and different things to do for the community. Suggested starting a bus tour for the community, to make the community more cohesive.

\*\*\*\* **Elizabeth Long, 80 Terracina Ave** \*\*\*

Arrived during Council comments and spoke then.

\*\*\*\* **Madison Berndt, 274 South Island Drive**

Arrived during council comments and spoke then.

## **G. MAYOR'S REPORT**

Congratulated Councilman Einstein on winning his seat on the council again.

Thanked Councilwoman Rojas for her service to the Town and her service on the Council. Stated that the North Island meeting was very productive and positive and was very well attended. Very impressive how many residents came, all positive, everyone voiced their opinions on suggestions and recommendations, the Chief wrote them down and hopefully we will consider and implement them. Recommends we keep the meetings going and possible hold small meetings covering the whole Town. Congratulated Councilman Bernstein on being re-elected as well. As he stated in his mayor's address, we are not perfect. However, every decision that is made, is made as a group, and is what we feel is best for the community. Not everyone is going to be happy with the choices we make, but we always welcome residents to come in and voice their opinion. Stated that the residents have his word that every decision the Council makes, in their hearts is what is best for the Town and for the residents. We need to work on becoming more resident friendly and making their experiences better when they come to Town Hall, and he knows we can do it. We have already made great progress with our communication with the residents. When Vice Mayor Mendal was first elected that was one of his top suggestions, to have better communications with the residents, and he knows we have made a concerted effort notifying residents when there are events, meetings, or something happening in Town. We have done a great job, but we can do an even better job. Have plans to build a new Town Hall and convert this building into a gym for residents only. Hopefully in April will be able to put together a bid package to present to Council and residents. The residents have his commitment, the Council's commitment, and the Town Manager's commitment that building this new Town Hall and this building will not affect anyone's taxes. We know our budgeted amount and we are not going to go a penny over that. We do not plan to raise ad valorem taxes to do these projects. We have completed almost \$50-million in capital improvement projects over the last ten years and we have not raised taxes, in fact we have actually lowered them three times. Over the next two years, we are looking to lower the millage rate even further, and at the same time increase the amenities to residents. The more we have to offer amenity-wise, the better it is for everybody. We have made tremendous strides in the last two years in particular, with offering different amenities for residents such as yoga on the beach, dogs on the beach, and boot camp. We are trying to make a more resident friendly community, but if you have more suggestions, we welcome them. Commented on the elections stated that this was the first time in 12 years that we have had an open debate for the candidates, and that went well. Congratulated Mrs. Shaheen on running for Mayor, stating that it was a friendly competition. Stated it was great that we had some competition, it keeps us on our toes. Thanked residents for re-electing him one more time as Mayor. He is here to make the Town better and improve all of the things he has spoken about. Thanked the residents for their support and encouraged people to come to the meetings and voice their opinions.

## **H. COUNCIL COMMENTS**

### **Vice Mayor Mendal**

Thanked Councilwoman Rojas for her service to the Town and on the Council. Congratulated the candidates on their wins. Thanked Mr. Sonn and Mrs. Shaheen, stating that civic engagement is great because it keeps the Council on their toes. Thinks the Chief's initiatives are great, the localized meetings with certain sectors of the

community he thinks is a fantastic idea, he hopes that he continues that throughout Golden Beach. Spot on what we need. Thanked the police department for everything they do, and stated that everyone appreciates everything they do.

### **Councilwoman Lusskin**

Mentioned the 90<sup>th</sup> anniversary signs on A1A and The Strand and how great they look. Spoke on Public Works Crew Leader Jean Scott and how much of a helping hand he is and how much of a family Golden Beach really is. Spoke on the cleanliness of the Town.

### **Councilman Bernstein**

Started by saying thank you to Councilwoman Rojas and that she has been a huge part of the success of the Town. They came on the Council together and did not think that they would accomplish everything that they have. Congratulated the Mayor and Councilmember Einstein on a great election. Thanked the citizens for their engagement. Thanked the staff for putting on a great event today for the whole city to look forward to. Stated that he walked a lot this election and received a lot of comments during conversations with the residents. Everybody is thrilled about the changes taking place in Golden Beach and that this really is a beautiful place. Many people talked about how in northern communities there is a lot more social type of activities. When he looks at these upcoming four years, having a more resident friendly community and trying to figure out ways to get better neighborhood event, where people can really get to know each other is one of his goals, and also to help continue to make this a better place to the extent that he can. This is a dream community. Mentioned that he really liked what Hunter Sonn ran on and thinks that the Town could get more involved with social media. Need to do a better job with google maps and the ride share services and figure out why we continue to have so many issues with them. The South Gate continues to be an issue in terms of people being concerned about security and having a way in and out. We will continue to try and balance the two out, he thinks the Town Manager has done a great job, but he just wanted to mention that. Another comment he heard from residents on the beach is having the police vehicles slow down when they are out there, as well as being quicker when fixing beach toys and equipment that we have out there. A concerned parent spoke about the close proximity from the toddler playground area to the dog park and how it seems that the only way to get to the dog park is to go through Tweddle Park. Thanked all the residents for their recommendations and comments.

### **Councilwoman Rojas**

Stated that it has been an honor and privilege to serve on the council for 12 years. It truly is a wonderful place to be a part of and everyone that sits up here and works for the Town only has the best interests of the residents of the community.

### **Resident Elizabeth Long**

Presented the Council with the first ever tomato from the GBYLG's vegetable garden. She also expressed how much the kids are learning from this experience and would like to get more people involved.

**Resident Madison Berndt** spoke on the water spill that took place just south of Golden Beach. The spill was due to a large cloth ball that caused the pump station to backup and overflow.

