



**Town of Surfside
Regular Town Commission Meeting
AGENDA
September 10, 2020
7 p.m.**

Town Hall Commission Chambers - 9293 Harding Ave, 2nd 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 Charles W. Burkett
 - E. Agenda and Order of Business** Additions, deletions and linkages
 - F. Community Notes** – Mayor Charles W. Burkett
 - G. Surfside Higher Education Scholarship** – Mayor Charles W. Burkett
- 2. Quasi-Judicial Hearings**
- 3. Consent Agenda** *(Set for approximately 7:30 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 that an item be removed from the Consent Agenda and discussed separately. If the public wishes to speak on a matter on the consent agenda they must inform the Town Clerk prior to the start of the meeting. They will be recognized to speak prior to the approval of the consent agenda.*
 - A. Minutes** – Sandra N. McCreedy, MMC, Town Clerk (Pages 1-42)
 - August 11, 2020 Regular Town Commission Meeting Minutes
 - August 18, 2020 Special Town Commission Meeting Minutes
 - August 25, 2020 Special Town Commission Meeting Minutes
 - *B. Town Manager’s Report** – Jason Greene, Interim Town Manager (Pages 43-52)

***C. Town Attorney's Report** – Weiss Serota, Town Attorney (Pages 53-59)

D. Committee Reports - Jason Greene, Interim Town Manager (Pages 60-65)

- March 2, 2020 – Tourist Board Meeting Minutes

E. Resolution Authorizing the Mutual Aid Agreement between the Town of Surfside and the City of Miami - Jason Greene, Interim Town Manager (Pages 66-79)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING A VOLUNTARY COOPERATION AND OPERATIONAL ASSISTANCE MUTUAL AID AGREEMENT WITH THE CITY OF MIAMI; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

4. Ordinances

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

A. Second Reading Ordinances

- 1. Beach Furniture Ordinance 2020 Sponsored by Commissioner Salzhauer** – Jason Greene, Interim Town Manager, Lillian M. Arango, Haydee Sera and Anthony Recio, Town Attorneys (Pages 80-96)

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AMENDING ARTICLE II, "PUBLIC BEACHES," OF CHAPTER 86, "WATERWAYS" OF THE TOWN'S CODE OF ORDINANCES RELATING TO BEACH FURNITURE AND PUBLIC BEACHES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR EXPIRATION OF BEACH FURNITURE OPERATOR PERMIT APPROVED PURSUANT TO RESOLUTION NO. 17-2470; AND PROVIDING FOR AN EFFECTIVE DATE.

(Set for approximately 9:00 p.m.) (Note: Good and Welfare must begin at 8:15)

B. First Reading Ordinances

1. **Beach Furniture Ordinance** – Commissioner Charles Kesl (Pages 97-106)

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, REPEALING SECTION 86-31, “BEACH FURNITURE PERMIT REQUIREMENTS” AND SECTION 86-32, “INDEMNIFICATION AND INSURANCE” OF THE TOWN’S CODE OF ORDINANCES; AMENDING DIVISION 1, “GENERALLY,” OF ARTICLE II, “PUBLIC BEACHES,” OF CHAPTER 86, “WATERWAYS” OF THE TOWN’S CODE OF ORDINANCES RELATING TO BEACH FURNITURE AND PUBLIC BEACHES; PROVIDING FOR EXPIRATION OF BEACH FURNITURE OPERATOR PERMITS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

5. Resolutions and Proclamations

(Set for approximately 9:45 p.m.) (Note: Depends upon length of Good and Welfare)

- A. Design Services for the Reconstruction of 96th Street Park-** Jason Greene, Interim Town Manager (Pages 107-110)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING NEGOTIATIONS WITH THE HIGHEST-RANKED QUALIFIED FIRM, SAVINO & MILLER DESIGN STUDIO, PURSUANT TO RFQ NO. 2020-02 SEEKING DESIGN SERVICES FOR RECONSTRUCTION OF 96TH STREET PARK; AND FURTHER AUTHORIZING, IF NECESSARY, NEGOTIATIONS WITH SUBSEQUENTLY RANKED QUALIFIED FIRMS, FOR THE AWARD OF A PROFESSIONAL SERVICES AGREEMENT FOR SUCH SERVICES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

