



TOWN OF GOLDEN BEACH

One Golden Beach Drive
Golden Beach, FL 33160

Official Minutes for the April 20, 2021
Regular Town Council Zoom Virtual Meeting called for 7:00 P.M.

Zoom Room Meeting ID: 882 3068 8957 Password: 431881

For Dial In Only: Call 929.205.6099 Meeting ID: 882 3068 8957

THE PUBLIC MAY PARTICIPATE AT GOOD AND WELFARE; PLEASE HOLD ALL QUESTIONS AND COMMENTS UNTIL THEN! THE PUBLIC IS ENCOURAGED TO SUBMIT ALL COMMENTS VIA EMAIL TO LPEREZ@GOLDENBEACH.US BY 4:00 P.M. TUESDAY, APRIL 20, 2021.

A. MEETING CALLED TO ORDER

Mayor Singer called the meeting to order at 7:04 p.m.

B. ROLL CALL

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

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, Resident Services Director Michael Glidden, Public Works Director Kirk McKoy, Facilities Maintenance Director Ken Jones

C. PLEDGE OF ALLEGIANCE

Chief Herbello led the Pledge of Allegiance.

D. PRESENTATIONS / TOWN PROCLAMATIONS

None

E. MOTION TO SET THE AGENDA

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

Town Manager apologized for the possible gunshots they may hear in the background, as he is at the police academy.

Asked to pull item #7 from the consent agenda and add it to the regular agenda.

F. GOOD AND WELFARE

Resident Abraham Mendal, 217 Golden Beach Drive

Asked about the flag submission from 2016 and wanted to know what the status of it is.

Town Manager stated that the Director of Resident Services would respond via email at another time after the meeting.

Resident Abraham Mendal asked if he was still in consideration.

Town Manager stated yes he is

G. MAYOR’S REPORT

Spoke on the vaccine event in Town and what a great job was done with that. Many residents were appreciative of being offered the vaccine. Town Manager will update on the Center Island Pump Station in his report. The Town Hall Project, will be going over it in an item this evening, and after that we should be able to start construction in the next two weeks. Fiber is a big concern for everybody. Town Manager will elaborate further. It is now down to service and price. Going to give a few dates tonight to have a workshop to try to narrow it down. Hoping within the next 30 to 45 days we can select a vendor to install the fiber. Hopefully by the end of the year will have everything connected. It is on the top of our priority list, but it is a big project and a big decision, so we need to make sure we are dotting all of our I’s and crossing all of our T’s. Stated if you live on the intercoastal like he does you have noticed that the water traffic has increased with boats and jet skis in the water tenfold. During the week, at night, on the weekends – Town Manager, Chief and him have had several conversations about this. Several residents have recently contacted him because they are concerned because big boats are speeding through the waterways. Urges all Golden Beach residents that do have water crafts to follow safety guidelines and be careful. It really has become dangerous out there because there’s so much traffic as well as the wake. A lot of residents kayak. You need to be careful kayaking because the boats go by without any remorse and without following guidelines. Only a matter of time before someone in Golden Beach gets seriously hurt or killed. He knows that we are going to have a full time marine patrol and knows that the Chief and Manager are probably tired of hearing this from him, but it is such a concern of his and many residents.

H. CORONAVIRUS UPDATE

Town Manager stated that there’s nothing new other than that we have had the COVID testing. The event went very well. Going to transition into a concierge type of service with the COVID vaccine. Sated everyone must keep their guards up, just because you have been vaccinated does not mean that you cannot transmit the virus. Will be working with the Resident Services Department to offer the vaccine as a concierge service for groups of people that are interested in getting vaccinated. Maybe sometime in July when the CDC guidelines change we will be able to open up our facilities.

I. COUNCIL COMMENTS

Councilmember Ken Bernstein

Got a lot of feedback from people that were very happy with the vaccine event. Stated the Town is looking fantastic.

Councilmember Mendal

Congratulated the Administration for the vaccine event. It was a very necessary event and well managed. Asked Town Manager to speak about the American Rescue Act and what is going on with the COVID reimbursements.

Vice Mayor Lusskin

Congratulated the Manager on his police academy. Reminded everyone that in the next newsletter you will see a date for a town-wide zoom cooking class that will be sponsored by the GBYLG. Asked if they continue to do zoom meetings if they could do the meetings at 5:00 p.m. if that’s ok with everyone else. We have been doing 5:00 p.m. for almost a year now.

Councilmember Einstein

Echoed sentiments on the vaccine event. Reflecting on the sentiments of the Mayor about what he stated in terms of boating stated that it is very real. It is interesting because his daughter lives in the point and he saw some girls that were just sitting in the intercoastal in the middle of the channel and they just blend in. There’s a lot of activity and agrees that something needs to be done.

