



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

**Official Minutes for the Tuesday, August 20, 2019
Special Town Council Meeting called for 7:00 p.m.**

A. MEETING CALLED TO ORDER

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

B. ROLL CALL

Councilmember's Present: Mayor Glenn Singer, Councilmember Jaime Mendal, Councilmember Judy Lusskin, Councilmember Bernard Einstein (*arrived during Council Comments*)

Councilmember's Not Present: Vice Mayor Kenneth Bernstein

Staff Present: Town Manager Alexander Diaz, Town Attorney Steve Helfman, Town Clerk Lissette Perez, Police Chief Rudy Herbello

C. PLEDGE OF ALLEGIANCE

Chief Herbello led the Pledge of Allegiance

D. PRESENTATIONS / TOWN PROCLAMATIONS

SWEARING-IN OF PART-TIME OFFICER JOSE ARGUELLES

E. MOTION TO SET THE AGENDA

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

Town Manager stated that there is a substitute item for the Ordinance on the floodplain. Item #12 will be continued to the next meeting on September 17th.

Consensus vote 3 Ayes, 0 Nays

F. GOOD AND WELFARE

None

G. MAYOR'S REPORT

Welcomed everyone back from the summer break. Dade schools have started, asked residents to please be careful driving around Town and abide by the posted speed signs. Tonight, we are going to start with the budget process, keeping the combined millage rate at 8.4000 mills for the sixth year in a row. In the middle of September we

are going to start some road work, we are re-milling Golden Beach Drive and seal coating the islands and the parkways. Residents are going to have to be very patient, some roads will be closed for a short period of time. However, you are going to see a big difference on Golden Beach Drive. This has been needed for about a year and a half. Looking forward to that. There have been some security issues with some break-ins on boats. Chief will be providing an update on what has taken place and what Golden Beach is doing to prevent this from further happening. It is an exciting part of the year for the Council and him as we set the millage rate and look at our capital projects that we have planned for the next 12 months. As everyone knows the big projects we have coming are the new Civic Center and Gym, Town Manager will give us an update on that.

H. COUNCIL COMMENTS

Councilmember Lusskin

Asked if September 16th is the commencement date for the milling of the roads and streets. Asked if we are still requesting the 2-year moratorium on cutting the street. Mentioned that the iguana situation in Golden Beach has gotten out of control and asked if the Town is still providing removal service.

Town Manager stated that he would give a report during his comments.

Councilmember Mendal

Mentioned that the south gate has not been working for several days and asked if staff could check that out. Realized that when cars exit Golden Beach at The Strand, there seems to be some issue with pedestrians crossing because we do not have signs. Maybe we should put signs that say pedestrians need to stop and look.

Town Manager stated that there is signage at the north and south side of the crosswalk-advising people to walk their bikes across. He is assuming that if you do not have a bike you understand that you are still a pedestrian, but we can add signage of a pedestrian without a bike.

Councilmember Einstein

Welcomed everyone back. Stated he loves the police, but the motorcycle unit was washing his motorcycle out in the right lane of the exit to The Strand. Asked if the Chief could address this with his staff. North Park looks really good; grass has really grown in.

Town Manager apologized and stated it is supposed to happen in the west lot, and that they would take care of it.

****** At this time Chief Herbello gave a brief report on the crime incidents that have been going on with the GPS systems being stolen from residents' boats in town.**

I. TOWN MANAGER REPORT

Town Manager stated that the issue with the GPS systems that were stolen in Golden Beach were not just a Golden Beach specific crime event; it was a regional crime event. We are the only agency with a boat in the water during the summer. Both the city of Aventura and Sunny Isles boats have not been in the water due to staffing issues. We are being extra vigilant when we can and always ask our residents to advise us if