## **I. TOWN MANAGER REPORT**

Thanked the Council and residents for allowing him to serve as the Town Manager for the past twelve years. This last election cycle has really taught him a lot about what the community needs are, and what is expected of him and the Town staff. Stated that the Town has his commitment tonight that we will work hard each day to meet those expectations, and be more open to new ideas and new opportunities for the Town. Our objective moving forward is the commitment to not raise taxes and lower the millage rate while still providing more amenities at no cost to the residents. Corrected the record that when we talk about taxes we talk about the millage rate, what we mean is to not increase your millage rate, that does not necessarily mean you will not see an increase to your tax bill. However, because our value continues to grow your bill tends to go up, most of that increase, 75% of that increase goes to Miami-Dade County and not the Town of Golden Beach. We have been respectful of your budget, and your resources. Just as the Mayor mentioned over the last twelve years we have put in \$44 million of new improvements into this community of which our residents paid \$14.5 million. \$30 million have been from state, local, federal or leveraged money that we have secured under the leadership of this Council. It is important to also acknowledge when we have shortcomings, and he believes he has made himself clear that we will work on our shortcomings, but we will continue to lead the way we have led to maintain our property values and secure your investment. Mayor Singer has tasked us with looking at ways on how we can become more sustainable and become friendlier to our environment. As a barrier island community we cannot be short sighted on the issues that we will be facing in the future. As part of our design for the new Town Hall the Mayor tasked us with looking at sustainability issues and how we can use and reuse other types of programs to help become more ecologically friendly to our community. The only thing left on Councilwoman Rojas's agenda is the canal maintenance program. He gave her his word tonight that we will deliver the canal maintenance program. We will see it through to the end. Stated that she has been a friend, and a mentor and she will be missed. Thanked her for her years of service. Thanked Judge Zilber and Judge Diaz for coming and officiating the swearing-in ceremony. Thanked Mr. Sonn, Mrs. Kates, and Mrs. Shaheen for putting their names out there to be civically engaged. Also thanked Mrs. Berndt and the Women's League of Voters for their involvement with the election and hosting the debate. Stated that this year we celebrate our 90<sup>th</sup> year as a City. We are not a home owners association, we're not just a group of residents, we are a incorporated organization that came together 90 years ago for the betterment of the area, and it is important that we do not lose sight of that. He hopes that our residents will continue to get more and more involved with the Town's activities Stated it is important that we educate our residents, and that the dog park entry is not through the tot lot. There is a sidewalk that guides you directly to the big dog park and encouraged residents to use it. We have failed with signage and we will make sure to fix that and get better signage out there. Stated to the men and women in blue, that although we are talking about all of the great things we do, we can never get lazy, become content, and short sided of what your task is. Which is the utmost important task of keeping our residents and their properties safe and secure so do not think it is time to sit back and relax, he expects 110% from them. He recognized the Towns Director staff members. Finally, stated that the March meeting has been cancelled, we do not have any items for the Council to consider and we need time to prepare for the legislative packages that we are working on.

## J. TOWN ATTORNEY REPORT

None

## K. ORDINANCES – SECOND READING

1. **An Ordinance of the Town Council Amending the Town's Code Related to Accessory Structures in Setback Areas, Amending Section 66-141 Related to Projections in to Setbacks.**

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE TOWN'S CODE OF ORDINANCES RELATED TO ACCESSORY STRUCTURES IN SETBACK AREAS; AMENDING SECTION 66-141 RELATED TO PROJECTIONS IN TO SETBACKS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 1  
Ordinance No. 585.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Ordinance No. 585.19

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

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 Lusskin	<u>Aye</u>

The motion passed.

**Town Manager** stated this ordinance as it relates to projections and decorative elements, your recommendation was that we allow a 1½-foot encroachment on to the side set back and a 2-foot encroachment on the front and rear setback irrespective of lot size, this item accommodates that request.

2. **An Ordinance of the Town Council Amending the Town's Code Related to Accessory Structures in Setback Areas, Amending Section 66-140 Related to Setback and Lot Line Restrictions and Section 66-141 Related to Projections in to Setbacks.**

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE TOWN'S CODE OF ORDINANCES RELATED TO ACCESSORY STRUCTURES IN SETBACK AREAS; AMENDING SECTION 66-140 OF THE ZONING CODE RELATED TO SETBACK AND LOT LINE RESTRICTIONS; AND SECTION 66-141 RELATED TO PROJECTIONS IN TO SETBACKS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 2  
Resolution No. 586.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Ordinance No. 586.19

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

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 Lusskin	<u>Aye</u>

The motion passed.

**Town Manager** stated that this item was not brought back the way the Council wanted it to be. They wanted it applied to only new homes, which takes away authority that the Administration has to enforcement rights with existing homes. So, what they did is applied the new requirements for masonry walls and new structures to new homes, but we kept the language that gave us authority and enforcement rights as it relates to existing homes and people who have mechanical equipment by requiring screening that is not as expensive. In addition, stated that we humbly request that you reconsider your position on mechanical equipment that is being hung from the structure. There are 9 homes today where you see A/C units, hot water heaters and pumps just floating on brackets next to houses that is not aesthetically pleasing to their neighbors or residents. Although it may seem burdensome to require them to screen their mechanical equipment so that it is not a blight on the community, it really is not. Stated that the Administration as well as the Building Regulatory Advisory Board is asking that you allow us to work with those residents to come up with inexpensive, effective solutions to these issues.

**Councilmember Bernstein** asked how they would screen it in.

**Town Manager** stated that we would leave that up to the architectural and designer community

**Mayor Singer** asked if by doing this, does it affect the setbacks.

**Town Manager** stated that in some cases, it does not affect the setback.

**Councilmember Bernstein** stated that the issues he brought up the last time was the equipment on lower level.

**Town Manager** stated that the Administration understands that what they wanted is to require masonry walls only for new construction, but what we ask is not to take away our legislative authority. Therefore, what we are saying is for existing homes; keep the law that has been in the books for 80 years do not take that away from us. Only require the new requirements for new construction, and allow us to require screens for anything that is hanging on the wall.

**Councilmember Bernstein** asked if there is an issue with having landscape screening also for new homes.

**Town Manager** stated that part of the new code requires that.

## **L. ORDINANCES - FIRST READING**

### **3. An Ordinance of the Town Council Amending Chapter 66 of the Town's Code Related to Building Height Measurement, and House and Garage Floor Elevations and Swale Grade Elevations.**

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE TOWN'S CODE OF ORDINANCES RELATED TO DISTRICT REGULATIONS; AMENDING CHAPTER 66 ENTITLED ZONING; AMENDING SECTIONS 66-69.2 AND 66-69.3 RELATED TO BUILDING HEIGHT MEASUREMENT; AMENDING SECTION 66-101 RELATING TO HOUSE AND GARAGE FLOOR ELEVATIONS; AMENDING SECTION 66-102 RELATING TO MINIMUM LOT AND SWALE ELEVATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 3  
Ordinance No. 587.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Ordinance No. 587.19

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

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 Lusskin	<u>Aye</u>

The motion passed.

**Town Manager** thanked Building Director Linda Epperson for all of the hard work that she does. What this ordinance does is it cleans up the language that stated that depending on what zone you are in, that's where your first floor start point is. In addition, there is a new requirement in this code; it applies to all new driveways and new homes. This cleans up the elevation requirements to require all new or renovated driveways to require an in-driveway drain to catch water runoff. This ordinance requires driveway drainage for homes that are redoing their driveways or building new driveways. It allows us to have an enforcement tool to require driveway drainage similar to other beachfront communities so that the water that comes on your driveway does not overflow on to the street and the Towns right-of-way. We ask you to also approve this for homes that are redoing their driveways, not if you are doing a small maintenance like resetting your pavers, we are not going to require it, but if you are changing the configuration or style of your driveway then we will require it. Also, if you are building a new home as part of your current water retaining program you need to include a drain that captures the water in your driveway.

