



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

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

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 7:10 p.m.

B. ROLL CALL

Councilmember's Present: Mayor Glenn Singer, Vice Mayor Kenneth Bernstein, Councilmember Jaime Mendal, Councilmember Judy Luskin, Councilmember Bernard Einstein

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, Resident Services Director Michael Glidden

C. PLEDGE OF ALLEGIANCE

Chief Herbello led the Pledge of Allegiance

D. PRESENTATIONS / TOWN PROCLAMATIONS

MIAMI-DADE FIRE CHIEF DAVE DOWNEY PRESENTING ANNUAL SERVICE REPORT

**** *Councilmember Einstein arrived during the Fire Chief's presentation* ****

PRESENTATION BY FOP PRESIDENT – concerning former Golden Beach Police Chief James Bryant who died on duty, and the Police Lodge being named after him. In addition, the FOP instated a scholarship program for both FOP members and the residents.

PRESENTATION FROM THE FLORIDA ASSOCIATION OF CITY CLERK'S PRESIDENT SANDRA NOVOA- Presenting the Certified Municipal Clerk certification to Town Clerk Lissette Perez

90TH ANNIVERSARY OVERVIEW presented by Resident Services Director Michael Glidden

E. MOTION TO SET THE AGENDA

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

F. GOOD AND WELFARE

Mr. Al Paruas, 645 Golden Beach Drive

Stated that AT&T internet service is very slow north of The Strand and wanted to know if there is something that the Town can do.

Town Manager stated that the Town has looked into it and the fix to this problem is for a resident to call AT&T and request for fiber to be run to their home. Once one person orders it, everyone along that trunk line can receive it. The Town has asked if we can pay for the trunk line to be put in, we were told no.

Mayor Singer asked how much the cost is.

Town Manager stated between \$30,000-\$40,000

Mr. Paruas stated that they already connected to Atlantic Broadband and it is much faster.

Councilmember Einstein asked if we have a conduit already there

Town Manager stated that no not for AT&T that's not something the Town ever considered.

G. MAYOR'S REPORT

Spoke on the big success that Spring Break was, thanked Michael Glidden and the staff for putting it together. Tonight we will look at upcoming projects for the Town and what is in the pipeline for the next 4 to 5 years for the Town. Reminded residents that hurricane season is approaching and now is the time to prepare for the storm. The Town is looking to resurface Golden Beach Drive. Urged residents to participate in the 90th Anniversary events that the Town staff has been working so hard on. Tonight we're also going over the audit, which he is very pleased about as last year we had a savings of approximately \$525,000+ for 2018, which is a significant savings. Summer is around the corner, for residents that are leaving we will miss you and please make sure your residence is prepared in case of a catastrophic storm.

H. COUNCIL COMMENTS

Councilmember Einstein

No comments.

Vice Mayor Bernstein

Stated that when he was running for re-election a lot of residents spoke on ways to bring the residents together. Stated that he thinks the staff is doing a great job at bringing the residents together through all of the activities that have been going on.

Councilmember Lusskin

Stated that she received a phone call from a resident on Ocean Blvd that there was someone going around opening mailboxes, not taking anything just opening up all of the residents. Commended Dr. Norman Gaylis for creating his foundation and making a

generous donation. Asked if the police officers carry NARcams? Stated that she knows a doctor that can help the officers attain it. Spoke on the AED's and believes it is important to have those two things. Spoke on Officer David Guzman who saved a resident's dog by jumping into the canal after him. Asked to make sure we were still working on the pedestrian gates and making them more secure. Asked the Town Clerk to update the method the agendas are emailed to the Council.

Councilmember Mendal

Thanked Chief Downey for his service to the Town. Congratulated the Town Clerk and commended Michael Glidden and his staff for the work he has been doing with resident activities. Stated that he attended Dade Days in Tallahassee and met with a number of senators. Senator's Geller and Pizzo are doing great work for the Town, and are really trying to move our projects along.

Mayor Singer thanked Councilmember Mendal for going to Tallahassee and representing the Town since he and the Town Manager were unable to attend.