someone is in the water that is not supposed to be. Spoke on the iguana issue. You can no longer walk around Golden Beach with your BB guns and shoot iguanas on site, there are companies that provide these services that you can call. The code requires you as an individual homeowner to take care of rodents, iguanas, snakes, possums, racoons, etc., that issue is 1000% your own responsibility. Back in 2009, we offered that service as we had an iguana and rodent issue. We started providing rats and iguana control in the Towns common areas. However, if we see a home that has an extreme issue with iguanas or rodents, we may perform a study. But due to fiscal constraints the Town will offer these services only in the common areas of the Town. We will help, but please keep in mind that it is not the Town's responsibility. There is a full-page article speaking on this very topic in your September newsletter. As it relates to the milling and resurfacing project, come September 16th no more work can be done by utility companies or homeowners. After that, you have to do a directional bore, which is double the cost. We are dividing the town into seven sections, when we are working in your section, you will not be able to park or drive your vehicle near your home for about 36 hours. We will provide an area close to your home for you to park. Canal Maintenance Project will be commencing after the council approves the project this week. There will be a lot of work and many odors going around during this time, please do not be alarmed. This is very normal. We have clean sediment, but there will be a strong smell of sulfur. We hope to be done in November and it may go through December. The Police Department went through the re-accreditation process this summer. While four other cities lost their accreditation, our department has been re-accredited now for the third time. The budget is complete, we will provide you with a digital copy of the budget that will be delivered to council and the residents on Friday on the Town's website. As of 1 p.m. tomorrow he will be unavailable until September 3rd, as he will be on vacation.

J. TOWN ATTORNEY REPORT

None

K. ORDINANCES – SECOND READING

1. An Ordinance of the Town Council Amending the Town's Code to Revise Rooftop Activities.

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE TOWN'S CODE OF ORDINANCES TO REVISE CHAPTER 66, "ZONING," BY AMENDING SECTION 66-261, "ROOFTOP ACTIVITIES", PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 1
Ordinance No. 588.19

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 588.19

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

Town Attorney stated that this has been placed on here for second reading, but he does not believe that before first reading we had our LPA hearing on this, he is asking for this item to be continued to our next meeting. It is a brief meeting, but we have to notice it (where you determine whether or not this is consistent with your comprehensive plan or not).

Town Manager took responsibility for that and stated that the Town Clerk did advertise it in the paper, but we didn't prepare the agenda so it still does not meet the proper noticing requirements to have the agenda posted, we will just defer it to the first meeting in September.

Town Attorney ask for a motion to defer it to the first meeting of September.

Consensus vote 4 Ayes, 0 Nays

L. ORDINANCES - FIRST READING

2. An Ordinance of the Town Council Amending the Town's Code to Adopt A New Chapter 62 Floods.

AN ORDINANCE BY THE TOWN COUNCIL **AMENDING** THE TOWN OF GOLDEN BEACH CODE OF ORDINANCES TO REPEAL **LAND DEVELOPMENT REGULATIONS CHAPTER 62 FLOODS**; TO ADOPT A NEW **CHAPTER 62 FLOODS**; TO ADOPT FLOOD HAZARD MAPS, TO DESIGNATE A FLOODPLAIN ADMINISTRATOR, TO ADOPT PROCEDURES AND CRITERIA FOR DEVELOPMENT IN FLOOD HAZARD AREAS, AND FOR OTHER PURPOSES; PROVIDING FOR APPLICABILITY; SEVERABILITY; AND AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 2
Ordinance No. 589.19

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 589.19

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

The motion passed.

Town Attorney spoke on the item – all communities in the state are bringing their flood ordinances in compliance with not only FEMA regulations but also the Florida Building Code. We are amending, in its entirety, our flood regulations so that it is in compliance. There will be a second reading and LPA hearing.

M. QUASI JUDICIAL RESOLUTIONS

3. A Resolution of the Town Council Approving A Variance Request for 307 Ocean Boulevard to Permit an Additional Accessory Structure.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING A VARIANCE REQUEST FOR THE PROPERTY LOCATED AT 307 OCEAN BLVD., GOLDEN BEACH, FLORIDA 33160 TO PERMIT AN ADDITIONAL ACCESSORY STRUCTURE (PERGOLA) INSTEAD OF ONE ACCESSORY STRUCTURE PERMITTED BY THE TOWN'S CODE.

Exhibit: Agenda Report No. 3
Resolution No. 2621.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2621.19

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

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Kenneth Bernstein	<u>Absent</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 this is a straightforward resolution that will probably be brought before the council for a code change. Exclusively in Zone 1 residents are not allowed to have a shade area over their barbeque area. Think that this variance request is very reasonable. Specifically it provides relief for individuals in Zone 1 who do not have a flat roof. We think that you should approve it. Homeowner's rep in attendance.