**Councilmember Bernstein** asked what if the home already has the slope that will drain the water out.

**Town Manager** stated that the reality is that properties sink and move around so the only way to achieve compliance is by putting in a drain that captures that water coming from your property into that drain and back to your home.

**Councilmember Lusskin** asked if when there are heavy rains, will having a drain help a homeowner from having to worry about it getting under.

**Town Manager** stated no because it still would not have anywhere to go. He stated that this is the worst-case scenario and under a flooding occurrence in Golden Beach everything goes out the window. Stated it is important to follow the code, and the code says if water falls on your property it stays on your property and this is a loophole. In addition to that when you are talking about the Towns assets; reducing the amount of flow that goes into your stormwater system prolongs the need to replace your stormwater system.

## **M. QUASI JUDICIAL RESOLUTIONS**

None

## **N. CONSENT AGENDA**

- 4. Official Minutes of the January 22, 2019 Special Town Council Meeting**
- 5. A Resolution of the Town Council Approving the Payment of \$5,000 to the Diabetes Research Institute Foundation's Love and Hope Event.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING THE PAYMENT OF \$5,000.00 TO THE DIABETES RESEARCH INSTITUTE FOUNDATION'S LOVE AND HOPE EVENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 5  
Resolution No. 2599.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 2599.19

Consensus vote   5   Ayes,   0   Nays. Items N4 & N5 pass.

## O. TOWN RESOLUTIONS

### 6. A Resolution of the Town Council Accepting the Town Clerk's Certification of the Results of the February 19, 2019 Town Election.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, ACCEPTING THE TOWN CLERK'S CERTIFICATION OF THE RESULTS OF THE FEBRUARY 19, 2019 TOWN ELECTION FOR MAYOR AND TWO TOWN COUNCILMEMBERS, DESIGNATING THE VICE MAYOR; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT AND PROVIDING AN EFFECTIVE DATE.

**Exhibit:** Agenda Report No. 6  
Resolution No. 2600.19

**Sponsor:** Town Administration

**Recommendation:** Motion to Approve Resolution No. 2600.19

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

On roll call, the following vote ensued:

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

The motion passed.

**Town Manager** put into the record the results of the election. This year's election results for the votes cast are Mrs. Barbra Shaheen received 39 votes, 14.13% of the total, Mayor Glenn Singer received 237 votes, 85.87% of the votes. For council, Vice Mayor elect Kenneth Bernstein received 227 votes, 45.95% of the votes, and reelected to the council Bernard Einstein received 190 votes, 38.46% of the votes. Hilary Kates withdrew before the elections, however she did receive some votes but did not want us to announce those, and Hunter Sonn received 77 votes, 15.59% of the votes, and as a result he was not elected to the Council. Those are the official results. Also, reminded Council that the next council meeting is the regular scheduled meeting on April 16, 2019 at 7:00pm.

## **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

## **Q. ADJOURNMENT:**

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

Consensus vote 5 Ayes 0 Nays. Motion passes.

The meeting adjourned at 8:14 p.m.

Respectfully submitted,

*Lissette Perez*  
Lissette Perez  
Town Clerk



# TOWN OF GOLDEN BEACH

One Golden Beach Drive  
Golden Beach, FL 33160

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## MEMORANDUM

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**Date:** April 16, 2019

**To:** Honorable Mayor Glenn Singer &  
Town Council Members

**From:** Lissette Perez,  
Town Clerk

**Subject:** Resolution No. 2602.19 – Approving A Member to the Town of  
Golden Beach – Building Regulation Advisory Board

---

Item Number:

6

### **Recommendation:**

It is recommended that the Town Council adopt the attached Resolution No. 2602.19 as presented.

### **Background:**

On December 13, 2005 the Town Council of the Town of Golden Beach adopted Ordinance No. 499.05, amending Division 3, "Building Regulation Advisory Board", of Article III, "Boards, Committees, Commissions", of the Town Code of Ordinances, by modifying the composition, organization and duties of the Town's Building Regulation Advisory Board. The Board is comprised of five members and two alternate members appointed by the Town Council. The member serves a one-year term beginning on April 16, 2019 and allowing for reappointment.

### **Fiscal Impact:**

None

**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 2602.19**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA; APPOINTING A MEMBER TO THE TOWN OF GOLDEN BEACH BUILDING REGULATION ADVISORY BOARD PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on December 13, 2005, the Town Council of the Town of Golden Beach adopted Ordinance No. 499.05, amending Division 3, "Building Regulation Advisory Board", of Article III, "Boards, Committees, Commissions", of the Town Code of Ordinances, by modifying the composition, organization and duties of the Town's Building Regulation Advisory Board (the "Board"); and

**WHEREAS**, the Town Council appointed Jerome Hollo, Eric Cohen, Zvi Shiff, Alan Macken, and Isaac Murciano to serve as members of the Board and Stephanie Halphen and Judy Mimoun to serve as alternate members of the Board for one-year terms, all of which have now expired; and

**WHEREAS**, the Town Council wishes to make a new appointment to the Board.

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

**Section 1. Recitals Adopted.** That the foregoing recitals are true and correct and incorporated herein by this reference.

**Section 2. Appointment and Term.** That the Town Council hereby re-appoints the current members and alternate members of the Board for a term of one year beginning on the effective date of this resolution. That the Town Council hereby

appoints Beth Geduld to serve as an alternate member of the Board for a term of one year beginning on the effective date of this resolution.

**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 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 Kenneth Bernstein	_____
Councilmember Judy Lusskin	_____
Councilmember Jaime Mendal	_____
Councilmember Bernard Einstein	_____

**PASSED AND ADOPTED** by the Town Council of the Town of Golden Beach,  
Florida, this 16<sup>th</sup> day of April, 2019.

\_\_\_\_\_  
MAYOR GLENN SINGER

ATTEST:

\_\_\_\_\_  
LISSETTE PEREZ  
TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

\_\_\_\_\_  
STEPHEN J. HELFMAN  
TOWN ATTORNEY

## Linda Epperson

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**From:** Beth Geduld <bsg28@aol.com>  
**Sent:** Thursday, February 14, 2019 7:31 PM  
**To:** Linda Epperson  
**Subject:** BETH GEDULD

Dear Linda,  
I really look forward to joining the Building Advisory Board.  
Thank you,  
Beth

Beth Geduld purchased a home in Golden Beach in 2002. Built & Designed her home in 2006. She was on the committee that hired Alex Diaz, our current town manager, started and completed the Golden Beach Beautification Project in 2010. She is a licensed real estate agent since 2000 in the State of Florida where she has continued to purchase and operate her rental communities. She has owned her own interior design firm and built Renovation Room which is currently operating in Hallandale Beach. She has designed and built over 50 homes throughout Florida and New England working along side several architects, builders and tradesmen. She is a wife of 22 year to David Geduld, M.D.(Board Certified Anesthesiologist) and has 2 boys(Zachariah, 20 who attends Tulane and Benjamin, 18 who has just been accepted to Northwestern University in the fall.). Beth sits on the Alonzo and Tracy Mourning Senior High School ESSAC Board, is a Trustee of The Washington Institute, manages her Family Foundation, is on the Parent Council of Tulane, a Trustee of Jafco, a Board Member of the Boys and Girls Club that works with Hands Across the Table, and is a Board Member of the Lakes Region Community Center of New Hampshire.