J. TOWN MANAGER REPORT

As it relates to the American Rescue Act, we are prepared to receive the money that was allocated to our community. The government allocated \$390,000 for our community. Have applied and received \$150,000 of our COVID reimbursements, we have another \$300,000 that we put in to the county for reimbursement. As it relates to the boating issue, he did authorize a position in the police department that will be starting on May 1st. Chief is very aware of the issue and has been working with the Mayor on those matters. As it relates to going back to in-person meetings, stated the Mayor has that as one of his top priorities. Unfortunately, we have to meet the CDC guidelines, which states even if the entire council were to be vaccinated, if we still do not meet the distancing requirement in the room we cannot be in-person. Our chambers are not large enough to hold us; the goal is to get us partially in there for the September budget hearing.

K. TOWN ATTORNEY REPORT

None

L. ORDINANCES – SECOND READING

None

M. ORDINANCES - FIRST READING

None

N. QUASI JUDICIAL RESOLUTIONS

None

O. TOWN MAJOR PROJECTS UPDATE

- Civic Center Complex Masterplan
- Center Island Pump Station
- Fiber/High Speed Internet

Town Manager spoke on this. Stated that we are currently managing 19 projects. The Center Island Pump Station project is well underway and under budget. We will be proposing two new projects, one at the beach that they will do under the Mayor and his authority to add additional showers at the beach. For fiber where we are today is that we're down to two companies that we want to negotiate with to provide our residents with the best and most reliable internet speeds and services to our community as well as providing cable and telephone services if they choose to. Negotiating competitive bulk rates for those additional services the residents will have to upgrade to if they wish to. Both companies are currently working on refining those proposals and getting them back to us, we are hoping to have them back within the next two weeks, and then we'll have a workshop called for to see what approach you wish to take for internet. We are requesting to submit a request to the Attorney General's Office to ask for guidance on how we can fund and pay for those services in the future. Not really prepared to talk more about fiber today. Know that we are down to two and we will have a workshop to discuss both of those companies. He will hold the Civic Center report until they get to the Civic Center item.

P. CONSENT AGENDA

- 1. Official Minutes of the March 16, 2021 Regular Town Council Zoom Virtual Meeting**
- 2. A Resolution of the Town Council Authorizing A \$5,000 Contribution to the United Way.**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE USE OF LAW ENFORCEMENT TRUST FUND (LETF) MONIES TO MAKE A \$5,000 CONTRIBUTION TO THE UNITED WAY OF MIAMI-DADE; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 2
Resolution No. 2735.21

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2735.21

- 3. 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. 3
Resolution No. 2736.21

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2736.21

4. A Resolution of the Town Council Approving a Mutual Aid Agreement between the Town and the State of Florida Division of Emergency Management.

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

Exhibit: Agenda Report No. 4
Resolution No. 2737.21

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2737.21

5. A Resolution of the Town Council Approving the Agreement between the Department of Health and the Town for Quality Water Testing.

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

Exhibit: Agenda Report No. 5
Resolution No. 2738.21

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2738.21

6. A Resolution of the Town Council Approving the Second Amendment to the Interlocal Agreement for Federally-Funded Subaward for Reimbursement of Expenses Incurred due to COVID-19.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING THE SECOND AMENDMENT TO THE INTERLOCAL AGREEMENT FOR FEDERALLY-FUNDED SUBAWARD WITH MIAMI-DADE COUNTY FOR THE REIMBURSEMENT OF EXPENSES INCURRED DUE TO THE NOVEL CORONAVIRUS DISEASE 2019 (COVID-19) PURSUANT TO THE CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 6
Resolution No. 2739.21

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2739.21

Consensus vote 5 Ayes, 0 Nays. Items P1 through P6 pass.

Q. TOWN RESOLUTIONS

7. A Resolution of the Town Council Accepting the General Purpose Financial Statements and the Single Audit for Fiscal Year 2019-2020.

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 2019/2020 ENDING SEPTEMBER 30, 2020 PREPARED BY KEEFE, MCCULLOUGH & CO., LLP; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 7
Resolution No. 2740.21

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2740.21

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

On roll call, the following vote ensued:

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

The motion passed.