4. A Resolution of the Town Council Approving A Variance Request for 501 Ocean Boulevard for the First Floor Finish Elevation and the Guest House Separate Structure.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING AND APPROVING VARIANCE REQUESTS FOR THE PROPERTY LOCATED AT 501 OCEAN BLVD., GOLDEN BEACH, FLORIDA 33160 1). TO PERMIT THE FIRST FLOOR FINISHED ELEVATION TO BE AT 23.5' NGVD, WITH A BUILDING HEIGHT NOT TO EXCEED 51.5' NGVD, INSTEAD OF THE STARTING ELEVATION OF 20.02' AS REQUIRED BY THE CODE. 2). TO PERMIT THE GARAGE/GUEST HOUSE SEPARATE STRUCTURE TO BE MEASURED FROM A FIRST FLOOR SLAB ELEVATION OF +12'4" NGVD + 2 FEET, INSTEAD OF THE SARTING ELEVATION OF 9' CROWN OF THE ROAD + 2 FEET.

Exhibit: Agenda Report No. 4
Resolution No. 2622.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2622.19

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>Absent</u>
Councilmember Judy Luskin	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>
Councilmember Bernard Einstein	<u>Aye</u>

The motion passed.

Town Manager stated that the first request is withdrawn. The second part is a no brainer. We have done it for every other modern house in Town. The council has now allowed on Ocean Boulevard that the space below the house for a gym be allowed to go higher for your first floor, however your envelope has to be shorter. It is consistent with every other variance request you have approved.

Councilmember Mendal stated that we have done this so many times, that it just needs to get fixed.

N. CONSENT AGENDA

- 5. Official Minutes of the June 17, 2019 Special Town Council Meeting.**
- 6. A Resolution of the Town Council Approving a Mutual Aid Agreement between the Town and the Town of Surfside.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN

OF GOLDEN BEACH, FLORIDA, APPROVING A MUTUAL AID AGREEMENT BETWEEN THE TOWN AND THE TOWN OF SURFSIDE POLICE DEPARTMENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 6
Resolution No. 2623.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2623.19

7. A Resolution of the Town Council Authorizing a Joint Project Agreement with FDOT for Turf and Landscape Maintenance.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING A JOINT PROJECT AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR TURF AND LANDSCAPE MAINTENANCE; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; AUTHORIZING THE MAYOR AND TOWN MANAGER TO TAKE ALL ACTION NECESSARY TO IMPLEMENT THE AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 7
Resolution No. 2624.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2624.19

8. A Resolution of the Town Council Approving A Mutual Aid Agreement between the Town and the Tallahassee Police Department.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWN OF GOLDEN BEACH AND THE CITY OF TALLAHASSEE POLICE DEPARTMENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 8
Resolution No. 2625.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2625.19

9. A Resolution of the Town Council Approving A Memorandum of Understanding between the Town and the Panama City Police Department.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWN OF GOLDEN BEACH AND THE CITY OF PANAMA POLICE DEPARTMENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 9
Resolution No. 2626.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2626.19

10. A Resolution of the Town Council Approving the Renewal Agreements for Dental and Vision Insurance.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, RENEWING THE AGREEMENTS FOR A DENTAL INSURANCE AND A VISION INSURANCE PLAN FOR THE BENEFIT OF THE TOWN OF GOLDEN BEACH EMPLOYEES AND ELIGIBLE DEPENDENTS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 10
Resolution No. 2627.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2627.19

11. A Resolution of the Town Council Approving A Waste Disposal Agreement with Wheelabrator South Broward, Inc.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA APPROVING A WASTE DISPOSAL AGREEMENT WITH WHEELABRATOR SOUTH BROWARD, INC.; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 11
Resolution No. 2628.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2628.19

12. A Resolution of the Town Council Rescinding Resolution No. 2611.19.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, RESCINDING RESOLUTION NO. 2611.19 WHICH APPROVED A ROOFTOP SETBACK VARIANCE FOR THE PROPERTY AT 587 OCEAN BOULEVARD; PROVIDING FOR IMPLEMENTATION AND AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 12
Resolution No. 2629.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2629.19

13. A Resolution of the Town Council Approving Amendment #1 to the 2018-2019 Fiscal Year Operating Budget.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AMENDMENT #1 TO THE 2018-2019 FISCAL YEAR OPERATING BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 13
Resolution No. 2630.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2630.19

Consensus vote 4 Ayes, 0 Nays. Items N5-N13 pass.