Please let me know if this is enough information.



## TOWN OF GOLDEN BEACH

One Golden Beach Drive  
Golden Beach, FL 33160

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### MEMORANDUM

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**Date:** April 16, 2019

**To:** Honorable Mayor Glenn Singer &  
Town Council Members

**From:** Alexander Diaz, *Alex B*  
Town Manager

Item Number:

7

**Subject: Resolution No. 2603.19 – Authorizing and Approving Payment of \$1,500.00 to the Women’s Breast & Heart Initiative for the Seventh Annual Open the Door Event**

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#### **Recommendation:**

It is recommended that the Town Council adopt the attached Resolution No. 2603.19 as presented.

#### **Background:**

This resolution approves the donation made to the Women’s Breast & Heart Initiative.

The Women’s Breast and Heart Initiative is an outreach organization dedicated to educating women about the importance of breast and heart health while providing them with the resources to beat these diseases. The organization’s mission is to save lives by connecting under-served women with the early detection necessary to fight breast cancer and heart disease.

The Seventh Annual Open the Door Dinner Dance will be held on Friday, May 10<sup>th</sup> at the JW Marriott Miami Turberry Resort & Spa in Aventura.

#### **Fiscal Impact:**

If approved by Council the amount authorized will be \$1,500.00.



**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 2603.19**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING THE PAYMENT OF \$1,500.00 TO THE WOMEN'S BREAST AND HEART INITIATIVE FOR THE ANNUAL OPEN THE DOOR EVENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Women's Breast and Heart Initiative is a non-profit outreach organization dedicated to educating women about the importance of breast and heart health; and

**WHEREAS**, the mission of the Women's Breast Health Initiative is to save lives by connecting under-served women with the early detection necessary to fight breast cancer and heart disease; and

**WHEREAS**, the Town Council finds that a contribution in the amount of \$1,500.00 to the Women's Breast Health Initiative is 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. Authorization.** That the payment of \$1,500.00 to the Women's Breast and Heart Initiative is hereby authorized and approved.

**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 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 Kenneth Bernstein	_____
Councilmember Judy Lusskin	_____
Councilmember Jaime Mendal	_____
Councilmember Bernard Einstein	_____

**PASSED AND ADOPTED** by the Town Council of the Town of Golden Beach, Florida,  
this 16<sup>th</sup> day of April, 2019.

\_\_\_\_\_  
MAYOR GLENN SINGER

ATTEST:

\_\_\_\_\_  
LISSETTE PEREZ  
TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

\_\_\_\_\_  
STEPHEN J. HELFMAN  
TOWN ATTORNEY



**MAY 10, 2019**

JW MARRIOTT MIAMI TURNBERRY RESORT & SPA

## COMMEMORATIVE PROGRAM BOOK ADVERTISING SPECIFICATIONS

- ☐ Presenting Sponsor - Full page (Inside front cover): (4 1/4" w x 11" h)
- ☐ Pinnacle Sponsor - Full page/Full color: (4 1/4" w x 11" h)
- ☐ Victor Sponsor - Full page/Full color: (4 1/4" w x 11" h)
- ☐ Conqueror Sponsor - Half page/Full color: (4 1/4" w x 5 1/2" h)
- ☐ Champion Sponsor- Quarter page/Full color: (4 1/4" w x 2 3/4" h)

**Full color images - no borders - 300 dpi - .pdf or .jpg files only**

- ☐ I will send the advertisement via e-mail to [jennifer@flbreasthealth.com](mailto:jennifer@flbreasthealth.com)
- ☐ I will provide wording for WBHI to design an advertisement

Name: (Corporate, Foundation, Individual, as you would like it to appear in print):

\_\_\_\_\_

Contact Person: \_\_\_\_\_ Title \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip Code: \_\_\_\_\_

Phone/E-mail: \_\_\_\_\_

**DEADLINE: MARCH 20th**





14125 NW 80 Avenue, Suite 306  
Miami Lakes, FL 33016  
Phone (305) 825-4081 Fax (305) 825-4082

## INVOICE

INVOICE #22017  
DATE: MARCH 26, 2019

**TO:**

Mayor Glenn Singer  
552 N. Island Drive  
Golden Beach, FL 33060

QUANTITY	DESCRIPTION	TOTAL
1	Open the Door to Your Imagination May 10, 2019 – JW Marriott Miami Turnberry Resort & Spa – 7:0PM  \$1,500 CHAMPION SPONSOR <ul style="list-style-type: none"><li>• Four seats at event</li><li>• Acknowledgement in commemorative program</li><li>• Quarter page advertisement in the commemorative program book</li><li>• Recognition with name and/or logo at event</li></ul>	\$1,500.00
TOTAL DUE		\$1,500.00

Make all checks payable to The Women's Breast & Heart Initiative, Florida Affiliate.

If you have any questions concerning this invoice, contact Jennifer Adelson, Phone #: (305) 825-4081, Email: [jennifer@flbreasthealth.com](mailto:jennifer@flbreasthealth.com)

The Women's Breast & Heart Initiative, Florida Affiliate is a 501 (c) 3 organization. Gifts are tax-deductible to the extent allowed by the law. Your federal income tax deduction for this gift is the amount of your contribution less the value of the benefits received. Please consult a tax advisor if you have questions about charitable tax deductibility.

**THANK YOU FOR YOUR SUPPORT!**



## TOWN OF GOLDEN BEACH

One Golden Beach Drive  
Golden Beach, FL 33160

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### MEMORANDUM

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**Date:** April 16, 2019

**To:** Honorable Mayor Glenn Singer &  
Town Council Members

**From:** Alexander Diaz,  
Town Manager

Item Number:

8

**Subject:** Resolution No. 2604.19- Amending an Error on Resolution  
2575.18 Authorizing the Donation of Six Police Vehicles from  
the Town Fleet

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#### **Recommendation:**

It is recommended that the Town Council adopt the attached Resolution No. 2604.19 as presented.

#### **Background:**

Police Vehicles #111 2008 Ford Explorer 1FMEU63E48UB32346, and #149 2010 Ford Explorer 1FTRF128X9KB37284 were previously listed with the incorrect vehicle identification numbers in Resolution 2575.18. The correct vehicle identification numbers are #111 2008 Ford Explorer 1FMEU63E48UB32344, and #149 2010 Ford Explorer 1FMEU6DE5AUA20902.

