



**Town of Surfside
Town Commission Meeting
November 9, 2010
7 p.m.**

Town Hall Commission Chambers - 9293 Harding Ave, 2nd Floor
Surfside, FL 33154

MINUTES

1. Opening

- A. Call to Order** Mayor Daniel Dietch called the meeting to order at 7:04 p.m.
- B. Roll Call of Members** Town Clerk, Debra Eastman called the roll and the following members were present: Commissioner Michael Karukin, Commissioner Marta Olchyk, Vice Mayor Joe Graubart and Mayor Daniel Dietch. Commissioner Edward Kopelman was absent.
- C. Pledge of Allegiance** Chief David Allen led the Pledge of Allegiance.
- D. Mayor and Commission Remarks** – Mayor Daniel Dietch
Mayor Daniel Dietch explained that there is a long agenda and asked that everyone keep that in mind when speaking and set a goal to end the meeting at 11 p.m. He announced that the 3 minute rule for speakers will be enforced.
- E. Agenda and Order of Business** (Additions, Deletions and Linkages)
Town Clerk, Debra Eastman requested on behalf of Commissioner Edward Kopelman to change item 9H, Commissioner Kopelman's appointment to the Communication Ad Hoc Committee from Marc Imberman to Kathy Imberman.
Vice Mayor Joe Graubart requested to have the Town Attorney's report pulled from the consent agenda. He asked that Item H precede Item G under special presentations.
Commissioner Michael Karukin requested to pull item 42 from the Manager's report.
- F. Community Notes** – Mayor Daniel Dietch
Mayor Daniel Dietch thanked County Commissioner Sally Heyman and Vice Mayor Joe Graubart for the emergency ocean stations that are now installed. He announced information regarding bike registration and parking passes and the reimbursement of library cards for Miami Dade County Library.
Vice Mayor Joe Graubart gave a reminder of the upcoming third Thursday events and the Veteran's Day celebration.
- G. Special Presentation** – Eagle Scout, Joseph Coto – Mayor Dietch
Mayor Daniel Dietch recognized 17 year old Joseph Coto for his leadership and service projects and most recently his Eagle Scout project of refurbishing Veteran's

Park. Mayor Dietch also recognized the several residents who assisted with the project.

- H. Special Recognition** – Paul Gioia, Lifetime Achievement Award, Interim Town Manager Roger Carlton
Interim Town Manager Roger Carlton recognized Paul Gioia who was recently honored with the Robert K. Becker Lifetime Achievement Award for his contribution to the Building Officials of Florida.
- I. Special Presentation** – Dr. Martin Karp, Miami-Dade School Board, District 3
Dr. Karp thanked Mayor Daniel Dietch for bringing forward the resolution to enforce residency requirements and pointed out that due to the economy 7,000 children have left private schools to come back to public schools.

2. Quasi-Judicial Hearings *None*

3. Consent Agenda

A. Minutes – October 12, 2010 Regular Commission Meeting

B. Town Manager's Report

There are 71 items, of which 41 are carried over, from the October 12, 2010 Town Commission meeting. Thirty items have been added during the last month. The status of each item is included in the After Action document in the agenda packet.

C. Town Attorney's Report – *Will be provided under separate cover.*

D. Projects Progress Report and Community Center Update – Calvin, Giordano & Associates, Inc.

E. Quality Control/Quality Assurance Procedures – Shelley Eichner, Calvin, Giordano and Associates, Inc.

F. Agreement with Miami-Dade State Attorney – Chief David Allen

A RESOLUTION OF THE TOWN COMMISSION FOR THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING THE TOWN MANAGER OF THE TOWN OF SURFSIDE TO EXECUTE AN AGREEMENT WITH THE MIAMI-DADE STATE ATTORNEY'S OFFICE TO PROSECUTE CRIMINAL MUNICIPAL ORDINANCE VIOLATIONS IN SURFSIDE; AND PROVIDING FOR AN EFFECTIVE DATE.

G. Service Dog Training – Chief David Allen

A RESOLUTION OF THE TOWN COMMISSION FOR THE TOWN OF SURFSIDE, FLORIDA, IN RECOGNITION OF THE ROLL CALL TRAINING OF SURFSIDE POLICE OFFICERS WITH SERVICE DOGS.

