



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

Official Agenda for the January 28, 2020 Special Town Council Meeting called for 6:00 P.M.

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 6:02 p.m.

B. ROLL CALL

Councilmember's Present: Mayor Glenn Singer, Vice Mayor Kenneth Bernstein, Councilmember Judy Lusskin, Councilmember Jaime Mendal, Councilmember Bernard Einstein (**** arrived during the presentation to the Golden Beach Youth Leadership Group ****)

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

**** At this time Mayor Singer adjourned the Regular Town Council Meeting and opened the Local Planning Agency Meeting. ****

**** Mayor Singer reopened the meeting at 6:06 p.m. ****

C. PLEDGE OF ALLEGIANCE

Chief Herbello led the Pledge of Allegiance

D. PRESENTATIONS / TOWN PROCLAMATIONS

RECOGNITION OF TOWN'S 5K COMMITTEE
AWARDS PRESENTATION TO THE GOLDEN BEACH YOUTH
LEADERSHIP GROUP – given by Community Development Specialist
Marie Talley (after the swearing-in ceremony)
SWEARING-IN OF PART-TIME OFFICER CHRISTIAN RICANO

**** **Town Manager** took a moment to present the Council with their annual compensation for their service during 2019 ****

E. MOTION TO SET THE AGENDA

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

F. GOOD AND WELFARE

Dr. Paul Tartell, 640 North Island Drive

Stated that on the 23rd of December, the Town had a lot of flooding. At around 3:00 a.m. his wife and he got an alert that Fort Lauderdale Airport was flooded. That morning he drove to the hospital, but as he got into the streets of Golden Beach, he could tell there

was a considerable amount of flooding. His car started to stall out and he called the Gate House. They advised that they had flooding and had opened the North Gate since midnight, which he thought was a smart move. From his standpoint, there were no signs that said the gates were open and they never got a robocall or blast that they get for numerous things advising them of this. This was something that we should have gotten an alert about. This is something that the officers were aware of, but nobody knew anything or alerted anyone. It seems that nobody knew how to activate the emergency system after hours. It was apparent to him that nobody knew what to do in a situation like this. We have to recognize that this was an issue, it should be easy to address and it needs to be addressed.

G. MAYOR'S REPORT

He is very, very excited because as everyone is aware the Town received five bids for its civic center. They are being reviewed by the committee who will rank their choices. We are progressing as planned. Congratulated the staff that put the New Year's Eve party together, that turned out great. Happy to announce that the Town kept its AA bond rating. The financial strength of the Town of Golden Beach is still doing well. Commended the police chief and his staff, especially during the fourth quarter, for keeping the town safe and secure and the waterways safe and secure, especially during the holidays. Understands where Dr. Tartell is coming from. Town Manager will elaborate during his report. We try to inform the residents as much as possible, obviously this one slipped through the cracks. Stated not one person pulls the strings so whether he's out of Town or the Town Manager is out of Town, if there is ever an incident residents should feel confident that they will be notified.

H. COUNCIL COMMENTS

Councilwoman Lusskin

Commented that since the Town did the milling of the streets, the streets are looking really good. It really made a big difference. Requested a report on the dredging and how we are doing with that. Mentioned that the tea party was very successful and thanked Leigh Benayoun for her help with that. During the cold days, the iguanas were literally dropping onto the streets. If it continues to be this bad, we need to consider doing something town-wide. Inquired about the FPL boxes and who services them and when.

Town Manager stated that FPL does and they come out when an alarm goes off in them.

Councilmember Einstein

Inquired about the yellow lines on the streets after the milling.

Town Manager stated all yellow lines are only at stop signs and they go the length of two and a half cars from each stop sign

Vice Mayor Bernstein

Stated that one of the nights he was coming in late and the gate arm was not going down and anyone could come through. In terms of following up with what Dr. Tartell said, we need to come up with some sort of procedure when no one's around and how it gets handled when you're not here.

Mayor Singer stated that the landscape lights on the west side of The Strand have been out for weeks.