Town Manager spoke on the item. He pulled this item because he wanted to take care of two things. At a previous council meeting Councilmember Mendal directed the staff to possibly go out to bid for new auditing services. We did not ignore that directive, we spoke to Councilmember Mendal and explained why we should hold off on issuing the RFP this year as it relates to some of our fund balance issues that we will be cleaning up in the coming year. In addition to ensure we have a fresh set of eyes looking at our audit, our audit team switches every two years and the management partners go through a stress test to make sure the audit has a fresh set of eyes. He believes this satisfied Councilmember Mendal's request. Stated, because of the job, we did by collecting IRMA and COVID money, and not spending money during the COVID time period we were able to grow our Fund Balance by \$1,060,000. Most of the items COVID related that we have been sending to the resident's homes we have been able to get them paid for by the CARE's program. Looking forward to a healthy Fund Balance this year as well and to appropriating those dollars to projects that will better serve our community.

Mayor Singer stated that the Fund Balance has increased.

Town Manager reminded Council that the Stormwater Fund does have a liability to the General Fund that hopefully the Council will come up with a plan in the future for repayment strategies.

8. A Resolution of the Town Council Approving the Design of Town Entry Fountains.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA APPROVING THE ADMINISTRATION'S PROPOSED DESIGN OF THE TOWN'S ENTRY FOUNTAINS; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 8
Resolution No. 2741.21

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2741.21

Item Number 8 was tabled

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

On roll call, the following vote ensued:

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

Town Manager spoke on the item. Our new Civic Center has a screen that covers the three stories of the building. That element is a signature element of our building. The goal is to take that element and bring it through the north and south part of Ocean Boulevard. The Council has asked over the years to look at the fountains and what we can do to dress them up. Asking the Council to give him authority to shop so that we can put the same screening that will be on our main building on the fountains. Over time, if we get tired we can replace it in the future. However, it is the element that you will primarily see on our Civic Center.

Councilmember Mendal asked if we have been able to nail down a more exact cost for the fountains.

Director of Capital Improvement Projects Lissett Rovira stated that we have received all three proposals and are looking at more like \$35,000 to \$40,000 for the entire project.

Councilmember Einstein stated that in terms of materials, concerned of the metal in terms of water and salt. Sometimes metal gets an algae or blackened color to it and parts of it could look worse than what we had to begin with. Thinks that we need to really explore the material that goes in there in terms of a maintenance situation.

Mayor Singer stated that it will be a highly treated metal and going to make sure that it is maintained. Just like the bridges in Town the railing have no rust and they have been there 10 years plus.

Lissett Rovira spoke about the materials. Stating that the metal material will weather the best over any plastic you could put there.

Town Manager stated that the Town is looking to put that same material in the main building so it needs to be able to stand the test of time. Still flushing out which direction to go in which is why we have three proposals. The intent is that the Council give us the authority to move the project forward and we can deliver something that has very low ongoing maintenance to the Town.

Councilmember Einstein asked if the contractor who is doing the fountains is going to also get the contract to do the building.

Town Manager stated no we are going to purchase the panels ourselves, and have someone come in, and install them.

Councilmember Einstein asked if this is a pre-approved panel.

Town Manager stated it is the design that we have approved for the Civic Center, than we will take the design to a manufacturer who will do the die cuts of the material that you select.

Councilmember Bernstein asked if this is just a discussion of moving forward with this project and then later they can decide on what materials will be used.

Town Manager stated that that is not what the item is doing. The Council is being asked to approve the installation of the design of our building that you have already selected. We are not discussing the design because that is already pre-determined. The question that the Council is being asked is would you like for us to install the same panels that you have on the Civic Center, on the fountains. The material we are looking at will probably be the very same material that will be used on the building. This item is already a signature item that you are already selecting and approving.

Councilmember Bernstein stated that at their private meeting, he expressed his concern with rust. He thought they were going to get a chance to see something before making an obligation not only to the fountains, but the Civic Center as well.

Town Manager stated he believes they have a different understanding of that meeting. They are still looking at which material is being selected for the building and getting prices for different materials. He does not believe respectfully that the Council should be getting involved in every day-to-day management or installation of product just like the Council does not get involved with selection of products for our main building. If the Council likes the idea of adding these panels to the fountains than it is up to the Administration to find the best product that has the least maintenance on and ongoing bases.

Councilmember Einstein stated that he's in agreement with Councilmember Bernstein and would it be possible to get a small sampling of the product that is going to be used.

Town Manager stated that they have no problem getting a sample, but what the Council is missing is that the product that we are going to use on the front of the Town Hall building is the same product that is going to be used on the fountains. So if they have a problem with this now, then they are going to have a big problem with what's being done with the building. The only question we are waiting for the manufacturer to give us their feedback on is does chlorine have an impact on the coating of the material. This is the material that we are putting on over 20% of the front of Civic Center.