H. Candy Miller Settlement – Lynn Dannheisser, Town Attorney

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING A STIPULATION OF SETTLEMENT AGREEMENT IN CANDY MILLER V. SURFSIDE, CASE NO. 2010-49676-CA-01 CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA; AUTHORIZING THE TOWN ATTORNEY TO EXECUTE THE STIPULATION OF SETTLEMENT AGREEMENT AND PROVIDING FOR AN EFFECTIVE DATE.

I. Byrne/Jag Formula Funds Application – Assistant Chief John DiCenso
A RESOLUTION OF THE TOWN COMMISSION FOR THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING THE TOWN MANAGER OF THE TOWN OF SURFSIDE TO APPLY FOR THE FEDERAL DRUG CONTROL AND SYSTEM IMPROVEMENT PROGRAM GRANT AVAILABLE THROUGH MIAMI-DADE COUNTY TO APPLY FOR, RECEIVE, EXPEND AND AMEND BYRNE/JAG FORMULA FUNDS AND EXECUTE AGREEMENTS WITH THE PURPOSE OF CREATING A RECORDS IMPROVEMENT PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE.

A motion to adopt the consent agenda was made by Commissioner Michael Karukin. The motion received a second from Commissioner Marta Olchyk. Mayor Daniel Dietch called for the vote and all were in favor.

4. Ordinances

A. Second Readings (Ordinances and Public Hearing)

1. Update Capital Improvements Element – Shelley Eichner, Calvin, Giordano & Associates
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, ADOPTING THE ANNUAL UPDATE TO THE CAPITAL IMPROVEMENTS ELEMENT WITHIN THE TOWN'S COMPREHENSIVE PLAN IN ACCORDANCE WITH SECTION 163.3177, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE COMPREHENSIVE PLAN AND AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the ordinance and announced that there is a Sign In Sheet available if anyone would like to receive information concerning the date of publication of the Notice of Intent by the Department of Community Affairs. Town Planner, Shelley Eichner explained the requirement to review the Capital Improvements Element on an annual basis and that it must be adopted by December 1. Mayor Daniel Dietch opened the public hearing and there were no comments. A motion was made by Commissioner Michael Karukin to adopt the ordinance on second reading. The motion received a second from Mayor Daniel Dietch after passing the gavel to Vice Mayor Joe Graubart. Town Clerk Debra Eastman called the roll and the motion was adopted 4-0.

2. Municipal Parking Lot – Karen Friedman, Town Planner

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90 “ZONING,” ARTICLE IV. “DISTRICT REGULATIONS” SECTION 90-41. “REGULATED USES” TO ALLOW SURFACE PARKING LOTS TO BE LOCATED IN ANY ZONING DISTRICT; AMENDING ARTICLE VII “OFF-STREET PARKING AND LOADING,” DIVISION 1 “OFF-STREET PARKING,” SECTION 90-77 “OFF-STREET PARKING REQUIREMENTS” AND SECTION 90-82. “DESIGN STANDARDS” OF THE TOWN OF SURFSIDE CODE OF ORDINANCES TO ADD A PROVISION RELATIVE TO MUNICIPAL SURFACE PARKING AND DESIGN STANDARDS; PROVIDING FOR INCLUSION IN THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the ordinance. Town Planner Shelley Eichner explained the purpose to permit municipal parking lots. A motion to adopt the ordinance on second reading was made by Commissioner Michael Karukin. The motion received a second from Commissioner Marta Olchyk. Mayor Daniel Dietch opened the public hearing. There being no comments, the public hearing was closed. Town Clerk Debra Eastman called the roll and all were in favor.

B. First Readings Ordinances

1. Commercial Vehicle Ordinance – Lynn Dannheisser, Town Attorney

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 74 AND SPECIFICALLY SECTION 74-1 “USE OF COMMERCIAL VEHICLES”; CREATING SECTION 74-2 “USE OF COMMERCIAL VEHICLES” 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.

The Commercial Vehicle Ordinance was removed from the agenda.