O. TOWN RESOLUTIONS

14. A Resolution of the Town Council Awarding a Comprehensive Health Insurance Plan for the Employees of the Town.

A RESOLUTION OF THE TOWN OF GOLDEN BEACH, FLORIDA, AWARDED A COMPREHENSIVE HEALTH INSURANCE PLAN FOR THE BENEFIT OF THE TOWN OF GOLDEN BEACH EMPLOYEES AND ELIGIBLE

DEPENDENTS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 14
Resolution No. 2631.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2631.19

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

On roll call, the following vote ensued:

Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Kenneth Bernstein	<u>Absent</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. We do not automatically plug in numbers. We actually look at all of our line items and all of our expenses. Even though we would like to keep our insurance through United Healthcare, we went out to the market to see what kind of rates we could get. If they bring us a plan similar to ours with a savings from the current year cost, I would recommend to you to not go with United to then go through an RFP process to see if we go with a new agent. Our insurance came in higher than 5% increase but none of the third-party providers came in lower than what we currently pay. Does force me to go out next year with an RFP for an insurance broker. Recommending that we stay with United Healthcare with a 6.8% increase on plan 3, with the buy-up option for employees who would like to go to plan 1. We will also honor the rates of plan 2 and reimburse the employees the difference. Insurance comparison is available for review in town hall.

15. A Resolution of the Town Council Approving A Proposal for the Replacement of the Roof at Town Hall and the Public Works Building.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA APPROVING A PROPOSAL FROM PRO-FORM ROOFING CO. FOR RENOVATION OF THE ROOF AND TOWN HALL AND THE PUBLIC WORKS BUILDING; PROVIDING FOR A WAIVER OF COMPETITIVE BIDDING PROCEDURES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 15
Resolution No. 2632.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2632.19

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>Absent</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. Knows that it seems to the community that he is constantly waiving competitive bidding, and we are not. Our code is so restrictive, and things that come in at \$300,000 it does not make sense for us to go through a formal bid process. We received four proposals, we did not go through the formal bid process where you advertise it to the whole world, and have bid documents, timelines, and a selection committee. We just reached out to the roofing community and told them we have a roofing issue, give us proposals. He is not just going to Alex Diaz's best friend and saying hey, give me a price (which none of them are), we do go through a selection bid process it is just not the formalized process that you have in your code. The issue at hand is our public works building has twelve leaks and our police department roof has six leaks. Now the question is do we just patch it up or replace it. We know for a fact that the Town Hall building and the public works building are not going away as part of the CIP project – what they become, and what they look like is all debatable. He is recommending that we do not just patch up public works but instead replace it, it is \$29,900 to replace it and it is a flat roof, there is not much you can do there. Town Hall building, he is asking to just patch it because he is not sure if with the design for the RFP that is going to go out, if the roof will need to change it and become metal or flat etc. Asking for \$47,800 for the project of replacing both roofs. Asking for more than the contract amount because he needs to have a little more wiggle room, because we do not know what we are going to find until we rip out the roof, so just in case something comes up he is asking for a little more spending authority.

Mayor Singer stated we are putting in a \$10,000 contingency that does not mean we are going to spend it

Councilmember Einstein asked if on the maintenance-building if the new proposal includes trusses.

Town Manager stated that that roof is completely flat and asking for runoff.

Mayor Singer stated that no matter what the public works building stays 100%. That building is not going to have an elevation issue.

Town Manager stated that it is not in the design criteria.

Councilmember Einstein asked what kind of roof that is over there.

Town Manager stated it is a beam membrane flat tar roof

Mayor Singer stated what is the warranty on it

Town Manager answered 20 years

Councilmember Lusskin stated that once you start to spring that many leaks, you have to replace it.

Councilmember Mendal stated that we do not know what the design of the Town Hall on A1A is going to be, we do not want to look out on a crappy roof once it is completed shouldn't we wait.