Councilmember Mendal to Dr. Tartell's point, he was also very frustrated that day, and spoke to the Town Manager, it could have been handled much better. Thanked the Selection Committee for all their hard work in pushing the Civic Center project forward

I. TOWN MANAGER REPORT

Addressed the flooding on December 23rd. In Golden Beach, we have a system in place. Our pump system was working. They were draining when the rain subsided. We do not issue a robocall with periodic flooding. Signs should have been placed throughout the Town and he will address why that did not happen. If you have code red, you would have received a code red message indicating that there is flooding in the area. Could we do better? Yes. We have talked about it throughout the years how we can improve our communications. Maybe we can provide smaller marquis at the islands. We are looking at different systems to improve the way we communicate. We did fail you; the boards should have gone out indicating which gate is open. Made residents aware that there are more than two staff members that are certified to use the code red system. We tend to use code red for an event that we are going to lose money on, so we may do a code red to try to get residents to come out. Stated that he is never going to satisfy everyone, but we did fail you because those message boards should have gone out at midnight. Let us talk about the flooding, why did it occur. Tonight you are going to approve 15 improvements to our stormwater system to help it work more efficiently. Directed the Chief to make sure that our substation employees are better trained.

Vice Mayor Bernstein stated that when these things like flooding happen, maybe we can send out a text.

Town Manager stated that the system does have a way to do this and we will look into how to implement it.

Town Manager spoke on the dredging project that is just about over. Just finishing two or three areas. Reminded residents that the purpose of the dredging project was to dredge areas of our intercostal waterways and canals that did not have 4 feet of clear draft at low tide. He is happy to report that not only do we now have 4 feet of clear draft during low tide, but also in most areas we have 6 feet with the exception of one or two spots on Center Island. Thanked the residents of North Parkway for allowing us to use their lot during the dredging project. Stated if you see when you have your vessel in the water that your depth finder does not show you 4 feet draft at low tide, please let him know. We will have our crews come back out and check on your property. The sandblasting that was occurring was not something that the Council approved. He took that action within his legislative and budgetary authority. He thought that it would enhance the roads and enhance the aesthetic value of the roads. Knows that we are delayed with the pickle ball court. It should be in place before the Valentine's Day holiday. The Town will be applying for the All America City Award. He would like to let the Town know that we as your staff will never stop fighting for you. After two rounds with FEMA, they approved our street sweeper claim for \$87,000 to allow us to replace our street sweeper.

- Film Permit Fees Report

Town Manager stated that the film permit update report is attached to their agenda for their information

J. TOWN ATTORNEY REPORT

None

K. ORDINANCES – SECOND READING

1. **An Ordinance of the Town Council Amending the Town’s Code Chapter 46, Section 46-85 Height of Seawalls and Docks and Extensions of Decks of Docks.**

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH, FLORIDA, AMENDING THE TOWN’S CODE OF ORDINANCES BY AMENDING ARTICLE IV OF CHAPTER 46 ENTITLED WATERWAYS, SEC. 46-85. HEIGHT OF SEAWALLS AND DOCKS AND EXTENSIONS OF DECKS OF DOCKS; TO ALLOW THE DECK OF A DOCK TO BE CONSTRUCTED AT A MINIMUM SEAWALL HEIGHT OF 3.425 NAVD-88 OR AT A MAXIMUM SEAWALL HEIGHT OF 4.425 NAVD-88; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS AND PROVIDING AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 1
Ordinance No. 591.19

Sponsor: Town Administration

Recommendation: Motion to Approve Ordinance No. 591.19

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.

Town Manager stated there are no changes from first to second reading, this just allows you to bring your dock to the same height of your seawall or keep it down low.

Councilmember Mendal asked for clarification one more time on what is allowed.

Town Manager stated that you are allowed a minimum five, maximum six NVGD so if you want a terminal dock now you are allowed to do so. Also, stated any projects that are in the pipeline, or any variances that were denied over the last couple of years we have administratively granted them through an administrative order giving them the right to do so, they do not need to come back to us.