5. Resolutions and Proclamations

A. Agreement with the Florida State Lodge Fraternal Order of Police Local 135 – Roger Carlton, Town Manager

A RESOLUTION OF THE TOWN COMMISSION FOR THE TOWN OF SURFSIDE, FLORIDA APPROVING AND RATIFYING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE TOWN OF SURFSIDE AND THE FLORIDA STATE LODGE FRATERNAL ORDER OF POLICE DATED OCTOBER 1, 2010 THROUGH SEPTEMBER 30, 2013 ATTACHED HERETO AS EXHIBIT “A”; DIRECTING THE TOWN MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE TOWN; AUTHORIZING THE TOWN

MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS OF THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the resolution. A motion was made by Commissioner Michael Karukin to adopt the resolution. The motion received a second from Commissioner Marta Olchyk. Interim Town Manager Roger Carlton explained the negotiation process and the areas discussed in general. Mayor Daniel Dietch thanked the Interim Town Manager and the bargaining team. Town Clerk Debra Eastman called the roll and all were in favor.

**B. Grant Applications – Roger M. Carlton, Interim Town Manager
A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA DIRECTING THE TOWN MANAGER AND CALVIN GIORDANO ASSOCIATES (“CGA”) TO MAKE ADDITIONAL GRANT APPLICATIONS TO FEMA IN THE AMOUNT OF \$2,983,538.00 AND TO SOUTH FLORIDA WATER MANAGEMENT DISTRICT (“SFWMD”) IN THE AMOUNT OF \$570,000.00 TO AUGMENT THE FUNDING OF THE STORMWATER CAPITAL IMPROVEMENT PROJECT; AND PROVIDING AN EFFECTIVE DATE.**

Town Clerk Debra Eastman read the title of the resolution. A motion was made by Commissioner Michael Karukin to adopt the resolution. The motion received a second from Vice Mayor Joe Graubart. Town Clerk Debra Eastman called the roll and all were in favor.

**C. Special Bond Counsel – Roger Carlton, Interim Town Manager
A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, REAPPOINTING THE LAW FIRM OF BRYANT, MILLER, OLIVE AS SPECIAL BOND COUNSEL; SETTING FORTH THE TERMS AND CONDITIONS OF THAT APPOINTMENT; PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk Debra Eastman read the title of the resolution. Interim Town Manager Roger Carlton explained this is an engagement letter and that the Town will also have a financial advisor to structure the debt to obtain the best possible price.

Vice Mayor Joe Graubart moved to adopt the resolution along with Item “9B Proposed Water, Sewer, Stormwater Infrastructure Financing and Preliminary Authorization to Proceed”. The motion received a second from Commissioner Michael Karukin. Town Clerk Debra Eastman called the roll and the resolution was adopted 3-1 with Vice Mayor Joe Graubart voting in opposition.

**D. Purchase of Police Vehicles – Chief David Allen
A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING THE PURCHASE OF TWO POLICE VEHICLES AND AUTHORIZING THE TOWN MANAGER TO EXPEND POLICE DEPARTMENT FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.**

A motion was made by Commissioner Michael Karukin to adopt the resolution. The motion received a second from Vice Mayor Joe Graubart. Commissioner Marta Olchyk spoke in opposition. Town Clerk Debra Eastman called the roll and the motion was adopted 3-1 with Commissioner Marta Olchyk voting in opposition.

**E. West Construction Change Order No. 1 – Roger Carlton, Interim Town Manager
A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF
SURFSIDE, FLORIDA AUTHORIZING EXECUTION OF WEST
CONSTRUCTION, INC. CHANGE ORDER NO. 1 TO INCLUDE A CHANGE IN
THE SCHEDULED COMPLETION OF WORK WITH NO CHANGE IN THE
GUARANTEED MAXIMUM PRICE FOR THE COMMUNITY CENTER
PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE.**

(Note: This change order establishes the new date for temporary certificate of occupancy of April 5, 2011 and final completion of May 20, 2011. The contractor has agreed to work six ten hour days to achieve these dates at no extra cost.)