I. TOWN MANAGER REPORT

Stated that the Town is hosting 67 events this year. Asked that residents please participate in the Town's events. Thanked the Resident Services Department and Marie Talley for always having that information up to date and out there on the website. Stated that the Police Department had its mock assessment and the Town did very well. Gave an update on the canal maintenance project. We are in the final stages of applying for our final permit for dredging. Hope to get it issued by the end of this quarter. If not we are looking to seek legal help because every time DERM changes leadership there are new criteria's requested from the Town. We are working on canal maintenance; it is just a very big bureaucracy that we are working with. Spoke on the agenda, stating that sometimes it is broken up into different pieces because the files are too large but, you can always go on to our Town website for the most updated information. As the Mayor mentioned, this year we were unable to travel to Dade Days, but Councilmember Mendal did a great job representing the Town. This year we have language in the house and the senate for the Center Island Pump Station. There is also language in the house, not yet the senate, for the EOC Bunker/Civic Center. Congratulated the Town Clerk and thanked the Town staff.

J. TOWN ATTORNEY REPORT

None

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

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

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Kenneth Bernstein	<u>Aye</u>
Councilmember Judy Lusskin	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>
Councilmember Bernard Einstein	<u>Aye</u>

The motion passed.

Town Manager spoke on the item stating that it cleans up an ordinance that was presented last year. It's setting the proper elevations for all the homes and under size lots and it also requires new drainage in all driveways on a moving forward basis. There are no changes between first reading and second reading. Also reminded residents that tomorrow is the meet and greet with the police on Center Island Drive.

Mr. Paruas, 645 Golden Beach Drive asked if the Town Manager could expand on how this will effect residents.

Town Manager stated that what this code says is that residents are now required to build an inline drainage system in all new driveways or driveways that do improvements worth 50% of the value moving forward.

Councilmember Lusskin asked if on days there are torrential rains if this will make the water get closer to the door.

Town Manager stated that it will not capture all of it but it will mitigate what comes on to the Towns right-of-way and that it depends on the capacity of your own system. Also reminded the Council that our code requires that any water that falls on your property stay on your property. What we see with the new elevation is a lot of run off going on to Town roads. The requirement is if water is coming off your driveway it goes into your own water system and the resident deals with the treatment and discharge of that water, and not to add those volumes of water into the Towns system that can create an over capacity in our own system.

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, Retractable Fence System and Red Clay Tennis Court Material.

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

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

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Kenneth Bernstein	<u>Aye</u>
Councilmember Judy Lusskin	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>
Councilmember Bernard Einstein	<u>Aye</u>

The motion passed.

Town Manager stated that what the owner is asking for is to keep the existing area that is designated as a tennis court so they can have the enjoyment of the tennis court and

still be able to build the house to suit the needs of their family. The Town decided the only win-win is to allow them to keep an existing, nonconforming use amenity in front of the property. We, the Administration, have asked for some consideration, which is completely up to the Council if they want to grant it. Right now, the tennis court has a zero front and zero sideline setback. It sits on the property line. What we feel would be appropriate is if we ask for a 5 foot buffer on the front so we can provide for dense shrubs to cover the courts from being seen from the street, on the side we are ok with a zero setback because it abuts a driveway, not a building. In addition, the code requires a 10 foot high permanent fence around the tennis court. After the Administration and owner did some research, we found that there is a retractable fence system, which allows the fence to be erected during the times the tennis practices are being done by the family, then the fence will come down when the family is not using the court. Administration feels that the retractable fence is a good accommodation to not have that structure there. In addition, the code only allows for pavers as pervious material, this particular property is looking for a clay court; they found a volcanic clay material that meets our pervious area calculations. The building advisory board as a condition of approval is requiring that they have drainage along the entire tennis area to capture any water that may run off. In addition, all of our recreational facilities are allowed to have permanent lighting, this structure will not, it will have low-level lights, so that they do not blind the neighbors because of its location.

Mayor Singer asked if the tennis court would have a watering system under it.

Councilmember Einstein asked about the zero setback on the north side of the property, and if there is currently no 10 foot buffer there.

Town Manager stated no, there is not currently. It is at zero setback

Councilmember Lusskin asked what the difference is between this tennis court lighting and regular lighting.

Town Manager stated that these are going to be low-level lights because it is on the front of the house, on the retractable fence there might be lights but those are not permanent.