#### **Fiscal Impact:**

No cost to the Town as these vehicles were donated to the Sweetwater Police Department and the Biscayne Park Police Department.

**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 2604.19**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING AN ERROR ON RESOLUTION 2575.18, AUTHORIZING THE DONATION OF SIX SURPLUS POLICE VEHICLE FROM THE TOWN'S VEHICLE FLEET; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, a the wrong vehicle identification numbers were inadvertently placed for two of the vehicles in Resolution No. 2575.18, authorizing the donation of six surplus police vehicles and;

**WHEREAS**, the correct vehicle identification numbers are #111 2008 Ford Explorer 1FMEU63E48UB32344, and #149 2010 Ford Explorer 1FMEU6DE5AUA20902, and;

**WHEREAS**, the Town Council finds that the vehicle identification numbers are now correct.

**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. Authorization.** The correction of the Vehicle Identification Numbers for the Town's official records is hereby authorized and approved.

**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 be effective immediately upon adoption.

Sponsored by the **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 Kenneth Bernstein	_____
Councilmember Judy Lusskin	_____
Councilmember Jaime Mendal	_____
Councilmember Bernard Einstein	_____

**PASSED AND ADOPTED** by the Town Council of the Town of Golden Beach, Florida, this 16<sup>th</sup> day of April, 2019.

\_\_\_\_\_  
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

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### MEMORANDUM

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**Date:** September 27, 2018

**To:** Honorable Mayor Glenn Singer &  
Town Council Members

**From:** Alexander Diaz,  
Town Manager

Item Number:

7

**Subject:** Resolution No. 2575.18- Recommended Surplus of Six Police  
Vehicles from the Town Fleet

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#### **Recommendation:**

It is recommended that the Town Council adopt the attached Resolution No. 2575.18 as presented.

#### **Background:**

Police Vehicles #101 2007 Ford Explorer 1FMEU63E47UB78318, #111 2008 Ford Explorer 1FMEU63E48UB32346, #112 2008 Ford Explorer 1FMEU63E68UB32345, #114 2008 Ford Explorer 1FMEU63EX8UB32347, #116 2010 Ford Explorer 1FMEU6DE3AUA20901, and #149 2010 Ford Explorer 1FTRF128X9KB37284 – all the above mentioned vehicles are white in color 2 wheel drive models. The vehicles were used by the Police Department for patrol. The vehicles undercarriage has visible rust and some mechanical needs from Transmission repairs to Motor and accessorily repairs. Vehicle mileage varies from 90,000 to over 130,000 approximately. It is recommended for surplus from the Town's fleet due to overall deteriorating mechanical condition.

#### **Fiscal Impact:**

No cost to the Town as these vehicles are to be donated to the Sweetwater Police Department and the Biscayne Park Police Department.



**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 2575.18**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE DONATION OF SIX SURPLUS POLICE VEHICLE FROM THE TOWN'S VEHICLE FLEET; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, under Florida State Statutes, the Town's Ordinances under Sec. 2-306 and 2-308, provide for the Town to sell or donate surplus property, and;

**WHEREAS**, Town Police Chief, Rudy Herbello evaluated Police Vehicles #101 2007 Ford Explorer 1FMEU63E47UB78318, #111 2008 Ford Explorer 1FMEU63E48UB32346, #112 2008 Ford Explorer 1FMEU63E68UB32345, #114 2008 Ford Explorer 1FMEU63EX8UB32347, #116 2010 Ford Explorer 1FMEU6DE3AUA20901, and #149 2010 Ford Explorer 1FTRF128X9KB37284, all vehicles are white in color with above identification numbers, for their continued use by the Town's employees and;

**WHEREAS**, the above referenced department head determined the Vehicle is no longer cost effective for the Town to maintain and operate and are surplus to the needs of the Town;

**WHEREAS**, the above referenced department head reported this determination to Town Manager Alexander Diaz; and

**WHEREAS**, Town Manager Alexander Diaz has reviewed their determination regarding the Vehicle and concurs in their assessments and;

**WHEREAS**, the Town Council concurs in their assessments, finds that the Vehicles to be donated to the Sweetwater Police Department and Biscayne Park Police Department for a nominal fee; and

**WHEREAS**, the Town Council finds that the surplus of this Vehicle is 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. Authorization to Donate.** The Vehicle is hereby declared surplus to the Town's needs and donation of this vehicle to the Sweetwater Police Department and Biscayne Park Police Department for a nominal fee, in accordance with Section 2-308 of the town's Code of Ordinances, is hereby authorized and approved.

**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 be effective immediately upon adoption.

Sponsored by the **Administration.**


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

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

**PASSED AND ADOPTED** by the Town Council of the Town of Golden  
Beach, Florida, this 27<sup>th</sup> day of September, 2018.

  
\_\_\_\_\_  
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

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## MEMORANDUM

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**Date:** April 16, 2019

**To:** Honorable Mayor Glenn Singer &  
Town Council Members

**From:** Alexander Diaz,   
Town Manager

**Subject:** Resolution No. 2605.19- Accepting the Single Audit and the  
General Purpose Financial Statements for Fiscal Year  
2017/2018.

Item Number:

9

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**Recommendation:**

It is recommended that the Town Council adopt the attached Resolution No. 2605.19 as presented.

**Background:**

**[MEMO AND ATTACHMENT TO FOLLOW]**

**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 2605.19**

**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 2017/2018 ENDING SEPTEMBER 30, 2018 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 2017-2018; 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 2017/2018 ending September 30, 2018 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 Kenneth Bernstein	_____
Councilmember Judy Lusskin	_____
Councilmember Jaime Mendal	_____
Councilmember Bernard Einstein	_____

**PASSED AND ADOPTED** by the Town Council of the Town of Golden Beach,  
Florida, this 16<sup>th</sup> day of April, 2019.

\_\_\_\_\_  
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

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## MEMORANDUM

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**Date:** April 16, 2019

**To:** Honorable Mayor Glenn Singer &  
Town Council Members

**From:** Alexander Diaz,   
Town Manager

**Subject:** **Resolution No. 2606.19- Accepting the Transfer of monies to cover past projects in our Fiscal Years Budget and the Transfer from the Debt Service Fund to cover Capital Projects.**

---

Item Number:

10

### **Recommendation:**

It is recommended that the Town Council adopt the attached Resolution No. 2606.19 as presented.

### **Background:**

The Administration is requesting two transfers of previously expended project costs as follows: (\$2,588,021.00) from the Capital Improvement Fund and (\$562,697.00) the Bridge Fund to the General Fund.

The Administration is requesting the amount be transferred in this fiscal year (2018/2019) and will provide for a cleaner and more closed out accounting of these funds. As you know these project are complete and track project related expenses in our Capital Budgets.

