



**Town of Surfside  
Town Commission Meeting  
AGENDA**

**REVISED**

**December 13, 2011**

**7 p.m.**

**Town Hall Commission Chambers - 9293 Harding Ave, 2<sup>nd</sup> Floor  
Surfside, FL 33154**

**1. Opening**

**A. Call to Order**

**B. Roll Call of Members**

**C. Pledge of Allegiance**

**D. Mayor and Commission Remarks – Mayor Daniel Dietch**

**E. Agenda and Order of Business Additions, deletions and linkages**

**F. Community Notes – Mayor Daniel Dietch**

**G. Certificate of Achievement for Excellence in Financial Reporting- Martin  
Sherwood, Finance Director Page 1-5**

**H. Recognition of Donna Natale Planas, Volunteer photographer for the Town of  
Surfside Police Department – David Allen, Chief of Police**

**2. Quasi-Judicial Hearings (None)**

**3. Consent Agenda (*Set for approximately 7:15 p.m.*)**

*All items on the consent agenda are considered routine or status reports by the Town Commission and will be approved by one motion. Any Commission member may request, during item 1E Agenda and Order of Business, that an item be removed from the Consent Agenda and discussed separately.*

**Recommended Motion: To approve all consent agenda items as presented below.**

*\* Denotes agenda items as “must haves” which means there will be significant impacts if the item is not addressed tonight. If these items have not been heard by 10 p.m., the order of the agenda will be changed to allow them to be heard.*

- A. **Minutes** - October 11, 2011 Commission Meeting Minutes **Page 6-24**  
November 8, 2011 Commission Meeting Minutes **Page 25-34**
- B. **Budget to Actual Summary as of September 30, 2011-** Martin Sherwood, Finance Director **Page 35-36**
- \*C. **Town Manager’s Report (Points of Light)** – Roger M. Carlton, Town Manager **Page 37-97**
- \*D. **Town Attorney’s Report** – Lynn M. Dannheisser, Town Attorney **Page 98-102**
  - 1. Miami Dade Commission on Ethics and Public Trust Campaign Skills Seminar **Page 103**
- E. **Projects Progress Report** – Calvin, Giordano and Associates, Inc. **Page 104-106**
- \*F. **JGB Bank Temporary Construction Fence-** Sarah Sinatra, Town Planner **Page 107-113**
- \*G. **Proposed agreement with the Miami-Dade State Attorney’s Office to prosecute criminal municipal ordinances** – David Allen, Chief of Police **Page 114-122**

#### 4. **Ordinances**

*(Set for approximately N/A p.m.) (Note: Good and Welfare must begin at 8:15)*

##### A. **Second Readings (Ordinances and Public Hearing)**

None

##### B. **First Readings Ordinances**

*(Set for approximately 7:20 p.m.) (Note: Good and Welfare must begin at 8:15)*

##### \*1. **Temporary Construction Fences** – Sarah Sinatra, Town Planner **Page 123-127**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90 “ZONING” AND SPECIFICALLY AMENDING SECTION 90-56.1 “CONSTRUCTION FENCING” OF THE TOWN OF SURFSIDE CODE OF ORDINANCES PROVIDING FOR INCLUSION IN THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.**

**[This Ordinance delegates to the Town Manager the authority to waive temporary construction fencing setback requirements and approval of certain graphics on said fencing]**

- \*2. Town of Surfside Amended off Street Parking compliance for SD-B40 and Religious Places of Public Assembly Ordinance – Lynn Dannheisser, Town Attorney Page 128-136 (Linked to Item 5E)**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90 “ZONING,” ARTICLE VII “OFF-STREET 1. PARKING AND LOADING,” DIVISION 1 “OFF-STREET PARKING,” SECTION 90-77 “OFF-STREET PARKING REQUIREMENTS” OF THE TOWN OF SURFSIDE CODE OF ORDINANCES FURTHER CLARIFYING OFF-STREET PARKING COMPLIANCE FOR THE SD-B40 ZONING DISTRICT AND OFF-STREET PARKING COMPLIANCE FOR RELIGIOUS PLACES OF PUBLIC ASSEMBLY; PROVIDING FOR INCLUSION IN THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.**

[This Ordinance makes applicable the off-street parking requirement options for mitigation to changes of use from service business to retail or restaurant within the SD-B40 district and for religious places of public assembly. It also allows an opportunity for a property owner to apply for a reduction in mitigation on a case by case basis]

- \*3. Awning Ordinance – Sarah Sinatra, Town Planner Page 137-144**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY AMENDING CHAPTER 14 “BUILDINGS AND BUILDING REGULATIONS” AND SPECIFICALLY AMENDING SECTION 14-52 “COMMERCIAL STANDARDS ESTABLISHED”; AND CHAPTER 90 “ZONING” AND SPECIFICALLY AMENDING SECTION 90-47 “YARDS GENERALLY, ALLOWABLE PROJECTIONS”; SECTION 90-49 “AWNINGS AND CANOPIES”; AND SECTION 90.99 “APPENDIX-EXHIBIT A, DESIGN GUIDELINES FOR SINGLE FAMILY RESIDENTIAL PROPERTIES, MULTIFAMILY AND COMMERCIAL PROPERTIES.”; PROVIDING FOR INCLUSION IN THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.**

