



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

Official Minutes for the January 22, 2019
Special Town Council Meeting called for 7:00 p.m.

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 7:24 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, Lt. Yovany Diaz

C. PLEDGE OF ALLEGIANCE

Chief Herbello led the Pledge of Allegiance

D. PRESENTATIONS / TOWN PROCLAMATIONS

None

E. MOTION TO SET THE AGENDA

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

Vice Mayor Mendal

Asked to remove traffic calming bands on A1A, asking to add Tweddle Park and pavilion reservations instead.

Town Manager requested to pull item #5, Resolution 2593.19 from the agenda.

Consensus vote 5 Ayes, 0 Nays.

F. GOOD AND WELFARE

Bernard Einstein, 555 Golden Beach Drive

Spoke on his desire to run for council.

Michael Addicott, 155 Golden Beach Drive

Suggested the Town hold a debate for the candidates in the upcoming election.

Spoke on the fact that there needs to be more attention paid to the speed limits on A1A.

Stated that the Town Attorney should look into whether the dog days on the beach are legal, because he does not feel that they are legal.

Has Golden Beach given thought to the budgetary consideration of reducing the millage rate, not just keeping it at the same rate that it is at?

Mentioned that the penalty on the water bill should have been paid off, and maybe they can pay it off already. If there is no penalty for paying it off early, he does not know why we have not because we have the revenue to do it. Lastly wanted to know what the legislative budget has been for the past two years for legal fees in the two because there needs to be more scrutiny paid to that in terms of what the Town is spending and what it is getting in terms of services back.

Barbara Shaheen, 416 Golden Beach Drive

Stated that she is not here to make a political speech, but is running for Mayor.

Stated that she feels that the residents should know where tax dollars are going. Stated that the Town hired a separate law firm and has spent over \$300,000 litigating her case.

Spent this tremendous amount of your tax dollars because there is water in her driveway. There is water on her driveway on her property because the Town forced her to remove her seawall. She believes that any of the residents who live on the water might have the same water issue if they had the same circumstance. That is something she wanted to bring to your attention, and has probably costed her \$450,000 to save her home. The Town tried to foreclose on her home, claiming she did not have homestead when they knew that was not true. Stated to the residents if you want your tax money to be spent that way than keep the same people in office, but if you care about your neighbor and yourself, and this could happen to you, if this could happen to her it could happen to you. Her parents bought this home in the 1940's, she has lived here all her life, went to school here, learned to drive on these streets, it is a wonderful little Town but it should be a kind Town.

G. MAYOR'S REPORT

Wished everyone a happy and healthy new year. 2018 flew by, but although it flew by the Town council and Town staff accomplished a lot last year. The renovation of the Gaurdhouse, the restoration of the beach pavilion and renovation of the beach pavilion bathrooms, additional beach amenities, and the street lighting project were all completed in 2018. These projects were completed within our budget and time frame. 2019 is going to be a very exciting year. We have our 90th Anniversary of the Town of Golden Beach – that is going to be a big event. We have started and will continue the planning of the new civic center and adding additional amenities to the community such as a gym, hopefully by the end of this year we will have a bid proposal that will enable us to go out to bid for these projects. Again, these projects will not cost the tax payers a dime, we are not going to increase the millage rate to pay for these projects, these are exciting and well needed projects. Our goal is to continue to look for new ways to improve our resident's lifestyle and offer additional amenities without incurring additional costs to our residents, and we have been doing that the past few months. Town staff has done a great job by adding additional amenities such as a boot camp and as time progresses we will get more participation on that, we have a tennis clinic every quarter, more teen events and Town socials, all at no cost to the residents. Regards to comments made on good and welfare, stated that he agrees with former Mayor Addicott. On Golden Beach Drive, traffic needs to be enforced further because cars exceed the speed limit, especially during school. He knows there has been increased police visibility on A1A but we can never have enough so the chief can look into that.

Dogs on the beach has been a great event. It has been done behind a resident's house, and that resident gives the Town permission to have the dogs on the beach behind their house. Town staff is out there and they clean up immediately after the event. He is all for the clean beaches and would hate to have dog feces on the beach so we are cognizant of that. He is excited for 2019! We have a lot planned the Town manager, staff and Town council are very excited about our projects. We will keep the residents involved, nothing is ever done without notifying the residents and council approval.