The Town is also requesting a transfer to \$526,401.00 from our Debt Service Fund to the General Funds are a result of savings generated in the refining of the towns Debt. The proceeds were materialized in the Debt Service Fund, but, need to transferred to the General Fund.

### **Fiscal Impact:**

The financial impact will be a \$2,624,317.00 reduction to our Governmental Funds.

**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 2606.19**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING THE TRANSFER OF (\$2,588,021.00) IN THE TOWN'S CAPITAL IMPORVEMENT FUND AND (\$562,697.00) IN THE BRIDGE FUND TO THE GENERAL FUND; AND APPROVING THE TRANSFER OF \$526,401.00 FROM THE DEBT SERVICE FUND TO THE GENERAL FUND; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town is currently carrying (\$2,588,021.00) in Capital Improvement Fund and (\$562,697.00) in the Bridge Fund since the completion of each project; and

**WHEREAS**, the Town has no intensions of ever collecting these receivables; and

**WHEREAS**, the Administration is recommending transferring these project costs to allow for a "cleaner statement" of the Town's Financial positioning; and

**WHEREAS**, the Administration is also recommending a transfer of \$526,401.00 from the Debt Service Fund to the General Fund; and

**WHEREAS**, the Administration is recommending these funds be used for capital project costs.

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

**Section 1. TRANSFER APPROVED.** That the Town hereby approves the transfer of \$3,150,718.00 in project costs to the General Fund.

**Section 2. TRANSFER APPROVED.** That the Town hereby approves the transfer of \$526,401.00 from the Debt Service Fund to the General Fund.



**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 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 Kenneth Bernstein	_____
Councilmember Judy Lusskin	_____
Councilmember Jaime Mendal	_____
Councilmember Bernard Einstein	_____

**PASSED AND ADOPTED** by the Town Council of the Town of Golden Beach,  
Florida, this 16<sup>th</sup> day of April, 2019.

\_\_\_\_\_  
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

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## MEMORANDUM

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**Date:** April 16, 2019

**To:** Honorable Mayor Glenn Singer &  
Town Council Members

**From:** Alexander Diaz,  
Town Manager

Item Number:

11

**Subject:** Resolution No. 2607.19 – Amending the Professional Services Agreement with Mainguy Environmental Care, Inc.

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### **Recommendation:**

It is recommended that the Town Council adopt the attached Resolution No. 2607.19 as presented.

### **Background:**

In 2014 the Town awarded Mainguy Landscape Services a contract for landscaping, testing/maintenance of our irrigation systems, fertilization requirements and proper pesticides. The 2014 contract has expired and the Administration would like to amend the current contract to allow for an additional three (3) year agreement. In doing so, we believe there are considerable savings afforded to the Town. In all recent contract awards to our neighboring cities there have been increases in contract values ranging from 37-49% and unit prices for plant materials 20-40% greater than that of our current contract prices.

We invited Mainguy Environmental Care to review their current contract values and provide the Town with an updated schedule of values; we were extremely pleased when their proposal only called for a 5.37% increase to the base contract. As such, we feel that a contract amendment may be in the Town's best financial interest. We also took this opportunity to include services we typically pay for outside of the contract and for hurricane debris management.

The Town's Landscape Architect Firm, O'Leary Richards Design Assoc., Inc. prepared the changes to scope and the updated schedule of values. A comprehensive evaluation of the Firm's level of service since 2014 was also reviewed, and there were no significant areas of concern. In fact, we noticed several occasions where the Firm's performance was highlighted by the Town Council, residents and Administration.

### **Fiscal Impact:**

See spreadsheet attached for schedule of values. Each Budget determines the funding levels per year and is approved during the Budget Process.

**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 2607.19**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE PROFESSIONAL SERVICES AGREEMENT WITH MAINGUY ENVIRONMENTAL CARE, INC.; PROVIDING FOR IMPLEMENTATION AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, effective July 1, 2014, the Town of Golden Beach (the "Town") entered into a Professional Services Agreement with Mainguy Environmental Care, Inc. ("Mainguy") (the "Agreement"); and

**WHEREAS**, the Town Council has determined that it is in the best interest of the Town to continue the services provided by Mainguy and extend the term, modify the scope of services and pricing of the services through an amendment; and

**WHEREAS**, the Town and Mainguy have agreed to the various modifications as set out in the First Amendment to the Agreement, attached hereto as Exhibit "A" (the "Amendment").

**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, confirmed and incorporated herein.

**Section 2. Approval of Amendment.** The Town Council hereby authorizes and approves the Amendment in substantially the form attached hereto as Exhibit "A".

**Section 3. Implementation.** The Town Mayor is authorized to execute the Amendment and the Town Mayor and Town Manager are directed to take all steps reasonably necessary to implement the Amendment and this Resolution.

**Section 4. Attorney Review.** The Amendment is subject to review and approval of the Town Attorney, including revisions for legal sufficiency.

**Section 4. Effective Date.** This Resolution shall be effective immediately upon adoption.

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 Kenneth Bernstein	_____
Councilmember Judy Lusskin	_____
Councilmember Jaime Mendal	_____
Councilmember Bernard Einstein	_____

**PASSED AND ADOPTED** by the Town Council of the Town of Golden Beach, Florida this 16<sup>th</sup> day of April, 2019.

\_\_\_\_\_  
MAYOR GLENN SINGER

ATTEST:

\_\_\_\_\_  
LISSETTE PEREZ  
TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

\_\_\_\_\_  
STEPHEN J. HELFMAN  
TOWN ATTORNEY

**EXHIBIT “A”**

*(Attach Amendment to Agreement between the Town and Mainguy)*

**First Amendment to  
Professional Services Agreement  
between  
Town of Golden Beach, Florida  
and  
Mainguy Environmental Care, Inc.**

This is a First Amendment to the Professional Services Agreement between Mainguy Environmental Care, Inc. (“Mainguy”) and the Town of Golden Beach, Florida (the “Town”) dated this 16<sup>th</sup> day of April 2019.

**RECITALS**

1. The parties have entered into a Professional Services Agreement effective July 1, 2014 (the “Agreement”).
2. The parties wish to amend the Agreement by extending the term by an additional one (1) year commencing May 1, 2019 with two (2) additional one (1) year extension options.
3. Mainguy and the Town have agreed that the Agreement shall be revised consistent with the terms and schedules attached hereto as Exhibit “A”.

**NOW, THEREFORE**, in consideration of the mutual covenants and conditions contained herein, Mainguy and the Town agree as follows:

1. **Recitals.** That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.
2. **Amendment.** The Agreement is amended to incorporate all the changes and terms set out in Exhibit “A”.
3. **Conflicts.** To the extent there is a conflict between the Agreement and this Amendment, this Amendment shall govern. Except as modified by the Amendment, all terms and conditions of the Agreement shall remain in full force and effect, including, but not limited to, the rights of termination contained therein.