- B. Miami-Dade County Local Mitigation Strategy (LMS) Plan** – Jason Greene, Interim Town Manager (Pages 111-117)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, ADOPTING THE MIAMI-DADE COUNTY LOCAL MITIGATION STRATEGY (LMS) 2020; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

C. Structural Plans Review Funding Authorization - Jason Greene, Interim Town Manager (Pages 118-136)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS FOR STRUCTURAL PLAN REVIEW SERVICES TO M.T. CAUSLEY, LLC; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

D. General Planning Services RFQ 2020-05 - Jason Greene, Interim Town Manager (Pages 137-140)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING NEGOTIATIONS WITH THE HIGHEST-RANKED QUALIFIED FIRM, MARLIN ENGINEERING, PURSUANT TO RFQ NO. 2020-05 SEEKING GENERAL PLANNING SERVICES, AND FURTHER AUTHORIZING, IF NECESSARY, NEGOTIATIONS WITH SUBSEQUENTLY RANKED QUALIFIED FIRMS, FOR THE AWARD OF A PROFESSIONAL SERVICES AGREEMENT FOR SUCH SERVICES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

E. Pinzur Communications Agreement - Jason Greene, Interim Town Manager (Pages 141-165)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING THE SECOND RENEWAL/AMENDMENT TO THE AGREEMENT WITH PINZUR COMMUNICATIONS, INC. FOR PUBLIC INFORMATION REPRESENTATIVE SERVICES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**6. Good and Welfare/ Public Comments from Residents
(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.

8. Unfinished Business and New Business

9. Mayor, Commission and Staff Communications

- A. COVID-19 Task Force Update** – Jason Greene, Interim Town Manager
- B. Discussion and Action Regarding Newly Implemented “Town Blog”, Surfside Gazette and Social Media Guidelines** – Commissioner Eliana Salzhauer
- C. Amending Town Code Section 2-205 Conduct of Meetings; Agenda** – Mayor Charles W. Burkett
- D. Topper Selection for 4 x 4 Posts on Hardpack and Walking Path** - Jason Greene, Interim Town Manager (Pages 166-169)
- E. Building Department Document Scanning**- Jason Greene, Interim Town Manager
- F. Preservation of Eden Project located at 9300 Collins Avenue** - Mayor Charles W. Burkett
- G. Speeding on Collins and Harding** - Mayor Charles W. Burkett
- H. Homeless Contribution by the Town of Surfside of \$100,000** - Mayor Charles W. Burkett
- I. Free (hassle-free) downtown parking for residents** - Mayor Charles W. Burkett
- J. Records Retention Policy** – Mayor Charles W. Burkett
- K. Regulation of Short-Term Rentals** – Mayor Charles W. Burkett (Pages 170-189)
- L. S.M.A.R.T Goals, Quality Control & Quality Assurance** – Commissioner Charles Kesl
- M. Design Review Board Discussion – Staff Report** – Jason Greene, Interim Town Manager
- N. Weiss Serota Contract Follow up – Staff Report** – Jason Greene, Interim Town Manager (Pages 190-196)
- O. Town Pension Benefits for Non-Public Safety Employees** – Mayor Charles W. Burkett (Pages 197-269)
- P. Additional lighting in the residential area – Staff Report** – Jason Greene, Interim Town Manager (Pages 270-298)
- Q. Construction Guidelines for Hurricane Season** – Commissioner Nelly Velasquez
- R. Lowering of Property Taxes and Water Bills – Staff Report** – Jason Greene, Interim Town Manager (Page 299)
- S. CGA Contract Follow Up – Staff Report** – Jason Greene, Interim Town Manager (Pages 300-303)
- T. Discussion Regarding Appointments to Committees and Boards** – Sandra N. McCready, Town Clerk
- U. FPL Solar Together** - Vice Mayor Tina Paul (Pages 304-307)
- V. Climate Environmental Collective Revised** - Vice Mayor Tina Paul (Pages 308-309)