H. COUNCIL COMMENTS

Councilmember Rojas

Asked for an update on the dredging program and when it will begin

Councilmember Bernstein

Welcomed everyone and stated it is one of the biggest crowds we have had in a while. Stated first off that the New Year's party was done amazingly. Wanted to thank all the Town employees that were there, the police presence, the amenities and everything was staffed properly everything was great as always and exceeded his expectations. Wanted to thank the candidates that showed up, and that he is also running for council and good luck.

Councilmember Lusskin

Commented on the new yearly calendar the town is putting out – thinks that it is great. Stated that there are many new amenities brought in to town constantly making it better, and she thinks that we have a lot of pleased and happy taxpayers for it. Also noticed that in the calendar it says annual luau and she would change it to second annual Italian night. Stated that it seems to her that there is more demolition going on in Town during the last week of the year, she thinks people are trying to get a lot done before the New Year, but truthfully, everyone has family over and those last two weeks of the year the whole Town is shaking. Stated that this is the second time she mentioned this but it is not critical if we run into some money, the fountains at the gate are beautiful but the white curvy walls on the sides look unfinished. Thanked the police for everything they do for the residents. Stated that we have more kosher residents in Town than they have ever had before and wanted to compliment the administration for having more stands during events providing kosher options. She knows that to our kosher residents kosher food is more important than kosher style. Stated that the quality of what is being provided for the kosher foods needs to be kicked up a notch, it is not Golden Beach standards.

Vice Mayor Mendal

Mentioned that the New Year's party was great-thanked resident services. Wanted to say he is a little bit disillusioned that there is nothing on the agenda about the civic center he does not want to slow down on that.

Mayor Singer gave Councilmember Lusskin his condolences on the passing of her husband, he was loved by everyone; he is a big loss to her and her family and the residents of the Town of Golden beach. In regards to what Vice Mayor Mendal mention we are in the process of putting together a bid package, the Town Manager and him said they will have it to them by the end of the first quarter and that is still the plan, thanked him for bringing it up.

I. TOWN MANAGER REPORT

Thanked everyone for allowing him to join them at the New Year's event, proud of the work the Town staff did. Stated that the boot camp event this past week was well received, but under-attended. All of our events for the year are on the Town's website. Reminded residents that the elections are scheduled for the 19th and the qualifying period is over, we have two individuals running for the Mayor's position and four for council. Their profiles and bios are available on the Town website, if the candidates did not provide us with a profile or bio they are not on the website. Reminded residents that the elections are held here in Town Hall not at Sunny Isles as they are typically held for the Town. Information about absentee voting and registering to vote is on our website.

Responded to Mayor Addicott's request for a debate, stating that the League of Women Voters will hold a debate completely separate from the Town, as the administration does not get involved with any activities as it relates to elections; however, it will be held here in Town Hall. Stated that he was shaking his head not to be disrespectful to Mayor Addicott's comments but because he wants to always set the record straight when we speak to our public. As it relates to the Stormwater fee, we do not have a Stormwater assessment, that assessment was retired in 2007. We have a Stormwater fee to pay for your Stormwater system and that will never be retired because it has to be able to pay for itself. Therefore, as your pipes need to be replaced and when your pumps begin to fail we need to have funding in place to replace them. What previous administrations did prior to him and Mayor Singer being there is they refused to set aside money irresponsibly, so that when it was time to replace the system it would be on the backs of the new administration. Therefore, this administration has decided to be responsible stewards of government in creating funding sources to replace your infrastructure. All of your infrastructures have a life span, to be responsible that fee is a fee in perpetuity to continue to fund and maintain that system. As it relates to the Town's traffic enforcement citations, in 2017 the Town issued 3,059 citations and in 2018 the Town issued 3984 citations – that is an increase of 900 citations. The police are doing their job, they can do better, but they are doing a good job in enforcement. Spoke on the canal dredging stating that in November we did a grass survey and were happy that there was no grass but with the resignation of an official with DERM all projects came to a halt. The latest email from DERM is requesting us to redo the survey to make sure no grass has grown, we are fighting them on that because we do know that grass has grown and if it has grown it has to be mitigated. However, we are challenging DERM to honor our original submittal when there was no grass in our waterways so that we do not have to mitigate our grass. Therefore, he has no clue when the Town will start the dredging project. Irrespective of Councilwoman Rojas being on the council or not, we will complete the dredging project. In addition to that, he is requesting to change the February meeting and the March meeting dates. Reminded residents that if they ever have questions or concerns they do not have to wait for this venue to ask them he is always available for residents at any time of the day.