4. **Electronic Signature/Counterparts.** This Agreement may be executed in two or more counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same agreement. The counterparts of this Agreement may be delivered by facsimile or other electronic means, which shall be deemed an original.

Executed this \_\_\_\_ day of April 2019.

**TOWN OF GOLDEN BEACH, FLORIDA      MAINGUY ENVIRONMENTAL CARE, Inc.**

By: \_\_\_\_\_  
Glenn Singer, Mayor

By: \_\_\_\_\_  
Robert H. Mainguy, President

**Mainguy Landscape Services**  
**Proposed Price Increase**  
**for**  
**GOLDEN BEACH LANDSCAPERRIGATION MAINTENANCE**  
**BID NO. 2014-01**

***Combined Bid (Excluding Plant Material)***

ITEM #	ITEM DESCRIPTION	TOTAL COST PER 12 MONTHS	
		Bid No. 2014-01	Proposed Increase 2019
1	Golden Beach Drive	\$75,580.00	<b>\$80,980.00</b>
2	Town Hall	\$14,005.00	<b>\$15,405.00</b>
3	The Strand Gatehouse and Entrance Drive from A1A to G. Beach Dr.	\$18,891.00	<b>\$20,780.00</b>
4	Strand Boat Dock	\$7,370.00	<b>\$8,100.00</b>
5	Twiddle Park/Dog Park	\$26,380.00	<b>\$29,000.00</b>
6	North Park	\$28,535.00	<b>\$31,385.00</b>
7	South Park	\$30,040.00	<b>\$33,040.00</b>
8	Singer Park	\$6,260.00	<b>\$6,885.00</b>
9	Massini Park and Massini Wall	\$15,835.00	<b>\$17,420.00</b>
10	Terracina Wall and Terracina Park	\$10,105.00	<b>\$11,115.00</b>
11	S. Island Rd, Centre Island Rd & N. Island Rd including (8) cul-de-sacs *	\$3,330.00	<b>\$12,660.00</b>
12	Navona Ave., Palermo Ave., Ravenna Ave. & Verona Ave. including street ends (4 total) *	\$4,650.00	<b>\$5,115.00</b>
13	Navona Ave. Bridge Streetscape	\$6,870.00	<b>\$3,660.00</b>
14	The Strand Bridge Streetscape	\$3,700.00	<b>\$4,060.00</b>
15	Verona Ave. Bridge Streetscape	\$4,895.00	<b>\$5,380.00</b>
16	West Lot Parking Lot	\$4,870.00	<b>\$5,360.00</b>
17	S.R. A1A/Ocean Boulevard (including east and west swales within R.O.W.)*	\$81,908.00	<b>\$93,760.00</b>
18	Beach Pavilion & Dune (including north and south perimeter dunes)*	\$14,925.00	<b>\$16,400.00</b>
19	North Parkway*		<b>\$1,800.00</b>
20	South Parkway*		<b>\$1,800.00</b>
<b>BASE MAINTENANCE</b>	<b>GRAND TOTAL</b>	<b>\$358,149.00</b>	<b>\$404,105.00</b>

\* Yellow highlighted items indicate additional Scope



## Schedule of Values

Plant Material (Combined)

Unit Price Comparison

ITEM #	ITEM DESCRIPTION	QTY.	UNIT	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
				<b>MAINGUY BID No. 2014-01</b>	<b>MAINGUY BID No. 2014-01 TOTAL</b>	<b>MAINGUY Proposed Increase (2019)</b>	<b>MAINGUY Proposed Increase (2019) TOTAL</b>
21	New Guinea Impatiens, 4.5" pot	2,950	EA	\$2.25	\$6,637.50	\$2.50	\$7,375.00
22	Bronze Leaf Begonias, 4.5" Pot	2,950	EA	\$2.25	\$6,637.50	\$2.50	\$7,375.00
23	Pentas, 4.5" Pot	3,550	EA	\$2.25	\$7,987.50	\$2.50	\$8,875.00
24	Agave attenuata (False Agave), 7 Gal.	5	EA	\$75.00	\$375.00	\$75.00	\$375.00
25	Aechmea 'Dean' Bromeliad, 10" pot	5	EA	\$25.00	\$125.00	\$35.00	\$175.00
26	Aerva lanata 'Red Velvet,' 1 Gal.	50	EA			\$5.00	\$250.00
27	Alcantarea imperialis 'Malbec', 17" pot	3	EA	\$125.00	\$375.00	\$125.00	\$375.00
28	Alcantarea odorata, 17" pot	14	EA	\$75.00	\$1,050.00	\$75.00	\$1,050.00
29	Alpinia zerumbet 'Variegata' (Variegated Shell Ginger), 3 Gal.	20	EA	\$10.00	\$200.00	\$10.00	\$200.00
30	Arachis glabrata (Perennial Peanut), 1 Gal.	50	EA	\$5.25	\$262.50	\$5.00	\$250.00
31	Bougainvillea Dwarf (Dwarf Bougainvillea), 3 Gal.	100	EA	\$10.00	\$1,000.00	\$10.00	\$1,000.00
32	Carissa macrocarpa 'Emerald Blanket' (Carissa) 3 Gal.	50	EA	\$10.00	\$500.00	\$10.00	\$500.00
33	Chrysobalanus icaco 'Red Tip' (Red-Tip Cocoplum), 3 Gal.	10	EA	\$10.00	\$100.00	\$10.00	\$100.00
34	Chrysobalanus horizontalis (Horizontal Cocoplum), 3 Gal.	1	EA			\$17.50	\$17.50
35	Clusia guttifera (Small-leaf Clusia), 7 Gal.	10	EA	\$40.00	\$400.00	\$30.00	\$300.00
36	Clusia guttifera (Small-leaf Clusia), 4.5' Ht.	10	EA	\$40.00	\$400.00	\$125.00	\$1,250.00
37	Coccoloba uvifera (Seagrape), 7 Gal.	10	EA	\$50.00	\$500.00	\$35.00	\$350.00
38	Conocarpus erectus 'Sericeus' (Silver Buttonwood), 3 Gal.	10	EA	\$10.00	\$100.00	\$10.00	\$100.00
39	Cordyline terminalis 'Auntie Lou' (Auntie Lou Ti Plant), 7 Gal.	70	EA	\$35.00	\$2,450.00	\$30.00	\$2,100.00
40	Cordyline terminalis 'Auntie Lou' (Auntie Lou Ti Plant), 3 Gal.	1	EA			\$10.00	\$10.00
41	Cordyline terminalis 'Red Sister' (Red Sister Ti Plant), 3 Gal.	1	EA			\$10.00	\$10.00
42	Crinum 'Queen Emma' (Queen Emma Crinum Lily), 7 Gal.	5	EA	\$35.00	\$175.00	\$35.00	\$175.00
43	Dianella tasmanica (Blueberry Flax Lily), 3 Gal.	220	EA	\$10.00	\$2,200.00	\$10.00	\$2,200.00
44	Duranta erecta 'Gold Mound' (Gold Mound), 3 Gal.	320	EA	\$10.00	\$3,200.00	\$10.00	\$3,200.00