Town Manager stated that it is a flat white roof there is not a whole lot you can do.

16. A Resolution of the Town Council Approving A Proposal for A Pickle Ball Court.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA APPROVING A PROPOSAL FROM SYLMAX SPORTS FOR A PICKLE BALL COURT; PROVIDING FOR A WAIVER OF COMPETITIVE BIDDING PROCEDURES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 16
Resolution No. 2633.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2633.19

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>Absent</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. Community has been asking for a pickle ball court for some time and the Town has been looking for a space to build one. Adjacent to the tennis courts there is an area for the court. Another amenity that we are going to offer the residents during the civic center construction, and it will be protected during the construction. The benefits of that is there is already fencing on one side and the light that illuminates the tennis court will be the same one used for the pickleball court. The amount he is asking for is an allowance of \$44,235.00. We are not going with the cheapest proposal here. The lowest bidder had two negative references in terms of their ability to deliver, and issues with the surface of the court. Recommending that we go with sylmax sports. They are the ones that did your tennis courts and basketball courts. The sport is great for the youth and the elderly. It is a good will item. It shows our residents that we listen to them.

Resident Lydia Eskenazi, 660 Golden Beach Drive asked if we're going to use the same contractor that built the tennis courts, can we have them address the drainage issues at the tennis courts.

Town Manager stated that is not a contractor issue. When we resurfaced the tennis courts about 4-5 years ago there was a proposal by the contractor to put in a dragline system so when the water runs off it goes somewhere. The water does currently go to the east and west, the problem is that it abuts the grass and we don't have any drainage there whatsoever. So in the amount he is asking for \$5,000 spending authority to put in some linear yard drains that will provide some drainage relief. As part of our civic center project, the drainage of the whole field will be tied in to that project.

17. A Resolution of the Town Council Approving A Proposal for the Redesign of the Fountains at the Entrance of Town.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA APPROVING A PROPOSAL FROM THE TWENTY-TWO GROUP FOR THE REDESIGN OF THE FOUNTAINS AT THE ENTRANCE OF TOWN; PROVIDING FOR A WAIVER OF COMPETITIVE BIDDING PROCEDURES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 17
Resolution No. 2634.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2634.19

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

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

Nay
Absent

Councilmember Judy Luskin Nay
Councilmember Jaime Mendal Nay
Councilmember Bernard Einstein Nay

The motion does not passed.

Town Manager spoke on the item. In April, we brought to you some options for decorating the flat walls and brought you some cost estimates on what that would cost. Spent this summer asking different vendors to give us options for what the entrance would look like and the wavy pattern came in at \$100,000. He is not comfortable with the item. He is asking that we not approve this item. Let him do some research on stucco because at night they look beautiful, it is during the day that we have a problem. He will spend a couple thousand dollars max because stucco is not expensive. If we don't like it, then we will work with the Town Attorney to put out a real RFP for design renovations of our fountains and have it done right. Knows that the mayor is passionate about the item. Wants to know if it is ok with the council to let him explore a little bit with stucco first.

Mayor Singer stated that if it is not the right thing, then we should not do it.

Town Manager stated that this item is not ready for you to make a final decision.

Councilmember Luskin stated that the stucco would look like a wavy wall. Mentioned doing stonework.

Town Manager stated that the problem with doing stonework is that you are limited to just one style.

Mayor Singer stated that he believes the fountains are a focal point of the Town and at night they look great but during the day, it looks like an unfinished project. It also has a stain in the fountain that would not go away.

Councilmember Einstein stated that the other person doing a great job with stucco is the person on the south side of ocean.

Mayor Singer stated it is a good starting point

Councilmember Mendal stated that he is a fan of saving money. We are getting ready to do the Civic Center and he is a fan of this idea.

Town Attorney recommended that they just vote on it.

