



**Town of Surfside
Town Commission Meeting
AGENDA**

**January 17, 2012
7 p.m.**

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

Supplemental No. 1

1. Opening

- A. Call to Order**
- B. Roll Call of Members**
- C. Pledge of Allegiance**
- D. Mayor and Commission Remarks – Mayor Daniel Dietch**
 - 1. Announcement Regarding Special Commission Meeting on Monday, January 23, 2012 at 7:00 p.m. to vote on Young Israel Litigation Settlement**
- E. Agenda and Order of Business Additions, deletions and linkages**
- F. Community Notes – Mayor Daniel Dietch**
- G. Employees of the Quarter; Front Office Staff - Darlene Martinat, Sabrina Ferreira, Treva Bolus, LaSonya Nixon, Magalie Bichotte and Mayte Gamiotea – Yamileth Slate-McCloud, Human Resources Director**
- H. Recognition of Larry Feder for his contributions to the Holiday Toy Drive – David Allen, Chief of Police**
- I. Recognition of Parking Enforcement Officer Willie Perez for Police Civilian of the Month December 2011 – David Allen, Chief of Police**
- J. Officer of the Month presentation for Sgt. Rory Alberto, Detective Alberto Knight and Reserve Officer Rolando Baldomero – David Allen, Chief of Police**
- K. Beautification Committee Members Recognition- Commissioner Marta Olchyk**
- L. Presentation by Aletha Player – FPL District Representative – Roger M. Carlton, Town Manager (SET FOR TIME CERTAIN AT 7:45PM)**

2. Quasi-Judicial Hearings (None)

3. Consent Agenda (Set for approximately 7:55 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** - December 13, 2011 Regular Town Commission Meeting **Page 1-9**
December 12, 2011 Beautification Committee Meeting **Page 10-11**
- B. **Budget to Actual Summary as of October 31, 2011** – Roger M. Carlton, Town Manager **Page 12-13**
- *C. **Town Manager’s Report (Points of Light)** – Roger M. Carlton, Town Manager **Page 14-27** **Points of Light No. 15 pulled by Town Manager for separate discussion**
- *D. **Town Attorney’s Report** – Lynn M. Dannheisser, Town Attorney **Page 28-31**
- *E. **Projects Progress Report** – Calvin, Giordano and Associates, Inc. **Page 32-34**

4. Ordinances

(Set for approximately 8:30 p.m.) (Note: Good and Welfare must begin at 8:15)

A. Second Readings (Ordinances and Public Hearing)

- *1. **Temporary Construction Fences** – Sarah Sinatra, Town Planner **Page 35-38**

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 39-47**

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 48-54**

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]

B. First Readings Ordinances

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

5. Resolutions and Proclamations

(Set for approximately 9:00 p.m.) (Note: Depends upon length of Good and Welfare)

**A. Casino Gambling Expansion Opposition Resolution – Roger M. Carlton,
Town Manager Page 55-58**

A RESOLUTION OF THE TOWN OF SURFSIDE, FLORIDA, URGING THE FLORIDA LEGISLATURE TO REJECT ANY AND ALL EXPANSIONS OF GAMBLING IN FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

***B. Approval of Loan Application for State Revolving Funds for the Construction of Water, Wastewater and Stormwater Infrastructure – Roger M. Carlton, Town Manager Page 59-77 (Linked to Item 9J)**

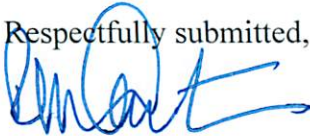
A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, RELATING TO THE STATE REVOLVING FUND LOAN PROGRAM; MAKING FINDINGS; AUTHORIZING THE LOAN APPLICATION FOR \$9,312,881 FOR CONSTRUCTION ACTIVITES ASSOCIATED SURFSIDE WATER, WASTEWATER AND STORMWATER IMPROVEMENTS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE LOAN AGREEMENT; ESTABLISHING PLEDGED REVENUES; DESIGNATING AUTHORIZED REPRESENTATIVES; PROVIDING ASSURANCES; PROVIDING FOR CONFLICTS, SEVERABILITY, AND 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. Town Sponsored Candidate Debate Presentation from the League of Women Voters– Mayor Daniel Dietch (SET FOR TIME CERTAIN AT 7:30PM) **Memo and Attachments****
 - B. Local Business Tax Receipt and Certificate of Use: Non-compliant Businesses Action Program – Joe Damien, Code Compliance Director Page 78-79**
 - C. Massive Parking Problem – Commissioner Edward Kopelman Page 80 (Linked to Items 9D & 9I)**
 - D. Abbott Lot Parking – Vice Mayor Joe Graubart Page 81 (Linked to Items 9C & 9I)**
 - E. 95th Street “Streetscape Project” – Vice Mayor Joe Graubart Page 82**

- F. Incorporating the ‘name’ of new businesses established in Surfside – Vice Mayor Joe Graubart Page 83-84**
- G. Resort Tax Audit Update – Roger M. Carlton, Town Manager Page 85-88**
- H. Downtown Vision Process Continuum – Roger M. Carlton, Town Manager Page 89-95**
- *I. Request for Proposals for Municipal Parking Structure(s) – Roger M. Carlton, Town Manager-Page 96-106 (Linked to Items 9C & 9D)**
- *J. 88th Street & Byron Avenue Traffic Calming Design Alternatives- Roger M. Carlton, Town Manager Page 107-110 (Linked to Item 5B)**
- K. Discussion of Miami Dade County Water and Sewer Department’s Miami Herald Article of January 16, 2012 Re: Risks of Replacing 54” Line Under Government Cut - Mayor Daniel Dietch**

10. Adjournment

Respectfully submitted,



Roger M. Carlton
Town Manager

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

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.