- W. Interest Free Loans to Surfside Builders Granted by Former Mayor and Commission** – Mayor Charles W. Burkett (Pages 310-320)
- X. How our Zoning Protections Against Over-Development Were Gutted** - Mayor Charles W. Burkett
- Y. Amending Town Code Section 2-233 to Include Non-for-Profit** – Mayor Charles W. Burkett
- Z. Amending Town Code Section 2-237 Business Relationships** – Commissioner Eliana Salzhauer
- AA. Speeding & Stop Sign Running** - Commissioner Eliana Salzhauer
- BB. Beachwalk Trimming- Staff Report** – Jason Greene, Interim Town Manager (Pages 321-326)
- CC. Pool Deck Lighting for Extended Winter Hours- Staff Report** – Jason Greene, Interim Town Manager (Pages 327-330)
- DD. Community Center Second Floor – Staff Report** - Jason Greene, Interim Town Manager (Page 331)
- EE. Designated (Painted) Walking Areas in the Residential District- Staff Report** – Jason Greene, Interim Town Manager (Pages 332-337)
- FF. Procurement Expertise** – Commissioner Eliana Salzhauer
- GG. Take Home Vehicles** - Commissioner Eliana Salzhauer
- HH. Recent and Significant Increase in Boat, Paddleboard and Kayak Use on Point Lake** – Mayor Charles W. Burkett
- II. Comparison of 2006 Code to 2020 Code – Staff Report** – Jason Greene, Interim Town Manager (Pages 338-342)
- JJ. Stormwater Masterplan - Staff Report** – Jason Greene, Interim Town Manager (Pages 343-346)
- KK. Securing Power Infrastructure: Timely Action Plan for Hurricane Season through accountability now by FPL, ATT and Atlantic Broadband** – Staff Report – Jason Greene, Interim Town Manager
- LL. Amendment to the Tourist Board Ordinance** – Commissioner Nelly Velasquez
- MM. Demolition by Neglect** - Mayor Charles W. Burkett
- NN. Discussion and Action Regarding Newly Implemented “Town Blog”, Surfside Gazette and Social Media Guidelines** – Commissioner Eliana Salzhauer
- OO. Draft Ordinance Amending Definitions of Lot Coverage** - Commissioner Eliana Salzhauer (Pages 347-350)
- PP. Zoning Rewrite “Acre” vs. “Gross Acre”** - Commissioner Eliana Salzhauer
- QQ. Legally Defective Charter Amendment Vote in 2012** – Mayor Charles W. Burkett
- RR. Purchase of the property located at 9540 Bay Drive (Pink House)** – Commissioner Nelly Velasquez

- SS. Permanent Digital Sign** – Commissioner Nelly Velasquez
- TT. Traffic Control Devices on 88th Street and Hawthorne Avenue** –
Commissioner Eliana Salzhauer
- UU. Cone of Silence/Secrecy** – Mayor Charles Burkett
- VV. Gazette Revenue and Funding Sources** – Mayor Charles Burkett
- WW. Resident Survey regarding Kayak Launch** – Vice Mayor Paul (Pages
351-354)
- XX. Beach Raking** – Commissioner Eliana Salzhauer
- YY. Kayak Launch** – Commissioner Eliana Salzhauer
- ZZ. Taking Steps to Keep our Businesses Alive During COVID** – Mayor
Charles Burkett

Thirty (30) Day Staff Report – Items from June 23, 2020 Special Town Commission Meetings