Town Mayor asked to bring back the item under discussion for the stucco

18. A Resolution of the Town Council Approving a Proposal From Olin Hydrographic Solutions, Inc./Versatile Builders Inc. for Canal Maintenance Dredging.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN
OF GOLDEN BEACH, FLORIDA APPROVING A

PROPOSAL FROM OLIN HYDROGRAPHIC SOLUTIONS, INC./VERSATILE BUILDERS INC. FOR CANAL MAINTENANCE DREDGING; PROVIDING FOR A WAIVER OF COMPETITIVE BIDDING PROCEDURES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 18
Resolution No. 2635.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2635.19

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>Absent</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 it took forever to get the permits and thanked the Mayor publicly for going to DERM with them to add some political pressure on them, and after negotiating with DERM the staff their finally gave up the permits. We did have to give up a little bit; we are not going to dredge to what we originally spoke about, but we know that when we do dredge there is slippages that occurs, we feel that when the slippage occurs we will have the depth that we want. Our permits allow us to clear muck and debris to four feet NGVD at low tide; we know that we will do some extra work as a result of that. We did ask that only people that are involved in the canal maintenance community give us proposals to award a contract. The proposals came in from \$538,000 to \$330,000, he is recommending that we go with the lowest bidder. Also, for the record, the lowest bidder is the company that helped us facilitate getting the permits. Recommending Olin Hydrographics, their contract came in at \$333,835. He is asking for a budget of \$423,835 to be adjusted as needed. Asking for that amount because there was work that was done prior to getting the permits, and we are asking for a \$40,000 contingency in case we have to do some dredging around some docks that are not around our preset.

Councilmember Einstein how much the Town has spent to date on dredging.

Town Manager stated he does not have that number with him but originally the amount budgeted for this project was \$270,000,

Councilmember Einstein asked if this money is coming out of this budget and if we are spending it in a time frame of 1-2 years

Town Manager stated we want to spend the money out of this budget; we are not allocating a lot of money for dredging in next year's budget.

Councilmember Lusskin asked if this includes the dumping fees

Town Manger stated that the contract is an all in one price. Also, stated that there are two companies that have not submitted their numbers to the Town. If their numbers come in lower; we may need to revisit this item in the September meeting. We did get three written offers and two companies said no that it is too complicated and not enough work for them. Because the number of cubic yards we are asking to remove is too minimal for the work that is required by the permit.

Mayor Singer congratulated the Town Manager he worked really hard on this; the first time he went to DERM he told the manager he does not believe we'll ever get this project done because they were giving them such a hard time. Hats off to him and his persistence.

19. A Resolution of the Town Council Ratifying the Maximum Proposed Millage Rate for F/Y 2019-2020.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, RATIFYING THE MAXIMUM PROPOSED MILLAGE RATE FOR F/Y 2019-2020 THAT WAS TRANSMITTED TO THE PROPERTY APPRAISER OF MIAMI-DADE COUNTY PURSUANT TO THE REQUIREMENTS OF FLORIDA STATUTES AND THE RULES AND REGULATIONS OF THE DEPARTMENT OF REVENUE OF THE STATE OF FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 19
Resolution No. 2636.19

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2636.19

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

The motion passed.

Mayor Singer commented on the Town's assessed values coming in at the highest they ever have. Proposing that the maximum proposed millage be set at no more than 8.40 mills.

Town Manager stated that in the past we have set it higher and come down. We got rid of that last year, we are proposing setting it at what it will be so there is no confusion and residents will know what they are going to pay. Our operating millage rate that we are proposing is 7.5780 mills, and the debt services is .8220, your trim notice will be what you pay.

Town Manager reminded council that the budget meetings are scheduled for Tuesday September 17th and Thursday September 26th. Also stated we were able to balance the budget, there is still money in the CIP for your civic center, and we did a three-year analyst of all of our spending patterns. The Town Mayor and him had a heart to heat about next year's budget as it relates to our expenditures. In his budget message, he explains what those shortcomings may be. We are confident that 8.4 is the correct number, it also provides for a strong contingency and some restricted funds for other projects. He is recommending you allow setting it at the combined rate of 8.4.

Councilmember Mendal asked why it states that there are increases and decreases if the millage rate is the same from last year.