Interim Town Manager Roger Carlton explained the time line and gave an affirmative recommendation for the adoption of this resolution. A motion to adopt the resolution was made by Commissioner Michael Karukin. The motion received a second from Vice Mayor Joe Graubart. Town Clerk Debra Eastman called the roll and the motion was adopted 3-1 with Commissioner Marta Olchyk voting in opposition.

**F. West Construction Change Order No. 2 – Roger Carlton, Interim Town Manager
A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF
SURFSIDE, FLORIDA AUTHORIZING EXECUTION OF WEST
CONSTRUCTION, INC. CHANGE ORDER NO. 2 TO ADD AN ADDITIONAL
1000 SQUARE FEET OF MEETING ROOM SPACE TO THE COMMUNITY
CENTER TO INCLUDE A CHANGE IN THE GUARANTEED MAXIMUM
PRICE WITH NO CHANGE IN THE SCHEDULED COMPLETION OF WORK;
AND PROVIDING FOR AN EFFECTIVE DATE.**

(Note: This Change Order discusses the cost for adding approximately 1,000 square feet of public meeting space to the Community Center. The cost and other matters are still being negotiated. The Change Order is on this agenda to determine if the Town Commission wishes to pursue the additional space so that foundations may be installed at minimum expense to not delay the overall construction process. A final decision will be made during the December 14, 2010 Town Commission meeting.)

Interim Town Manager Roger Carlton explained an opportunity to add additional square footage and that he hopes to have the final figures to the Town Commission in December. A motion to adopt the resolution was made by Commissioner Michael Karukin. The motion received a second from Commissioner Marta Olchyk. Town Clerk Debra Eastman called for the vote and all were in favor.

**G. West Construction Change Order No. 3 - Roger Carlton, Interim Town Manager
A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF
SURFSIDE, FLORIDA AUTHORIZING EXECUTION OF WEST
CONSTRUCTION CHANGE ORDER NO. 3 PAINTING THE INTERIOR AND
EXTERIOR OF TOWN HALL; AND PROVIDING FOR AN EFFECTIVE DATE.**

(Note: This Change Order authorizes the addition of \$24,500 to the West Construction contract. The decision was made to utilize the West Construction painting subcontractor since their pricing was excellent. The painting of Town Hall is included in the FY10-11 approved budget.)

Town Clerk Debra Eastman read the title of the resolution. Interim Town Manager Roger Carlton and Chris Giordano explained how the change order will assist in the process. Charles Kesl and Jen Brilliant of the Town of Surfside Beautification Committee showed the colors and explained they were unanimously selected by the Beautification Committee. A motion to adopt the resolution was made by Vice Mayor Joe Graubart. The motion received a second from Commissioner Michael Karukin. Town Clerk Debra Eastman called the roll and all were in favor.

H. School Residency Requirements – Mayor Daniel Dietch

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, REQUESTING THAT MIAMI-DADE COUNTY PUBLIC SCHOOLS (MDCPS) ENFORCE THE RESIDENCY REQUIREMENTS FOR STUDENTS ENROLLED AT THE RUTH K. BROAD BAY HARBOR K-8 CENTER AND OFFERING TOWN ASSISTANCE; AND PROVIDING AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the resolution. A motion to adopt the resolution was made by Vice Mayor Joe Graubart. The motion received a second from Commissioner Marta Olchyk. Vice Mayor Joe Graubart suggested that Bal Harbour and Bay Harbor also participate in a similar resolution. Town Clerk Debra Eastman called the roll and all were in favor.

I. Nova Engineering and Environmental, LLC Change Order No. 1- Roger Carlton, Interim Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING EXECUTION OF NOVA ENGINEERING AND ENVIRONMENTAL, LLC CHANGE ORDER NO. 1 TO CONTINUE SERVICES AS THE SPECIAL INSPECTOR TO PERFORM CONSTRUCTION MATERIALS TESTING SERVICES AS REQUIRED BY THE FLORIDA BUILDING CODE ON THE COMMUNITY CENTER PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the resolution. Chris Giordano explained that Nova is the testing firm hired to inspect items at the Community Center construction site. A motion was made to adopt the resolution by Commissioner Michael Karukin. The motion received a second from Commissioner Marta Olchyk. Town Clerk Debra Eastman called the roll and all were in favor.