[This Ordinance provides design review standards for awnings in the downtown business district]

**5. Resolutions and Proclamations**

*(Set for approximately 8:30 p.m.) (Note: Depends upon length of Good and Welfare)*

- \*A. Town wide Landscape Maintenance Contract Consideration with Luke's Landscaping – Bill Evans, Public Works Director Page 145-155**
- B. Children's Movement of Florida – Vice Mayor Joe Graubart Page 156-158**
- C. Termination of the Beautification Committee and Appreciation to the Volunteer Members – Roger M. Carlton, Town Manager Page 159-162**
- \*D. Solid Waste and Recycling Intergovernmental Cooperation Agreement with the Miami-Dade County Property Appraiser and Miami-Dade County Tax Collector Office's - Martin Sherwood, Finance Director Page 163-172**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, PROVIDING FOR A UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS FOR RECYCLING SERVICES AND SOLID WASTE SERVICES; AUTHORIZING ENTER INTO AN INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY TO PLACE THE TOWN'S PROPOSED NON-AD VALOREM ASSESSMENTS ON THE COUNTY TAX BILL; AND PROVIDING FOR AN EFFECTIVE DATE.**

- E. Cost Recovery Consultant Fee Schedule – Roger M. Carlton, Town Manager Page 173-176 (Linked to Item 4B2)**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE FLORIDA, ADOPTING A COST RECOVERY CONSULTANT FEE SCHEDULE TO BE ESCROWED AND MAINTAINED FOR PURPOSES OF REIMBURSING THE TOWN FOR CONSULTANT FEES INCURRED; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**6. Good and Welfare (Set for approximately 8:15 p.m.)**

*Public comments for subjects or items not on the agenda. Public comment on agenda items will be allowed when agenda item is discussed by the Commission.*

**7. Town Manager and Town Attorney Reports**

Town Manager and Town Attorney Reports have been moved to the Consent Agenda – Item 3.

*All items on the Consent Agenda are considered routine or status reports by the Town Commission and will be approved by one motion. Any Commission member may*

*request, during item 1E Agenda and Order of Business, that an item be removed from the consent agenda and discussed separately.*

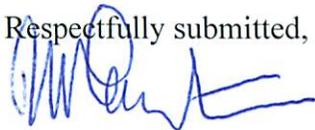
**8. Unfinished Business and New Business**

**9. Mayor, Commission and Staff Communications**

- \*A. Adjustment to Town Commission Meeting Calendar for Calendar Year 2012 – Roger M. Carlton, Town Manager Page 177**
- \*B. Parking Garage Feasibility Study Discussion – Roger M. Carlton, Town Manager Page 178-182**
- \*C. Town Sponsored Candidate Debate – Mayor Daniel Dietch Page 183**
- \*D. Campaign Transparency – Mayor Daniel Dietch Page 184**
- \*E. Outcome of Communications Workshop – Roger M. Carlton, Town Manager (Verbal)**
  - F. Not schedule any future (Special) Town Hall meetings until after the elections – Commissioner Marta Olchyk Page 185**
- \*G. Purchase of Audio/Visual Equipment for North Multi-Purpose Room – Vice Mayor Joe Graubart Page 186 (Linked to Item 9I)**
  - F. Five Years Financial and Strategic Plan Operations Point Staff Retreat Update– Roger M. Carlton, Town Manager (Verbal)**
- \*I. Expanded Programming in the Community Center – Roger M. Carlton, Town Manager Page 187-191 (Linked to Item 9G)**

**10. Adjournment**

Respectfully submitted,



Roger M. Carlton  
Town Manager

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THIS MEETING IS OPEN TO THE PUBLIC. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS ARE DISABLED; WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE TOWN CLERK AT 305-893-6511 EXT. 226 NO LATER THAN FOUR DAYS PRIOR TO SUCH PROCEEDING. HEARING IMPAIRED PERSONS MAY CONTACT THE TDD LINE AT 305-893-7936.

IN ACCORDANCE WITH THE PROVISIONS OF SECTION 286.0105, FLORIDA STATUTES, ANYONE WISHING TO APPEAL ANY DECISION MADE BY THE TOWN OF SURFSIDE COMMISSION, WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING OR HEARING, WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE WHICH RECORD SHALL INCLUDE THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

AGENDA ITEMS MAY BE VIEWED AT THE OFFICE OF THE TOWN CLERK, TOWN OF SURFSIDE TOWN HALL, 9293 HARDING AVENUE. ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM SHOULD CONTACT THE TOWN CLERK AT 305-861-4863. A COMPLETE AGENDA PACKET IS ALSO AVAILABLE ON THE TOWN WEBSITE AT [www.townofsurfsidefl.gov](http://www.townofsurfsidefl.gov)

TWO OR MORE MEMBERS OF OTHER TOWN BOARDS MAY ATTEND THIS MEETING.

THESE MEETINGS MAY BE CONDUCTED BY MEANS OF OR IN CONJUNCTION WITH COMMUNICATIONS MEDIA TECHNOLOGY, SPECIFICALLY, A TELEPHONE CONFERENCE CALL. THE LOCATION 9293 HARDING AVENUE, SURFSIDE, FL 33154, WHICH IS OPEN TO THE PUBLIC, SHALL SERVE AS AN ACCESS POINT FOR SUCH COMMUNICATION.