J. TOWN ATTORNEY REPORT

None

K. ORDINANCES – SECOND READING

None

L. ORDINANCES - FIRST READING

1. An Ordinance of the Town Council Amending the Town's Code Related to Accessory Structures in Setback Areas.

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 Lusskin, seconded by Vice Mayor Mendal.

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 spoke on the item. This ordinance deals with anything that is an encroachment on any of our buildings in Town. Anything that is beyond the stucco is technically a projection into your setback. Over the years architects have pushed the envelope on what's allowed to be an encroachment. Our architectural community has become very creative in making the homes look very stately. And even though the BRAB members may love it, and the council may love it, the Administration cannot issue a CO because this is not allowed. Staff feels the encroachment should be less amount of space. This ordinance solves the issue of allowing any item into the setback whether it is decorative or serves a purpose, this gives staff authority. The BRAB reviewed this item, and is in full support of this item. The staff is concerned with the recommendation from the planning department. They think it should be up to 2 feet and up to 4 feet in the rear we think it should be half that. Any encroachment whatsoever should be at the sole authority of the Council, even though its written as 2 and 4 we recommend that it should be changed to 1 and 2 for the second reading, if you even want to allow decorative elements on the sides.

Vice Mayor Mendal stated he is confused as to where the 2 and 4 set back are. And where the 1½ is.

Town Manager stated the 1 ½ is for the smaller lots.

Vice Mayor Mendal asked why 1 ½ for the smaller lots and only 1 for the bigger lots.

Town Manager stated he has not studied that so he is not prepared to answer that and we may change that between now and second reading

Vice Mayor Mendal stated why not just make it 1½ on the sides instead of 2

Councilmember Bernstein asked why are they recommending 2 and 4

Town Manger stated he's not sure but he will get the council a written answer as to why 2 and 4

Resident Michael Addicott, 155 Golden Beach Drive

Stated that the Town has a mechanism in place to handle this through the variance process. 100% against this ordinance thinks it would set a bad precedence. Golden Beach is a special enclave. To keep it that way we need to stick to what we have set up historically, and that is, if you deemed you have a hardship than apply for a variance. Do not give carte blanche to encroachments because then that would set a terrible precedence.

Resident Alene Fishbein, 256 Golden Beach Drive

Finds that when you give people a little leeway they want more. You will find one person doing one thing; the next one will say he has done it so why can't I do it. Leave things as they are. On another note stated that the staff here is wonderful to her and have always treated her so well. And gave a special thank you to Vice Mayor Mendal for checking up on her so much during the New Year's Eve party.

Mayor Singer stated that he agrees with Former Mayor Addicott that allowing this may set a bad precedence and we can just do variances.

Councilmember Rojas asked the Manager to explain exactly what the encroachment is.

Town Manager stated that anything that extends pass the footprint of the house is in violation of the Town's code. What we want to do is stop issuing permits that are in violation of your code that can be challenged by a neighbor because we have allowed encroachments that have no legal purpose.

Mayor Singer made the recommendation to make it 2 feet and 1 ½ feet.

Town Manager does agree with Mayor Addicott's that there are reasons why we have variances, but he does feel that there is a need to clean up the code if there continues to be a blatant disregard for the code.

Councilmember Bernstein spoke on Mayor Addicott's point stating that the BRAB is asking for a set of objective standards that need to be established. He agrees with Mayor Singer's recommendation.

Mayor Addicott asked what makes the Council think that it will be followed once this ordinance is passed.

Mayor Singer stated that we do want to be community friendly so if there is a foot protruding beyond that, let us say an eyebrow or decorative ornament, and it's not bothering the neighbor.

Town Manager agreed and although it is not a hardship, it is a desire to add value to the aesthetic value of a home

Councilmember Bernstein we're looking at people wanting to maximize their living area, and people are going to say they would rather have more living area than room for architectural features, that ways we feel like by allowing an extra 1 foot we're allowing for a more attractive community.