J. Awarding Design-Build Bid to Lynx Construction, LLC – Roger Carlton, Interim Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AWARDING THE DESIGN BUILD BID TO LYNX CONSTRUCTION, LLC FOR THE DESIGN AND CONSTRUCTION OF THE SURFACE PARKING LOT LOCATED AT 9450 COLLINS AVENUE AND TO CREATE A JOINDER BETWEEN THE UNDEVELOPED LOT AND THE

EXISTING ADJACENT METER PARKING LOT; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the resolution. A motion to adopt the resolution was made by Commissioner Michael Karukin. The motion received a second from Vice Mayor Joe Graubart. Upon questions regarding the number of spaces and cost, Interim Town Manager Roger Carlton stated he will report back to the Town Commission in December. Town Clerk Debra Eastman called the roll and all were in favor.

K.1 Architectural and Engineering Services – Fernando Rodriguez, Director of Public Works (Note: There are two resolutions.)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, SELECTING FOUR (4) ARCHITECTURAL FIRMS TO PERFORM ARCHITECTURAL SERVICES FOR THE TOWN IN RESPONSE TO RFQ NO. 11-01; AUTHORIZING THE TOWN MANAGER OR HIS/HER DESIGNEE TO ENTER INTO A CONTINUING CONSULTANT AGREEMENT THE FORM AND CONTENT OF WHICH SHALL SUBSTANTIALLY CONFORM TO THE AGREEMENT CONTAINED IN EXHIBIT "A" WITH SAID ARCHITECTURAL FIRMS PROVIDED SAID AGREEMENTS ARE APPROVED AS TO FORM AND LEGAL SUFFICIENCY BY THE TOWN ATTORNEY; FURTHER AUTHORIZING THE TOWN MANAGER TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the resolution. A motion to adopt the resolution was made by Commissioner Michael Karukin. The motion received a second from Commissioner Marta Olchyk. Interim Town Manager Roger Carlton explained the purpose of having a team of firms available. Town Clerk Debra Eastman called the roll and all were in favor.

K.2

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA SELECTING FIVE (5) ENGINEERING FIRMS TO PERFORM GENERAL ENGINEERING, STRUCTURAL, GEOTECHNICAL, TRAFFIC SERVICES FOR THE TOWN IN RESPONSE TO RFQ NO. 11-02; AUTHORIZING THE TOWN MANAGER OR HIS/HER DESIGNEE TO ENTER INTO CONTINUING CONSULTANT AGREEMENTS THE FORM AND CONTENT OF WHICH SHALL SUBSTANTIALLY CONFIRM TO THE AGREEMENT CONTAINED IN EXHIBIT "A", PROVIDED SAID AGREEMENTS ARE APPROVED AS TO FORM AND LEGAL SUFFICIENCY BY THE TOWN ATTORNEY; FURTHER AUTHORIZING THE TOWN MANAGER TO DO ALL THINGS NECESSARY TO EFFECTUATE THE TERMS OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the resolution. A motion to adopt the resolution was made by Commissioner Michael Karukin. The motion received a second from Commissioner Marta Olchyk. Town Clerk Debra Eastman called the roll and all were in favor.

L. Agreement with SunTrust to Process Credit Card Transactions – Assistant Chief John DiCenso

A RESOLUTION OF THE TOWN COMMISSION FOR THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING THE TOWN MANAGER OF THE TOWN OF SURFSIDE TO EXECUTE AN AGREEMENT WITH SUNTRUST MERCHANT SERVICES, LLC TO PROCESS CREDIT/DEBIT CARD TRANSACTIONS FOR PROCESSING CARD TRANSACTIONS FROM THE MULTI-SPACE PARKING METERS; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the resolution. Interim Town Manager Roger Carlton and Finance Director Martin Sherwood explained the best bid came from SunTrust. A motion to adopt the resolution was made by Commissioner Michael Karukin. The motion received a second from Vice Mayor Joe Graubart. Town Clerk Debra Eastman called the roll and all were in favor.