Town Manager stated that this is a combined rate, and because the debt service next year goes down we manipulate the numbers depending on whether or not the debt service goes up or down to meet our debt service obligation. Once we meet our debt service obligations, we take whatever extra there is we put into our operating number so that we can have a combined rate. In 2007 when the Mayor and himself committed to the community if they approve a 14.5 million-dollar bond we would never have a millage rate higher than 7.59 mills. Through the years as we have seen our values go up, we have lowered our combined millage rate twice. Our commitment to the community has been our debt service obligation on a moving forward basis now stays the same, so if our values continue to increase you will see that number become smaller and then we will need to discuss to see if we should continue with the combined rate. Last year's council decided not to lower the millage rate this year, because the savings are so insignificant that it was better to keep those dollars in the budget for capital programing. Instead of that money that we could give as a savings in the millage we put it away in the budget so that the council can use for projects on a moving forward basis. We do look at those revenue increases, and instead of going shopping, we put limitations on ourselves to guarantee you that we are not taking all of our increases and spending it. We always try to restrict our growth in revenues and still deliver a savings at the end of each year.

Councilmember Mendal asked for clarification because on the memo it says a .098 increase in general operating and a.058 decrease in the debt services means that there is a net increase of .04 is that wrong?

Town Manger stated the first number in the memo is wrong but not the rate of the increase or decrease and we will fix it. He apologized for not catching that

Councilmember Einstein asked if somebody had a house on the ocean for 1 million dollars, the land could still be assessed at three million but because of our homestead when they knock that house down, they can't raise the price of the home?

Town Manager stated that the land is still protected and the only value that goes to market is the house value and not the land value it stays the same.

Mayor Singer stated that Councilmember Einstein brings up a good point.

Town Manager stated the property appraiser's office, who is responsible for setting assessed values in Town, must follow state guidelines, the value of the land does not increase because you decided to rebuild your house, the value of your home does. Stated that the property appraiser came into our community this summer and did a complete audit of our community. There are 25 homes that were identified that we are helping the property appraiser's office to bring them to true assessed value. It all goes to your benefit as a homesteaded property. Yes, we have lands in our town where the land value is extremely low but the home values are like \$8-9 million.

Mayor Singer gave the Town Manager the authority on the fountains, what we are recommending is the Town Manager research and look into the possibility of stucco.

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:
• Landscape Services on the Weekend

Town Manager stated that A BRAB member brought up the issue of landscaping on Saturday morning. Right now you are allowed to provide landscape services as early as 8AM on Saturdays and 10AM on Sunday. He is asking to change our ordinance to prohibit all landscaping on Saturday before 10AM. We have talked about this with the landscaping community and we do not agree with him. Most communities allow you to start early on Saturday. By creating later hours your changing the business model of a lot of our landscapers that come in on Saturdays as well as the residents that do their own landscaping.

Mayor Singer stated that he brings up a good point. Most residents work during the week and they want peace and quiet on Saturday morning. He does not understand why we can't let them wait till 10AM. The homeowners pay a lot of taxes and if they want peace on Saturday morning, he has no problem with that.

Councilmember Einstein stated that he thinks that when this ordinance was originally put in there it was for the homeowner to be able to do it on a Saturday or Sunday.

Town Manager stated you still have a hand full of residents that do it themselves

Councilmember Mendal stated that he agrees that they should just start at 10 a.m.

Councilmember Lusskin agreed. Also, believes we should not allow landscaping on Sunday at all.

Mayor Singer stated why don't we allow it Saturday 10am-6pm and not allow it on Sunday.

Councilmember Einstein stated that we could allow the residents to do it themselves, but not the companies on Sunday.

Town Manager stated your code currently allows landscaping Monday-Friday from 8am-8pm and 10am-6pm on Saturday and Sunday. Asked are they stating residents can't do work on Saturday's and Sundays? Because the issue you have with that is residents will say that it is not a landscape company, that it is their handyman. Now the issue is our code says if you are a landscape company you are required to take your debris and throw it away so now the Town is required to take it and pay the tipping fee because they are not a landscape company.

Mayor Singer stated that why don't they change the hours on the weekend to 10 a.m. to 6 p.m. on Saturday and Sunday.

Town Attorney stated he will bring a draft of the ordinance for the next meeting.

Town Manager put into record that the next meeting is September 17th.

Q. ADJOURNMENT:

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

Consensus vote 4 Ayes 0 Nays. Motion passes.

The meeting adjourned at 8:48 p.m.

Respectfully submitted,

Lissette Perez
Lissette Perez
Town Clerk