Town Manager stated that what we do not want to see is flat walls that look like a warehouse because now we would have worked against ourselves; he feels that this ordinance is an elegant way of achieving a win-win.

Mayor Addicott you are making an argument that says the homeowner makes a choice but we are going to allow him to go beyond that even if you can't show a hardship so we issue the permit, that doesn't stop people from going 3 feet, so than what are you going to do.

Town Manager states that than we will make them tear it down, because now we have an enforcement. Because our code is currently silent as it relates to decorative elements or features.

Town Manager stated that the change would be to allow an encroachment for decorative elements on the side yard of no more than 1.5 feet and in the front and rear yard of no more than 2 feet.

2. An Ordinance of the Town Council Amending the Town's Code Related to Accessory Structures in Setback Areas.

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 Vice Mayor Mendal, 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 spoke on the item stating that it calls for all mechanical equipment to be screened.

Councilmember Bernstein feels that the Town is creating an issue that we do not really want to because, we have a lot of existing homes where it's not visible and turning around and bringing those types of structures is a concern to him.

Town Manager stated if you decide to replace your equipment on the side yard we would ask for a screening

Councilmember Rojas asked about how you enclose a tankless water heater on the side of your home, how do you enclose that.

Town Manager stated by creating an L shaped structure

Mayor Singer asked even if it is within the set back.

Councilmember Rojas asked how would you vent it because heat comes out of it

Town Manager stated that the BRAB has made a request for the council to consider screening mechanical equipment. How that screening is done and materials used is up to the architects. The objective is two-fold, one to try to decrease noises omitted into the neighbors yards, and two to mask it from the roads.

Mayor Singer stated that he is in favor for new homes but for existing homes keep it the way it is.

Councilmember Lusskin asked if in the Town Managers experience has he seen a lot of homes with this.

Town Manager stated that yes and in addition with the new homes because they all have elevated mechanical equipment and none of it is screened, so not only is it not on

ground level its elevated and you see them on everyone's walls and they are not screened.

Councilmember Bernstein stated that he is saying if you are putting your mechanical on the side of the house where it is not visible with landscape around it, then why would you want to burden homeowners with putting a full mechanical room that has ventilation issues.

Town Manager stated that you can no longer do that, due to flooding equipment now needs to be elevated. He just wants to be clear, most of these recommendations come from the BRAB.

Mayor Addicott, 155 Golden Beach Drive inquired about what the screening is exactly.

Town Manager stated that the purpose of this ordinance is concealing of the visibility of the mechanical structures and omissions of noise.

Mayor Addicott questioned the decimal level and if it is in the existing code, because the decimal level is a lot higher in the existing code than for the air conditioning.

Town Manager stated that he is not prepared to speak about that this evening.

Mayor Addicott stated because a lot of air conditioning systems have some kind of installation around the motor that decrease the noise.

Town Manager stated yes but not the pool pumps and other equipment

Councilmember Bernstein asked if we have a noise ordinance than it should cover this as well.

Town Manager stated no the ordinance that relates to noise omitted from mechanical equipment that are typically failing or, loud speakers, and recreation activities in their homes.

Councilmember Bernstein stated then why are we singling out noises in this ordinance.

Town Manager stated we do not single out noise in this ordinance, the outcome of this ordinances achieves two objectives, one the screening of the equipment, and two the noises that carry from one property to the other

Mayor Singer asked that this only apply to all new homes.

M. QUASI JUDICIAL RESOLUTIONS

3. A Resolution of the Town Council Approving A Variance Request for the Property Located at 616 North Island Drive.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 616 NORTH ISLAND DR., GOLDEN BEACH, FLORIDA 33160 TO PERMIT A DECORATIVE ELEMENT TO ENCROACH INTO THE FRONT SETBACK AT 34.6 FEET INTO THE 35 FOOT FRONT SETBACK ESTABLISHED BY THE TOWN'S CODE.

Exhibit: Agenda Report No. 3
Resolution No. 2591.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2591.19

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

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 gave a public apology to Architect Danny Soragon because this home was pulled from being given a CO because of the issue that came before the Council. Even though the BRAB approved it and loves it, legally the Town could not approve the CO because this is an encroachment.

Architect Danny Soragon stated that the ordinance needs to specify what can project out.