M. LAZ Parking Maintenance Contract Amendment – Assistant Chief John DiCenso

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING THE CONTRACT AMENDMENT WITH LAZ PARKING FOR TWELVE MONTHS; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AMENDMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND MUNICIPAL PARKING FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the resolution. Interim Town Manager Roger Carlton recommended adoption of the resolution as part of the success of the program. A motion to adopt the resolution was made by Commissioner Michael Karukin. The motion received a second from Commissioner Marta Olchyk. Vice Mayor Graubart explained that this item is also lined to item 5L, 5N and 9I on this agenda. Mayor Daniel Dietch called for the vote and all were in favor.

N. Multispace Parking Meter Software Agreement – Assistant Chief John DiCenso

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING THE ENTERPRISE MANAGEMENT SYSTEM (EMS”) CUSTOMER AGREEMENT; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND PARKING FUND PROCEEDS; AUTHORIZING THE TOWN MAYOR TO EXECUTE THE CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE.

(Linked to item 5L and 5M and 9I)

Town Clerk Debra Eastman read the title of the resolution. A motion was made by Commissioner Michael Karukin to adopt the resolution. The motion received a second from Commissioner Marta Olchyk. Mayor Daniel Dietch called for the vote and all were in favor.

6. Good and Welfare

Peter Neville expressed concern regarding signs outside the Waverly involving private property.

Paul Yavis spoke about hiring outside counsel and a previous petition.

Alan Gourme asked about having hazardous waste picked up in town every six months.

Richard Iacobacci spoke about construction worker parking and renting of driveways and the downtown district facades and banners.

7. Town Manager and Town Attorney Reports

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

8. Unfinished Business and New Business

There was no unfinished business from the previous Town Commission agenda.

9. Mayor, Commission and Staff Communications

A. Truth & Reconciliation Panel – Mayor Daniel Dietch

Mayor Daniel Dietch read a memo proposing a committee. Commissioner Marta Olchyk spoke in opposition. Commissioner Michael Karukin spoke in opposition. There was no action.

B. Proposed Water, Sewer, Stormwater Infrastructure Financing and Preliminary Authorization to Proceed – Roger Carlton, Interim Town Manager
See item 5C.

C. Strategy for Disposition of Library Materials – Duncan Tavares, Tourist Bureau Board Director

Vice Mayor Joe Graubart made a motion to go forward with the disposition of materials as outlined by Interim Town Manager Roger Carlton. The motion received a second from Commissioner Michael Karukin. Mayor Daniel Dietch called for the vote and all were in favor.

D. Monthly Budget to Actual Summary - Martin Sherwood, Finance Support Services Department Head

Interim Town Manager Roger Carlton explained that the report has been revised to include revenue.

E. Take Home Vehicles and Vehicle Allowances – Roger Carlton, Interim Town Manager

Interim Town Manager Roger Carlton explained the report is in full disclosure. There was no action taken.

F. Additional Audit Options and Request for Direction – Roger Carlton, Interim Town Manager

Interim Town Manager Roger Carlton requested that the Town Commission provide

direction if they want any additional types of audits to be done. No action was taken.

G. Code Enforcement Status Report – Michael Garcia, Code Enforcement
Interim Town Manager Roger Carlton explained that the report is informational for the Town Commission.

H. Committee Appointments – Commissioner Edward Kopelman
Code Enforcement Ad Hoc Committee – Rick Zambrano
Communications Committee – Marc Imberman
The appointment of Kathy Imberman to the Communications Ad Hoc Committee was duly noted. Commissioner Michael Karukin announced that he is looking for volunteers who might be interested in serving on the Beautification Committee. Interim Town Manager Roger Carlton added that we are still in need of a coordinator for Baynanza.

I. Multispace Parking Meter Implementation Plan – Assistant Chief John DiCenso
Interim Town Manager Roger Carlton explained the methodology of implementing the parking meter pay stations. Assistant Police Chief John DiCenso explained what has been done and that he is also saving some old meters for fund raisers.

10. Adjournment The meeting adjourned at 10:30 p.m.

Accepted this 14 day of Dec, 2010.



Daniel Dietch, Mayor

Attest:



Debra E. Eastman, MMC
Town Clerk