Mayor Signer stated the design of the building is intact and we are going forward with it. All we are doing is taking that portion of it and putting it on the fountains. If you are concerned with the material and whether it is going to rust, than it is the Town Manager's and his responsibility, but mainly the Manager's, to make sure it holds up to our standards. He does not bring every item to the Councilmembers for every purchase, there has to be some responsibility on the Manager. If Councilmember Bernstein wants to see a sample of the product, he has no problem with that. Tonight we are asking the Council for approval of the design of the entry fountains.

Town Manager stated that prior to contract execution; this Council was provided a sample board of all of the elements of this building. This Council gave its opinion. Was able to look, touch, and feel all of the samples of materials and approve what would be used. This Council has already approved and executed contracts for those elements.

Councilmember Bernstein stated he has a couple issues with this. He does not believe this is just like every other purchase that the Manager makes. This is setting up what the colors and the major coating of the Town is going to look like. Another concern of his is if you are buying this for the fountains right now and your are not ordering it at

the same time for the building, than product, company or anything can change over a year or two period in between the fountains and the building.

Town Manager stated that would not be the case, because this is a die cut that we can take it to a variety to manufacturers to provide us with the cut in the material we specify. As it relates to the aesthetics, the Council has already voted on that.

Lisett Rovira stated we have a sample of the color as well as the cutting and we can have it sent to the Council.

Town Manager stated that Council has made a definitive decision as to what is going in the front of the building, that has been agreed on, voted on, and is going to be installed. If there are Councilmembers tonight that are expressing concerns as it relates to that item, then there is a bigger issue here. With respect to Councilmembers Bernstein and Einstein, if you are indicating that you are not in agreement with what you voted on for the building...

Councilmember Bernstein stated the design that was on the building was a lot of broad strokes and it wasn't very narrow

Town Manager stated that is incorrect.

Councilmember Bernstein stated he does not understand the big deal with asking to see the material.

Councilmember Einstein asked when they were voting on the design-build and decided that is what they are going with, when they went with that design-build, did that mean no one could make any changes to it? He believed there were certain values that were attributed to certain things. When they go to the interior of the building for example with furniture, they had to give you a certain minimum of things. That is what he thought he was voting on.

Town Manager stated prior to contract execution this Council was provided with a sample board of all of the major elements of this building. The Council was able to look, touch, and feel elements of the sample board and give their opinions. This Council unanimously approved the materials and the products in the building and that chapter of our building has been closed. As it relates to furniture, that's a different issue. As mentioned at a prior meeting there will be an RFP going out for the furnishing of the building. All of the products for our building carpet, lighting, door handles, the entry feature that goes from the third floor to the ground level and wraps the atrium of our building, this Council has already approved and executed contracts for these elements. That is why they are not up for reconsideration.

Vice Mayor Lusskin stated what she believes we are voting on tonight is to bring the theme into the fountains so that everything matches. Now, what is coming up is Councilmember Bernstein and Einstein are wondering if they actual like it. She's not making a judgment but she doesn't understand if that's what we are going with for the front of the building than whatever it is the fountains should match it. She would go one-step further and consider doing the south and north entries on A1A.

Town Manager stated that is what we propose in the next series of steps. Looking at the pavilion walls, and the fountains at the north and south side. What we wanted to do is test this out on the fountains to see what the community feedback and the Council feedback is. If the Council does not like the theme throughout, we can go in a different direction. We will have a sample of the material provided to you. Again, the decision of material, the die cut, and shape of this item has already been decided and is not something we can revisit even if we wanted to. It is not that he is getting upset, he just needs to remind the Council of the decisions they have already made.

Councilmember Bernstein stated that he does not remember seeing a sample board with the materials. Based on his experience and on many occasions he has seen that sometimes things pan out different from how they are approved.

Town Manager stated that they would take the die cut samples to them tomorrow for them to see the materials that are going to be used.

Mayor Singer stated there is no rush to get this done, asked to table the item until the next council meeting.

Mayor Singer made a motion, Vice Mayor Lusskin seconded it.

*** 5 ayes, 0 nays to table the item until the next council meeting

9. A Resolution of the Town Council Authorizing the Town Attorney to Submit Request to Attorney General For Opinion Regarding Special Assessment for Telecommunication Services.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AUTHORIZING THE TOWN ATTORNEY TO SUBMIT A REQUEST TO THE STATE OF FLORIDA ATTORNEY GENERAL FOR A FORMAL OPINION REGARDING THE AUTHORIZATION TO IMPOSE A SPECIAL ASSESSMENT FOR TELECOMMUNICATION SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 9
Resolution No. 2742.21

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2742.21

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

On roll call, the following vote ensued:

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

Councilmember Kenneth Bernstein Aye

The motion passed.