Councilmember Einstein asked if the side setback would also be a retractable fence

Town Manger stated yes it would be, and that it is a fence but the material of the fence is a netting.

Councilmember Einstein asked how high the trees are on the frontage of the property.

Town Manager stated that what the Town is requiring is shrubs to hide the court when you are driving by. Does not necessarily want trees to take away from the aesthetic appeal of the home. Stated that they would normally not support something like this because anywhere else in the community this would not be fitting.

Vice Mayor Bernstein asked about the landscaping where the zero lot line is on the north end where they have neighbors.

Councilmember Einstein stated for the record that he has represented the applicant in the past. Not on this issue, but he asked if he was still allowed to vote.

Town Attorney stated that he did not see a conflict here and he could vote.

Councilmember Mendal asked how high the hedges and palms on the Northside will be.

Councilmember Mendal stated that he does not see in the variance the exception of the low- level lighting

Town Manger stated that that would not be listed in the variance because it is not an exception, there are two things that the BRAB is requiring which is the drainage system and the lighting system that we still have to approve, these are conditions of us issuing the permit.

Mr. Paruas, stated that if the council is going to approve this that they please request the retractable fence because he does not want to look at it from his home. Also, asked how late they are able to use the facility

Town Manger stated it is the same as all of the other resident facilities the cut off is 11:00PM, which is also in the code.

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

Consensus vote 5 Ayes, 0 Nays. Items N3 & N8 pass.

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

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 Kenneth Bernstein	<u>Aye</u>
Councilmember Judy Lusskin	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>
Councilmember Bernard Einstein	<u>Aye</u>

The motion passed.

Mayor Singer stated that the auditors had no findings or recommendations. Hats off to Maria, the Finance Department, and Raquel, for doing a great job putting the financial statements together. The Fund Balance increased by \$525,928. The year-end 2018 General Fund Balance prior to any adjustments is \$5,102,047. The total government fund balance is \$2,238,164 and there will be a write-off that we will get to on the next item. We are still waiting on \$445,302 in IRMA related costs. Hurricane Irma will end up costing the Town \$500,000 of un-reimbursable monies.

Town Manager stated just for the record that the condition of the variance approval was based on the fencing system that the administration recommended. Your approval was for a retractable, collapsed fencing system. He made it clear to them now after they stepped out for the evening. If they cannot meet that condition, we will not approve the variance.

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 IMPROVEMENT 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

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

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Kenneth Bernstein	<u>Aye</u>
Councilmember Judy Luskin	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>
Councilmember Bernard Einstein	<u>Aye</u>

The motion passed.

Town Manager spoke on the item. With governmental funding, your funds are allowed to collect debt and you are allowed to collect receivables, if there is a possibility for receivables to come in. Knowing that we will never assess our homeowners for the money we spent for the CIP, and there are no other revenues that can be collected against that \$2.5 million number, he is asking you to transfer that back to the General Fund, which is writing off that number. In addition, since we will never erect tolls in Golden Beach, to also transfer back \$563,000 to the General Fund, writing off or in essence closing out those two receivables. He is not asking you to do that in the LETF Fund because it does receive revenue from the state and for forfeited assets. As you know during the last three years, we have over funded our Debt Service Fund because of the debt service payment savings, so it is time to transfer that money out of the Debt Service Fund and put it in the General Fund. That means we will have \$2.2-million in our total for government and general funds fund balance. Of that \$2.2-million, \$1.6-million is due to us from the Stormwater Fund. That is a receivable that we intend to collect from our residents over time. Because there is a revenue stream for that \$1.6-million we are not asking you to write it off because that is not cash on hand. Cash on hand for our Fund Balance is \$545,000. We anticipate \$445,000 that is owed to us from FEMA, setting your Fund Balance at \$991,000 it is a very critical number because it is a low number. As the Mayor indicated, if we were to get hit by another storm there could be another potential deficiency to that number. Although we have a \$2.2-million reserve, that reserve is not cash on hand. So what we are asking is two things, one to write off what we need to write off so that we can get to the right numbers, two let us work towards building your reserves to get to that \$1.8-million in true cash in hand that we need. In your current budget, you currently have close to \$600,000 that is not allocated that will help grow your Fund Balance number. We also have \$230,000 set aside for unrelated storm events in our 519 fund. Financially doing very well, just want to get to a stronger position.