45	Ernodea littoralis (Golden Creeper), 1 Gal.	1	EA			\$5.00	\$5.00
46	Euphorbia milii 'Somona' (Dwf. Crown of Thorns), 3 Gal.	40	EA	\$10.00	\$400.00	\$10.00	\$400.00
47	Farfugium japonicum (Leopard Plant), 3 Gal.	1	EA			\$15.00	\$15.00
48	Ficus benjamina (Weeping Fig), 3 Gal.	20	EA	\$10.00	\$200.00	\$10.00	\$200.00
49	Ficus macrocarpa 'Green Island' (Green Island Ficus), 3 Gal.	500	EA	\$10.00	\$5,000.00	\$10.00	\$5,000.00
50	Ficus repens (Creeping Fig), 1 Gal.	20	EA	\$6.25	\$125.00	\$5.00	\$100.00
51	Hamelia patens 'Compacta' (Compact Firebush), 3 Gal.	320	EA	\$10.00	\$3,200.00	\$10.00	\$3,200.00
51	Ixora 'Nora Grant' (Pink Ixora), 3 Gal.	10	EA	\$10.00	\$100.00	\$10.00	\$100.00
52	Iva imbricata (Beach Elder), 1 Gal.	1	EA			\$5.00	\$5.00
53	Jasminum volubile (Wax Jasmine), 3 Gal.	50	EA	\$10.00	\$500.00	\$10.00	\$500.00
54	Microsorium scolopendrium (Wart Fern), 3 Gal.	100	EA	\$10.00	\$1,000.00	\$10.00	\$1,000.00
55	Monstera deliciosa (Ceriman), 3 Gal.	20	EA	\$10.00	\$200.00	\$15.00	\$300.00
56	Muhlenbergia capillaris (Muhly Grass), 3 Gal.	20	EA	\$10.00	\$200.00	\$10.00	\$200.00
57	Neomarica caerulea 'Regina' (Giant Apostle's Iris), 3 Gal.	1	EA			\$25.00	\$25.00
58	Neorgelia 'Chile Verde', 6" pot	15	EA	\$18.75	\$281.25	\$17.00	\$255.00
59	Neorgelia 'Bossa Nova', 6" pot	15	EA	\$18.75	\$281.25	\$17.00	\$255.00
60	Neorgelia 'Super Fireball', 6" pot	15	EA	\$18.75	\$281.25	\$17.00	\$255.00
61	Podocarpus macrophyllus (Japanese Yew), 7 Gal.	5	EA	\$35.00	\$175.00	\$30.00	\$150.00
62	Philodendron 'Rojo Congo' (Rojo Congo), 3 Gal.	15	EA	\$10.00	\$150.00	\$10.00	\$150.00
63	Portulaca (Purslane), 1 Gal.	1	EA			\$5.00	\$5.00
64	Psychotria ligustrifolia (Bahama Wild Coffee), 3 Gal.	1	EA			\$10.00	\$10.00
65	Schefflera arboricola 'Dazzle' (Dazzle), 3 Gal.	1	EA			\$25.00	\$25.00
66	Schefflera arboricola 'Trinette' (Variegated Arboricola), 3 Gal.	800	EA	\$10.00	\$8,000.00	\$10.00	\$8,000.00
67	Scaevola taccada, 3 Gal.	5	EA	\$10.00	\$50.00	\$15.00	\$75.00
68	Serenoa repens 'Cinera' (Silver Saw Palmetto), 15 Gal.	5	EA	\$165.00	\$825.00	\$175.00	\$875.00
69	Serenoa repens 'Cinera' (Silver Saw Palmetto), 7 Gal.	1	EA			\$40.00	\$40.00



# TOWN OF GOLDEN BEACH

One Golden Beach Drive  
Golden Beach, FL 33160

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## MEMORANDUM

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**Date:** April 16, 2019

**To:** Honorable Mayor Glenn Singer &  
Town Council Members

**From:** Alexander Diaz,  
Town Manger

Item Number:

12

**Subject:** Resolution No. 2608.19 – Assigning Councilmember's The  
Duty To Inquire Into The Operation Of A Particular Area Of  
Town Operation

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### **Recommendation:**

It is recommended that the Town Council adopt the attached Resolution No. 2608.19 as presented.

### **Background:**

Section 3.05 of the Town Charter calls for the Town Council to be assign the duty to inquire into the operation of a particular area of governmental responsibility for a period of six months in order for the Councilmember to become informed as to the objectives of the government of the Town.

The current assignments are as follows:

Mayor Singer	<u>Police Department</u>
Vice-Mayor Bernstein	<u>Finance Department</u>
Councilmember Lusskin	<u>Public Works Department</u>
Councilmember Mendal	<u>Building &amp; Zoning Department</u>
Councilmember Einstein	<u>Vacant – Newly Elected</u>

At the meeting, you will be asked to assume an area of interest before final adoption of the resolution.

### **Fiscal Impact:**

None

**TOWN OF GOLDEN BEACH, FLORIDA**

**RESOLUTION NO. 2608.19**

**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 AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Section 3.05 of the Town Charter of the Town of Golden Beach, Florida, the Town Council shall assign each Councilmember the duty to inquire into the operation of a particular area of governmental responsibility for a period of six months in order for the Councilmember to become informed as to the objectives of the government of the Town; and

**WHEREAS**, the Council finds that the assignments as specified herein 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 recitals stated above is hereby adopted and confirmed.

**Section 2. Assignments.** That in accordance with Section 3.05 of the Town Charter, the following assignments are hereby approved and shall remain in effect for a period of six months:

Mayor Singer	_____
Vice Mayor Bernstein	_____
Councilmember Lusskin	_____
Councilmember Mendal	_____
Councilmember Einstein	_____

**Section 3. Conflict.** That all resolutions or parts of resolutions in conflict with this Resolution are hereby repealed to the extent of such conflict.

**Section 4. Implementation.** That the Mayor and Town Manager are authorized to take any and all action which is necessary to implement this Resolution.

**Section 5. Effective Date.** That this Resolution shall take effect immediately upon its 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 Kenneth Bernstein	_____
Councilmember Judy Lusskin	_____
Councilmember Jaime Mendal	_____
Councilmember Bernard Einstein	_____

**PASSED AND ADOPTED** by the Town Council of the Town of Golden Beach, Florida, this 16<sup>th</sup> day of April, 2019.

\_\_\_\_\_  
MAYOR GLENN SINGER

ATTEST:

\_\_\_\_\_  
LISSETTE PEREZ  
TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

\_\_\_\_\_  
STEPHEN HELFMAN  
TOWN ATTORNEY