- A. Miami Christmas Lights** – Jason Greene, Interim Town Manager

Items Completed or Removed from Previous Agendas

- A. Resolution Adopting an Amended Resiliency Reserve Policy
Revision**
- B. Resolution Approving the March 17, 2020 Town of Surfside
Municipal Election**
- C. Resolution Abolishing the Sustainability and Resiliency
Committee**
- D. Resolution Amending the Downtown Vision Advisory Committee**
- E. Resolution Reauthorizing the Parks and Recreation Committee**
- F. “Flash Your Lights”**
- G. Mandatory Face Mask in the Town of Surfside**
- H. Bandanas for Town Residents**
 - I. Commission Meeting Starting Time at 6:00pm**
- J. Discussion Regarding Assistant Town Manager position and
Action**
- K. Photovoltaic RFP**
- L. Facilities Review**
- M. Kayak Launch**
- N. Jacober Contract**
- O. Zambelli Fireworks Manufacturing**
- P. Small Business Survival Grant**
- Q. Review of Amendment No. 2 to Update No. 5 Town of Surfside
Emergency Measures**
- R. Downtown Surfside Sidewalk Beautification - Plans and
Studies - *[Downtown Vision Advisory Committee to discuss]***

- S. Sidewalk on N 95th St between Abbott and Byron**
- T. Beach Raking**
- U. Community Digital Signs**
- V. Government Academy**
- W. Various Tourism Related Events, Initiatives, and Destination Marketing**
- X. Classification and Compensation Study**
- Y. Flooding/ Drainage Improvements**
- Z. Abbott Avenue Drainage**
- AA. Police Body-Worn Camera System**
- BB. Care ACT Fund**
- CC. FY 2020 Budget Amendment**
- DD. Purchase of Additional Sewer Pump**
- EE. Planning and Zoning Board Membership Requirements Ordinance**
- FF. Tourist Board Membership Requirement Ordinances**
- GG. Resolution Renaming the Town's Higher Education Scholarships to be called the "Arya Gray Memorial Higher Education Scholarship"**
- HH. Interlocal Shuttle System Report Update**
 - II. Reconsideration of the Installation of Berms on 92nd**
- JJ. Staffing Hiring Freeze**
- KK. Undergrounding power lines – Staff Report**
- LL. Streamline Town Staffing**

- MM. Brightview Agreement (FKA Luke's Landscape) Report and Follow up–Staff Report**
- NN. Replacement Bins for Trash and Recycling Receptacles Throughout Town**
- OO. Discussion and Action on Ballot Language for Undergrounding of Utilities**
- PP. Potential Ballot Question - P3/Lease or Sale of Town Property**
- QQ. Charter Amendments to affirm the limit of pay for elected officials to a maximum of \$1 per year, term limits for elected officials of 3 consecutive terms, or any part thereof, for both Mayor & Commissioners, a prohibition on the sale or leasing of any Town property without a referendum & a prohibition against any loan or borrowing of any type, which would put the Town into debt for more than 10% of its annual property tax revenue and which could not be fully amortized within a total of 5 years and restore development protections in the charter**
- RR. Star Cleaning Service (Street Sweeping)**

- SS. New Zoning Code-Procedural and Notice Requirements**
- TT. 92nd St Beach-end Improvements**
- UU. Develop Capital Improvement Plan (CIP)**
- VV. 10 Year Water Supply Plan**
- WW. Various Parks & Recreation Related Events and Initiatives**
- XX. CARES Act Funding Interlocal with Miami-Dade County Resolution**
- YY. Repeal of Ordinance No. 17-1662 Beach Furniture – Mayor Charles W. Burkett**

10. Adjournment

Respectfully submitted,

Jason Greene
Interim Town Manager

THIS MEETING IS OPEN TO THE PUBLIC. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS THAT ARE DISABLED; WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE TOWN CLERK AT 305-861-4863 EXT. 226 NO LATER THAN FOUR DAYS PRIOR TO SUCH PROCEEDING.

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.townofsursidefl.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.