Mayor Singer stated we have to approve it to be finically prudent

Vice Mayor Bernstein asked if we use this for Town Hall, how much of this money we are losing.

Town Manager stated that the budget has about \$600,000 in it for a civic center or any projects the council wishes to look at. Next year's budget will also have \$600,000 approximately for the civic center that is \$1.2-million. We have enough non-ad valorem revenue that we can pledge towards a note to take on \$2.5-million in additional debt.

Now we are at \$3.7-million in new money, in addition to that we currently have in our forfeited assets pipeline approximately \$3.2-million of which we are only pledging \$2-million towards building a new civic center so that gets us to \$5.7-million. However, if we choose to move forward we will tell all our bidders that we want a facility that is built up to \$5.2-million to give us a \$500,000 cushion. There has only been one year in the past twelve years that he has been manager where we did not save more than \$400,000 in operating savings in a given year.

Mayor Singer stated we are also looking for outside funding from Tallahassee or federal government to assist us

Vice Mayor Bernstein asked how long it would take to pay off the stormwater loan based off our current plan

Town Manager stated that currently the Stormwater fee has generated about \$19,000 a year towards paying down the loan from the general. However, in years like last year where we had five Stormwater brakes, and the Stormwater Fund did not have enough money to fix them, the General Fund lent again to the Stormwater Fund \$88,000 to make those improvements. So the money that was allocated to pay down your debt was not used to do so, in fact your debt grew last year. At some point when the Administration is ready to determine what we will do with that receivable, we either will increase the stormwater fee or as Councilmember Mendal eluded to earlier we get rid of the administrative cost that we currently charge the stormwater department to manage the stormwater system.

Councilmember Mendal asked about the refinancing of the bonds and when do those savings end.

Town Manager stated that at the end of this budget season. We will add to the transfer another \$100,000 to give us the \$670,000 in savings that we did by refinancing our bonds.

Ms. Melinda Almonte, 395 Golden Beach Drive

Asked why would the Town not sell the police boat dock and use those funds to cover the cost of this project.

Town Manager stated that that lot was deeded to the lot owners of Golden Beach. The boat dock and beach pavilion are owned by the lot owners and managed by the Town of Golden Beach. The lot owners of Golden Beach would have to vote, one voter per lot, and it would need to be unanimous. It's stipulated in the plat what the uses of those lots are.

Ms. Almonte asked about the idea that was floating around about building some kind of entertainment type center there

Town Manger stated that is one of the permissible uses, in the plat a permissible use at the P lot is an amenity that is for the benefit of our residents.

Ms. Almonte asked if there is a way to amend the plat.

Town Manager stated it would have to be a unanimous vote by all the lot owners, and if there is a living relative of the brothers, they can challenge that at some point.

Councilmember Einstein asked if that property is exempt from taxes and why if it belongs to the lot owners

Town Manger stated yes because it is also deeded to the Town

Ms. Almonte asked when are the residents going to be able to see some numbers on what the actual costs are going to be.

Mayor Singer stated we would talk about that at the end of the meeting.

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

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 Kenneth Bernstein	<u>Aye</u>
Councilmember Judy Lusskin	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>
Councilmember Bernard Einstein	<u>Aye</u>

The motion passed.

Town Manager stated that it is time for the Town to go out to bid for a new landscaping contract. We looked at the bids of the surrounding communities, and the increases to the lowest contract renewal was 37% higher than what they had. Aventura saw a 49% increase from their existing contract. Anything above a 10% to our current contract price that we negotiated during the fall of the economy, and we would no longer be able to outsource landscaping. What we did is ask Mainguy our current provider that we have had not a single issue with to do two things, one provide us with what their increase would be if we decide to amend their contract to add for three more years. Two roll into

the contract services that we currently pay for outside of the contract as a renegotiated price. Once we received the proposal, if you take out the additional work that we currently pay for, the contact increase came in at 5.37% it would be crazy for us not to amend their contract for three more years. When you add on the additional work that Mainguy has added on, it only increases our contract by 12%. It allows us to keep a company that currently provides us with beyond exceptional service except for the color of the grass in north park, which has been the only criticism that we ever had of Mainguy. The council already knew when picking it that it would be a difficult grass to maintain, and they have done a decent job in maintaining it. In addition to that, there is a unit price per purchasing for trees. We would like to lock in our prices today so that when we buy a tree three years from now, we know what we are paying.