Attorney Helfman spoke on the item. Stated we have been talking briefly about using a special assessment to ultimately pay for the installation and operation of the “internet”. Because this is a unique process to use for telecommunications and because the statute doesn’t speak exactly about telecommunications, he wants to get the advice and the opinion of the attorney general before moving forward. This is slightly after the fact. They were prepared to submit this; the State actually said that they wanted to know that the Council formally approved the request.

Mayor Singer stated just to reiterate, this does not mean that we are issuing a special assessment to anyone. It is just to understand if we have the ability to do so when it comes down to fiber.

Councilmember Mendal asked how long it takes to get an answer.

Attorney Helfman stated that they should get an answer in 60 days.

Councilmember Mendal asked if they have to wait the 60 days to move forward with the project.

Attorney Helfman stated that no. his understanding is that in the meantime the Council can narrow the choices, and then we would be negotiating an agreement with them, during that time frame we will have this opinion back which goes to how do we actually finance it.

Councilmember Einstein stated we jumped a step because he knows we got to fiber optics. The Manager brought up that we may be going with fiber optics rather than bulk.

Mayor Singer stated that this is just an opinion if a few years down the line they can’t afford to pay for this, then they can issue a special assessment to the residents, that’s it.

Councilmember Einstein stated that he was just curious if they were doing this for fiber wouldn’t they do this for other types of services like that.

Town Manager stated this is for any and all telecommunication services.

Attorney Helfman stated that yes that is correct he refers to it as telecommunication services. He is looking at it differently. He is just looking at whether the government can assess for putting in place the telecommunication services.

10. A Resolution of the Town Council Approving an Amendment to the Design-Build Agreement with Gerrits Construction, Inc.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING AN AMENDMENT TO THE DESIGN-BUILD AGREEMENT WITH GERRITS CONSTRUCTION, INC. FOR THE TOWN CENTER PROJECT; PROVIDING FOR CONDITIONS;

PROVIDING FOR IMPLEMENTATION AND AN EFFECTIVE DATE.

Exhibit: Agenda Report No. 10
Resolution No. 2743.21

Sponsor: Town Administration

Recommendation: Motion to Approve Resolution No. 2743.21

A motion to approve was made by Vice Mayor Luskin, seconded by Councilmember Einstein.

On roll call, the following vote ensued:

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

The motion passed.

Town Manager stated that when they started the civic center project, the pandemic wasn't even an issue at the time. In the time that this project was approved, we selected a design-build contract that had a guaranteed maximum price. We executed that contract right in the first couple of months of COVID. As we went through the design process global trade came to a halt, the cost of business services continued to skyrocket. In January of this year, the developer came to the Manager and said the project is no longer viable from a cost perspective from the impact COVID had. We have been doing some research and we actually took this design and went out with an informal bid to get other contractors to provide a cost for this building to give us an indicative rate. The market indicates that this building comes in at close to \$8- million dollars. The Mayor and I have been negotiating with the contractor to find a way to keep this project viable. Asking to add \$400,000 to the project, extending the project by 180 days, requiring the bond to be delivered within 45 days, and starting site mobilization in the next two weeks. Gerrits has tentatively agreed to those terms and conditions. Asking the Council to please vote in favor of it. We have identified the dollars from our existing budget, not asking for additional dollars. Collected some code enforcement fees that will help offset the cost and we are taking \$200,000 that we saved from last year. Does not think that anyone can deny the fact that COVID-19 has caused the prices in these industries to go up, and supplies have been in great demand. We think that this is the best most responsible path forward to delivering this project.

Mayor Singer clarified it is \$300,000 form fiscal year 2020 and \$100,000 in code violations.

R. DISCUSSION & DIRECTION TO TOWN MANAGER

Mayor Glenn Singer:
None Requested

Vice Mayor Judy Lusskin:
None Requested

Councilmember Bernard Einstein:
None Requested

Councilmember Jaime Mendal:
None Requested

Councilmember Kenneth Bernstein:
None Requested

Town Manager Alexander Diaz
None Requested

Mayor Singer stated that the goal is within the next two weeks to set up a fiber workshop that will be open to the public.

Mayor Singer stated that the next meeting will be on May 18th. Asked if the meeting could be at 6 p.m.

Consensus vote. 5 Ayes 0 Nays to have the May 18th meeting at 6 p.m.

Town Manager apologized to Councilmembers Bernstein and Einstein.

S. ADJOURNMENT:

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

Consensus vote 5 Ayes 0 Nays. Motion passes.

The meeting adjourned at 8:15 p.m.

Respectfully submitted,

Lisette Perez
Lisette Perez
Town Clerk