L. ORDINANCES - FIRST READING

None

M. QUASI JUDICIAL RESOLUTIONS

None

N. CIVIC CENTER COMPLEX MASTERPLAN UPDATE

Town Manager stated that tomorrow morning starting at 10 a.m. the selection committee members will be meeting in the council chambers to interview the five firms that have submitted plans for our Civic Center. We will be broadcasting that workshop on a continuous loop for the next two weeks immediately after. The Selection Committee Members will be taking the list of the top three firms to the Council. The council on Tuesday, February 18th, beginning at 10 a.m. will have their workshop in two hour increments. Then at the council meeting starting at 6 p.m. that night, the contract will be awarded to the top firm. The Council will then authorize the Mayor, Town Manager, and Town Attorney to sit with the firm and negotiate a contract, construction schedule, and a critical path moving forward. That will then come back to the council at the March meeting for ratification, and that's when we will really start getting pen to paper as it relates to the Civic Center Project Masterplan. Thanked the Selection Committee Members in advance for all their hard work.

Councilmember Einstein asked if they are allowed to speak to the committee members individually to ask them questions relating to the presentations outside of this quorum.

Town Manager stated yes they are allowed

O. CONSENT AGENDA

- 2. Official Minutes of the October 15, 2019 Regular Town Council Meeting**
- 3. Official Minutes of the November 19, 2019 Local Planning Agency Hearing**
- 4. Official Minutes of the November 19, 2019 Regular Town Council Meeting.**
- 5. A Resolution of the Town Council Approving An Agreement with David T. Caserta Government Relations, Inc.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN

OF GOLDEN BEACH, FLORIDA, APPROVING A NEW AGREEMENT WITH DAVID T. CASERTA GOVERNMENT RELATIONS, INC. FOR CONSULTING SERVICES FOR THE PERIOD BEGINNING NOVEMBER 1, 2019 THROUGH OCTOBER 31, 2020; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 5
Resolution No. 2661.20

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2661.20

6. A Resolution of the Town Council Approving the Payment of \$5,000 to the Diabetes Research Institute Foundation's Love and Hope Event.

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

Exhibit: Agenda Report No. 6
Resolution No. 2662.20

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2662.20

7. A Resolution of the Town Council Approving A Mutual Aid Agreement with the Town of Medley.

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

Exhibit: Agenda Report No. 7
Resolution No. 2663.20

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2663.20

8. A Resolution of the Town Council Authorizing A State Revolving Fund (SRF) Loan Request.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN

OF GOLDEN BEACH, FLORIDA, RELATING TO THE STATE REVOLVING FUND (SRF) LOAN PROGRAM; MAKING FINDINGS; AUTHORIZING THE LOAN APPLICATION; AUTHORIZING THE LOAN AGREEMENT; ESTABLISHING PLEDGED REVENUES; DESIGNATING AUTHORIZED REPRESENTATIVES; PROVIDING ASSURANCES; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE.

Exhibit: Agenda Report No. 8
Resolution No. 2664.20

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2664.20

Consensus vote 5 Ayes, 0 Nays. Items O2-O8 pass.

P. TOWN RESOLUTIONS

9. A Resolution of the Town Council Approving the Proposal from Southeastern Engineering Contractors, Inc. For the Construction of High Tide Improvements.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING THE PROPOSAL PROVIDED BY SOUTHEASTERN ENGINEERING CONTRACTORS, INC. FOR THE CONSTRUCTION OF HIGH TIDE IMPROVEMENTS WITHIN THE TOWN; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 9
Resolution No. 2665.20

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2665.20

A motion to approve was made by Councilmember Lusskin, seconded by Vice Mayor 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 at the October meeting the Administration provided the Council with a flood study. Craig A. Smith provided that study, recommending thirteen improvements to our Stormwater system. We only asked the two companies that have worked on our Stormwater system to provide us with proposals. Of the two one came in at \$161,000 and the second one at \$131,000 which is Southeastern Engineering. We recommend favorable approval of Southeastern Engineering. Craig A. Smith will be overseeing the implementation of the thirteen projects.

Councilmember Mendal asked if the Town Manager can briefly describe what they will be doing.

Town Manager stated that throughout the community and in some areas, we have seen tidal flooding. A lot of it has to do with flat bays or duckbills that need to be installed or replaced. At Singer Park, we are putting a valve and a gate to elevate the water that is coming in through the north side. A lot of it is work inside the boxes, you will not see roads being ripped up, and it is just improvements to the system to try to make it a more sealed system. This will not solve some of the flooding issues we have in pump station number one. We will still see flooding on the Southside of Town but we think some of these improvements will help with that. This does not include the \$2 million dollar project we are doing on Center Island. He made the Council aware that our automated transfer switches project has been completed as part of our stormwater updates.