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

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

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Kenneth Bernstein	<u>Aye</u>
Councilmember Judy Lusskin	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>
Councilmember Bernard Einstein	<u>Aye</u>

The motion passed.

The assignments were as follows:

Police Department	Councilmember Bernard Einstein
General Government	Vice Mayor Kenneth Bernstein
Finance Department	Councilmember Jamie Mendal
Building & Zoning Department	Councilmember Judy Lusskin
Public Works Department	Mayor Glenn singer

13. A Resolution of the Town Council Adopting a Schedule of Fees for Beach and Park Activities.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, ADOPTING A SCHEDULE OF FEES FOR BEACH AND PARK ACTIVITIES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 13
Resolution No. 2609.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2609.19

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

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Kenneth Bernstein	<u>Aye</u>
Councilmember Judy Lusskin	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>
Councilmember Bernard Einstein	<u>Aye</u>

The motion passed.

Mayor Singer spoke on the item. This issue was brought up by Councilmember Mendal. He made a recommendation, and the Council can piggyback and agree or disagree. The only two fees he thinks they need to change are the permit fees for the beach pavilion, up to \$500 and the permit fees to use all the Town parks up to \$250.

Councilmember Bernstein asked why not enforce holding the deposit.

Town Manager reminded the Mayor of their discussion where he recommended \$250 but the Manager recommended \$100, but it would be requiring a Public Works employee to attend the event for a minimum of three hours.

Councilmember Lusskin asked is that depending on how many people.

Town Manager stated yes if it requires a police officer, it would require a public works employee

Mayor Singer stated the point is we spent so much money on Tweddle Park and the Beach Pavilion and people who have parties are not always direct residents of the Town. To increase these fees to cover the wear and tear is well deserved.

Councilmember Mendal stated that the only thing he would switch is leave \$250 for Tweddle Park, but other parks just \$100. In addition, if it is a small party of 10 guests not to request that amount.

Town Manager stated that if it is a small gathering of less than 10 people we do not require a permit, but we also do not reserve it.

Councilmember Lusskin asked if after a party at Tweddle that she sent the manager a picture of, did the Town withhold the deposit.

Town Manager stated that they did, but the resident challenged the Town stating that they did not know where to throw out the trash because there were no Public Works employees there to assist.

Councilmember Mendal asked if the money that we are raising from this would be going back into the amenities

Town Manager stated it goes into your miscellaneous revenues and then it is allocated

Councilmember Bernstein stated that he agrees with Councilmember Mendal, but in addition, if the park is getting such wear and tear maybe the Town should increase the deposit.

Town Manager stated that the problem with a deposit is that it can be challenged and the Town cannot withhold it, but a rental fee cannot be challenged.

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

Town Manger stated that there are five concepts to choose from. The best concept we have for their consideration is concept number five. It is basically to make the wall look like a wave to mirror what is going on across which is the ocean. Stated the Mayor asked Administration to get some preliminary numbers of what this would cost. For this,

concept to do the waves and the signs is currently valued at \$128,000, to do both signs. If you just want to do the signs and no waves, it would be \$47,000.

Mayor Singer asked what material it would be made of.

Town Manager stated they have the renderings but it is a thick marble.

Mayor Singer stated that he personally thinks that the fountains look plain and something should be done to them. **Councilmember Lusskin** agreed.

Councilmember Bernstein stated that maybe its overkill having Town of Golden Beach in the front in three different places.

Town Manger stated that they have them facing all four different directions

Councilmember Einstein inquired about using material like the new house that went up at 399 Ocean Boulevard.

Mayor Singer stated that nothing is being voted on today. Just wanted to know if this is something the Council wanted to explore further.

Mrs. Almonte asked what if you increased the entrance sign in the middle of the gatehouse and then do something lovely with the fountains without the lettering

Mayor Singer stated that he and the Manager would come up with more suggestions for the Council.