Town Manager stated that that is a six-inch encroachment. Administration supports the variance. Needed to make sure that the community is aware that the Town is no longer going to issue a certificate of occupancy when there are illegal structures that are not permitted by Council or code.

Mayor Addicott asked if this was approved previously on the original plan.

Town Manager stated yes that the BRAB approved it and the old Building Official approved it

Mayor Singer stated that it was approved the way it was but the Manager caught it.

Town Manager stated that Florida law gives the administration the authority to recant approved items that may have been approved erroneously. He wants to be clear that

there was no hidden tricks, this is a very responsible architect, he submitted it and staff approved it.

4. A Resolution of the Town Council Approving A Variance Request for the Property Located at 401 Ocean Boulevard.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 401 OCEAN BOULEVARD, GOLDEN BEACH, FLORIDA 33160 TO PERMIT THE FIRST FLOOR ELEVATION TO START AT 23.6 FEET NGVD INSTEAD OF 20.02 FEET NGVD ESTABLISHED BY THE TOWN'S CODE.

Exhibit: Agenda Report No. 4
Resolution No. 2592.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2592.19

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 that we have had all the new homes that have been given a permit ask for an additional allowance for the first floor to start at. Currently the code allows you to start at 20.02 NGVD. During the last year, we have issued three variances as it relates to the first floor starting point. This application is for a first floor starting point of 23.6 NGVD, the highest we have issued in the past is 23 NGVD. However, with that NGVD issuance the home height itself was reduced to achieve the town approved 23 feet NGVD in the past, so that the envelope of the home was brought down. They feel that this particular lot is unique because of some flooding concerns.

Chad Oppenheim, Architect, 245 NE 37th Street. The crown of the road is at a certain height relevant to the home. If they were asked to follow the code, we would be asked to put our lowest floor level below the crown of the road creating a very negative drainage effect. For this site, the property must retain onsite the runoff associated to the city's rainfall requirement. This requirement is set at a minimum grade elevation around the perimeter of the site to ensure that stormwater is managed onsite. It is strongly advised to set the minimum first floor elevation to higher than the required minimum to decrease the possibility of flooding. Asking to elevate the lowest floor level so they are

not below the crown of the road. To clarify, they are actually reducing the envelope of the home. They are asking to go up 3.4 feet to meet the minimum criteria the civil engineer is insisting on and we are not maximizing the height. Actually minimizing the height by about 2 feet.

Town Manager stated that this is new information to staff they were not aware that they will be reducing the envelope of the home. If we are going to approve with these conditions we're going to make sure we codify it that way. If the maximum height is no greater than what the Council has approved in the past, then the administration feels that the Council should approve what it has approved in the past. However, what was presented to us was a higher elevation and no change in the envelope so then he will need to table this to investigate it.

Building Director Linda Epperson stated that if that is the case the reports from the zoning review were incorrect

Town Manager reiterated that what they are asking for is 23.6 so instead of being at 53.6 they will be at 51.6. Stated that he relied on staff report and did not verify himself and the report stated that the envelope was not being reduced. He requested that the council approve the administration to allow what was done before with the previous property to be done with this property and not to exceed 51.6. In this particular property, their case is flooding. In other properties, it was headroom. This is an actual hardship if we accept their engineering report. Stated that for the record that the resident adjacent to the property has emailed an objection letter about this property but it has nothing to do with this variance instead it is the design they have an issue with. Therefore, we will not read that into the record.

Paul Fischman, Architect, Choeff, Levy, Fischman, 8425 Biscayne Blvd, Suite 201 speaking on behalf of his client stating that the client's major concern was the envelope not being allowed to go above the current elevation height.

Town Manager stated that what they are working on is giving the Manager authority to draft a variance with the attorneys that provides for a higher first floor finish grade elevation consisting of what we granted in the past so long as the total structure does not exceed 51.6 NGVD.

5. A Resolution of the Town Council Approving A Variance Request for the Property Located at 401 Ocean Boulevard.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 401 OCEAN BOULEVARD, GOLDEN BEACH, FLORIDA 33160 TO PERMIT THE FIRST FLOOR ELEVATION TO START AT 23.6 FEET NGVD INSTEAD OF 20.02 FEET NGVD ESTABLISHED BY THE TOWN'S CODE.