Q. 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

- Building Regulation Advisory Board Request To Be An Architectural Review Board

BRAB Chairman Jerry Hollo spoke on the item.

Town Manager stated that he and the Town Attorney were having discussions to see how they could give the board more authority to make decisions. As to what extent, he thinks the Town Attorney needs to guide them to come to a happy medium.

Mayor Singer asked if that would include paint colors.

Mr. Hollo stated that it might apply to some and not all of it.

Mayor Singer asked if the board tells an applicant they can't do something, what rights does that individual have to challenge the board, how does it work?

Town Attorney stated that you can do a very rigid method of design review and every project that is built goes through it, which is what Coral Gables does. Bal Harbor for example has a design review board, which is not nearly as rigid as Coral Gables, but they have input to more than just colors and materials and actual design. That board is made up of mostly non-residents who have the design qualifications to make those decisions. They are volunteers and it is a well-respected position. We have to understand from the building advisory board the scope of what it is they would like to regulate and then we can put in place regulations that will allow design reviews on finishes, design review on materials, it can go all the way to the actual design of homes.

Mayor Singer asked to what extent Mr. Hollo thinks it needs to go.

Mr. Hollo stated first of all he believes if someone is turned down at their board, they should be able to come to the council for an appeal of the board's decision.

Town Attorney stated that he could send the Town what Bal Harbor does and the Town can make up their mind on what they would like to do.

Town Manager stated that we will get it first to the BRAB and let them workshop it and get back to the council.

- Bus Bays on A1A

Town Manager stated that each year the Town gets back money from the ½-cent penny tax that can only be used for transit purposes. In Town, we have four bus bays, and we have been able to keep the county from asking us for their money back. However, this year in our audit even though we passed the audit, the county commissioners are saying spend the money or they will forcefully take it back. What we are recommending is that two of the locations on the west side get a bus shelter added along Ocean Boulevard consistent with the design of our substation. He received numbers and 198 people board or un-board a bus in Golden Beach daily. We are recommending a simple bus bay it will not go on any properties, it will be on the street ends and they will each have a camera on the inside of them. From a security perspective they are lit, they have cameras and they have small benches to deter homeless people from sleeping there. Asked if the council likes it and should he bring them a proposal?.If not, we will have to send back the money to the county as it relates to our transit dollars.

Councilmember Einstein asked if the county is saying use it or lose it all.

Town Manager stated that yes they will lose the money that they do not use. Stated that Councilmember Medal asked if we can ask the transit company if we can use the money to get rid of the decorative markers at the ends of Town so the bikers do not have a problem. Stated we will make that request and let the council know.

- Veterans Memorial at The Strand Boat Dock

Town Manager recommended as part of our Center Island Pump Station program, since we are already ripping everything out, we would like to add a tall American flag in the middle of The Strand Boat Dock cul-de-sac. It will be illuminated at night in a small monument that can commemorate the men and women who served in our armed forces throughout the years in the history of Golden Beach. So that we can be like every other community that has a place where we can honor those men and women. If you agree, we will have to bring you renderings and bring it back to you. Reminded residents that this is super bowl week so be cognizant of that and be careful. Our Valentine's Day event will be taking place on Friday, February 14th at the beach pavilion starting at 5:00 p.m.

Mrs. Fishbein asked to speak. Apologized for not getting here at 6 p.m. Lived in Golden Beach for several years. Lost a dear friend this week, Joey Batalatti. He helped numerous families in Golden Beach. He promised Dick that he would always take care of her and he did. He was the smartest handy man she ever knew.

Q. ADJOURNMENT:

A motion to adjourn the Council Meeting was made by Councilmember Mendal seconded by Councilmember Luskin.

Consensus vote 5 Ayes 0 Nays. Motion passes.

The meeting adjourned at 7:41 p.m.

Respectfully submitted,

Lisette Perez
Lisette Perez
Town Clerk