Councilmember Mendal stated that he does have reservations about going into a project like this considering that they just went over the budget.

Mayor Singer stated that they would come up with more suggestions for the Council with different pricing as well.

- Discussion on Civic Center Master Plan & Design Criteria Packet

Town Manager spoke on the item stating that we have developed a design criteria packet that needs to be approved before it goes into a bid document. We have decided the best course of action to build a new Town Hall is to do a process called design build. A design build process guarantees you a maximum price; there are no overages. If there is an overage, the contractor pays for it. When you design the building and put it out to bid, you do not control the cost because you do not know what kind of conflicts there will be. With design build you say this is the minimum things you want and this is the maximum your willing to pay for it. Than the design build community will say, the Town is being unrealistic or say we will build it for that number. If they say they will build it, they have to build every single element that you placed in your design build criteria. We can negotiate what the fixtures and finishes are but they have to build it. We have prepared a very preliminary package. Asked that the Council take it home, raise all of their concerns, and meet with him independently so, that we can start to put together the final design build criteria. In site A, the Town is proposing a three-story structure, parking underneath, with storage for the police. The second floor are your administrative

buildings, police, and building and zoning buildings. On the third, floor a multipurpose Town council chamber and a bunker room/EOC. In site B will be where the new amenities will go – the basketball court, volleyball court, and half court. Site C, which is where the existing Tweddle Park is, gets no new improvements that just needs to be protected in a way that our residents can continue to use it while there is construction. Site D calls for the closing of the street in front of Town hall, the alleyway behind Town hall to be preserved; this building gets gutted, new ADA bathrooms built for men and women, an interior staircase that goes up to the second floor, first floor be open space for a gym and a studio. The second floor to be gutted and made into a multi-purpose room, and the rooftop to be used for event space. The public works area we call for the preserving of the existing public works facilities, knocking down the second garage of public works, provide for a new dog park, in place of that, and provide for a vertical garden to hide the existing public works facilities. Every single one of those elements have been captured in this document. When the design build community receives the design criteria, they must meet all of those objectives with a guaranteed total cost of no more than \$5.2 million. Once the bids come back to us, an independent community will evaluate each bid and recommend to the Mayor and him the firm they should begin negotiations with. Then we take it to the Council and the Council will select that firm. That firm than will have a period of up to 120 days to work with the Mayor and him to come up with final design plans and cost for the building that we want built. We then execute a contract with that company, we now know exactly what we are going to get built and what that cost is, and how long it is going to take to build. If there is a conflict they have to fix it, we no longer carry the risk of change orders, unforeseen expenses, and unknown factors. We do not get to dictate what we get built, we will have a final say on what the final design looks like we will either accept or reject the final design. Once we finalize these design criteria, we will share it with three members of our community, which are in the building community and an independent procurement director from another city for evaluation. We are going to bring it back to the Council for final ratification so that the Town Attorney can put into a boiler plate design build bid document to go out to the design build community.

Mayor Singer stated we want the packages back in 30 days from the Councilmembers

Councilmember Mendal asked if the timeline states the groundbreaking does not start until 2020. Also, asked if the independent community is going to be made up of the building advisory board and whom are they appointed by.

Town Manager stated that it would be made up of independent residents of the community appointed by the Council.

Councilmember Mendal asked if the Town does not get any assistance from the state is it worth it to still build the bunker.

Town Manager stated it would drive up the cost of the structure by 15%, then the question is would the Council want to drive up the price for a bunker we are not getting any assistance for.

Mayor Singer stated that the whole purpose of the new civic center is that if there is a disaster, we want to have a command post there so that the Town does not go un-attended.

Town Manger stated we are only proposing to use \$2 million, because we can only use forfeited assets for the percentage of the building that is being used for public safety.

Mayor Singer stated the next council meeting is May 21, 2019.

The Council wished Councilmember Mendal a happy birthday.

Q. ADJOURNMENT:

A motion to adjourn the Council Meeting was made by Mayor Singer seconded by Vice Mayor Bernstein.

Consensus vote 5 Ayes 0 Nays. Motion passes.

The meeting adjourned at 9:16 p.m.

Respectfully submitted,

Lissette Perez

Lissette Perez
Town Clerk