Exhibit: Agenda Report No. 5
Resolution No. 2593.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2593.19

ITEM PULLED

N. CONSENT AGENDA

- 6. Official Minutes of the October 30, 2018 Special Town Council Meeting & Local Planning Agency Meeting**
- 7. Official Minutes of the November 20, 2018 Regular Town Council Meeting**
- 8. A Resolution of the Town Council Authorization the Completion of LMS Projects from Miami-Dade County.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE LISTING OF NEW PROJECTS ON THE LOCAL MITIGATION STRATEGY (LMS) WITH MIAMI DADE COUNTY; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 8
Resolution No. 2594.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2594.19

- 9. A Resolution of the Town Council Authorizing the Town to set its State Legislative Priorities.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, FORMALIZING THE LEGISLATIVE PRIORITIES FOR THE 2019 STATE LEGISLATIVE SESSION; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 9
Resolution No. 2595.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2595.19

- 10. A Resolution of the Town Council Authorizing the Renewal of Water Testing at the Beach.**

A RESOLUTION OF THE MAYOR AND THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA APPROVING THE AGREEMENT BETWEEN THE DEPARTMENT OF HEALTH AND THE TOWN OF GOLDEN BEACH FOR QUALITY WATER TESTING; PROVIDING FOR IMPLEMENTATION AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 10
Resolution No. 2596.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2596.19

11. A Resolution of the Town Council Approving a Mutual Aid Agreement with the City of Aventura.

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

Exhibit: Agenda Report No. 11
Resolution No. 2597.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2597.19

Town Manager commented on Item #10 stating that this item allows us to do our own water testing. We now have weekly readings, which means we now have more frequent beach closures. It is not because our water is dirtier today, its just now we know our waters are dirty. Before our waters were tested infrequently by the county and now we have them tested weekly.

Councilmember Lusskin stated that the harden facility in the potential new Town Hall is a fabulous idea. She also questioned if we put canal dredging in the State Legislative Priorities.

Mayor Singer answered no to her.

Consensus vote 5 Ayes, _____ Nays. Items N6-N11 pass.

Town Manager presented the Mayor and Councilmembers with their annual \$1.00 salary

O. TOWN RESOLUTIONS

12. A Resolution of the Town Council Authorizing the Purchase of Three Police Tahoe Vehicles for the Police Fleet.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE PURCHASE AND EQUIPPING OF THREE CHEVROLET TAHOE PPV POLICE VEHICLES AND THE USE OF GENERAL FUNDS TO PURCHASE AND EQUIP THE VEHICLES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 12
Resolution No. 2598.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2598.19

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 stated that this will not be paid for until next year's budget. This is being requested to be approved now to avoid a rate increase and make sure that the Town has a consistent fleet.

P. DISCUSSION & DIRECTION TO TOWN MANAGER

Mayor Glenn Singer:
None Requested

Vice Mayor Jaime Mendal:

- Tweddle Park rentals and the pavilion – fixtures and amenities are taking a great toll. Suggesting increasing the cost due to all new items that need to be taken care of. At least the Town needs to recoup the cost of the infrastructure.

Town Manager stated that all fees collected for all events in town was \$2,275.00

Vice Mayor Mendal stated that the fees need to be increased to at least \$500.

Town Manager stated that an item would be brought before the council at the next council meeting.

Mayor Singer stated that they should go up to \$200 at Tweddle Park

Vice Mayor Mendal agreed with the Mayor and stated keeping the money in reserves to have for upkeep of the amenities.

Councilmember Kenneth Bernstein:
None Requested

Councilmember Amy Isackson-Rojas:
None Requested

Councilmember Judy Lusskin:
None Requested

Town Manager Alexander Diaz:
None Requested

Town Manager stated that the February meeting needs to be moved. Cannot have the council meeting the night of the 19th due to elections being held that night. Requested to have the meeting moved to Wednesday, February 27th at 6:30 p.m. He also mentioned that the March 19th meeting is on a date that is a conflict for several members and that they will need to move it and to decide on a new date at the February meeting.

Q. ADJOURNMENT:

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

Consensus vote 5 Ayes 0 Nays. Motion passes.

The meeting adjourned at 9:05 p.m.

Respectfully submitted,

Lissette Perez
Lissette Perez
Town Clerk