



**Town of Surfside
Regular Town Commission Meeting
AGENDA
October 13, 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

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 1-92)

- August 11, 2020 Regular Town Commission Meeting Minutes
- August 18, 2020 Special Town Commission Meeting Minutes
- August 25, 2020 Special Town Commission Meeting Minutes
- September 10, 2020 Regular Town Commission Meeting Minutes
- September 15, 2020 Special Town Commission Meeting Minutes
- September 15, 2020 First Budget Hearing Meeting Minutes
- September 22, 2020 Second Budget Hearing Meeting Minutes

***B. Town Manager's Report** – Jason Greene, Interim Town Manager (Pages 93-103)

***C. Town Attorney's Report** – Weiss Serota, Town Attorney (Pages 104-108)

D. Committee Reports - Jason Greene, Interim Town Manager (Pages 109-137)

- March 2, 2020 Tourist Board Meeting Minutes
- July 15, 2020 Budget Advisory Committee Meeting Minutes
- July 20, 2020 Parks and Recreation Committee Meeting Minutes
- August 3, 2020 Tourist Board Meeting Minutes
- August 17, 2020 Parks and Recreation Committee Meeting Minutes

E. Acting Town Manager Proclamation and Pay Adjustment – Vice Mayor Tina Paul (Pages 138-140)

F. Memorandum of Understanding between the Town of Surfside and the Town of Bay Harbor Islands - Jason Greene, Interim Town Manager (Pages 141-146)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE TOWN OF SURFSIDE AND THE TOWN OF BAY HARBOR ISLANDS RELATING TO A SCHOOL ADDRESS VERIFICATION PLAN CONTRIBUTION; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

G. Resolution Approving a Memorandum of Understanding (MOU) Between the Town of Surfside and the Florida State Lodge Fraternal Order of Police to Provide 1% Hazard Pay to First Responders- Jason Greene, Interim Town Manager (Pages 147-154)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE TOWN OF SURFSIDE AND THE FLORIDA STATE LODGE FRATERNAL ORDER OF POLICE TO PROVIDE 1% HAZARD PAY TO FIRST RESPONDERS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

H. Approval of Resolution – Acceptance of State Financial Assistance Grant - Florida Department of Law Enforcement (FDLE) Florida Incident-Based Reporting System (FIBRS) Implementation Grant Award - Jason Greene, Interim Town Manager (Pages 155-174)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, ACCEPTING A \$27,567.22 STATE FINANCIAL ASSISTANCE GRANT FROM THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT (FDLE) FOR THE FLORIDA INCIDENT-BASED REPORTING SYSTEM (FIBRS) IMPLEMENTATION PROJECT; APPROVING THE GRANT AGREEMENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

I. Budget Amendment - Jason Greene, Interim Town Manager (Page 175-178)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING BUDGET AMENDMENT NO. 1 FOR THE FISCAL YEAR 2021 BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

J. Resolution Urging the Federal Aviation Administration (FAA) to Modify and Redirect Flight Paths and Altitudes Imposed in the South-Central Florida Metroplex/Nextgen Air Transportation (Metroplex) to Mitigate Detrimental Impacts to the Town of Surfside and Surrounding Communities; Further Urging Support for Miami-Dade County's Proposed Resolution Requesting Data and Other Evidence Demonstrating the Benefits and Impacts of Metroplex – Vice Mayor Tina Paul (Pages 179-184)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, URGING THE FEDERAL AVIATION ADMINISTRATION (FAA) TO MODIFY AND REDIRECT FLIGHT PATHS AND ALTITUDES IMPOSED IN THE SOUTH-CENTRAL FLORIDA METROPLEX/NEXTGEN AIR TRANSPORTATION (METROPLEX) TO MITIGATE DETRIMENTAL IMPACTS TO THE TOWN OF SURFSIDE AND SURROUNDING COMMUNITIES; FURTHER URGING SUPPORT FOR MIAMI-DADE COUNTY'S PROPOSED RESOLUTION REQUESTING DATA AND OTHER EVIDENCE FROM THE FAA DEMONSTRATING THE BENEFITS AND IMPACTS OF METROPLEX; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

4. Ordinances

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

A. Second Reading Ordinances

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

B. First Reading Ordinances

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 185-188)

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 189-195)

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 196-214)

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. Downtown Decorative Lighting - Jason Greene, Interim Town Manager (Pages 215-231)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING THE PURCHASE, INSTALLATION AND MAINTENANCE OF PERMANENT LIGHTING FOR THE DOWNTOWN DISTRICT AND AUTHORIZING AN AGREEMENT WITH R&D ELECTRIC INC. FOR SUCH LIGHTING; FURTHER AUTHORIZING THE INSTALLATION

AND MAINTENANCE OF SUPPLEMENTAL LIGHTING FOR PALM FRONDS, MONUMENT SIGNS AND POCKET PARKS AND AUTHORIZING AN AGREEMENT WITH MIAMI CHRISTMAS LIGHTS FOR SUCH SUPPLEMENTAL LIGHTING; FINDING THAT THE PURCHASES/WORK ARE EXEMPT FROM COMPETITIVE BIDDING PURSUANT TO SECTION 3-13(7)F OF THE TOWN CODE AS A PUBLIC WORKS OR UTILITIES PURCHASE FOR TOWN FACILITIES; AUTHORIZING THE TOWN MANAGER TO ENTER INTO AGREEMENTS FOR SUCH PURCHASES/WORK; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

E. General Planning Services RFQ 2020-05 - Jason Greene, Interim Town Manager (Pages 232-235)

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.

F. Public Information Representative Contract with Pinzur Communications - Jason Greene, Interim Town Manager (Pages 236-244)

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.

G. Engineering Services for Abbott Avenue Drainage - 90th Street to 96th Street RFQ 2020-04 – Jason Greene, Interim Town Manager (Pages 245-248)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING NEGOTIATIONS WITH THE HIGHEST-RANKED QUALIFIED FIRM, KEITH ENGINEERING, PURSUANT TO RFQ NO. 2020-04 SEEKING ENGINEERING SERVICES FOR THE STUDY AND DESIGN OF ABBOTT AVENUE DRAINAGE IMPROVEMENTS FROM 90TH STREET TO 96TH STREET, 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.

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** – Commissioner Charles Kesl (Page 249)
- B. Discussion and Action Regarding Newly Implemented “Town Blog”, Surfside Gazette and Social Media Guidelines** – Commissioner Eliana Salzhauer (Pages 250-262)
- C. Permanent Digital Sign** – Commissioner Nelly Velasquez (Page 263)
- D. Resident Survey regarding Kayak Launch** – Vice Mayor Paul (Pages 264-266)
- E. Amending Town Code Section 2-205 Conduct of Meetings; Agenda** – Mayor Charles W. Burkett (Pages 267-283)
- F. Topper Selection for 4 x 4 Posts on Hardpack and Walking Path** - Jason Greene, Interim Town Manager (Pages 284-286)
- G. Building Department Document Scanning**- Jason Greene, Interim Town Manager (Page 287)
- H. Demolition by Neglect** - Mayor Charles W. Burkett (Pages 288-290)
- I. Excessive Homeless Contribution made by the Former Commission** - Mayor Charles W. Burkett (Page 291)
- J. Free (hassle-free) downtown parking for residents** - Mayor Charles W. Burkett (Page 292)
- K. Records Retention Policy** – Mayor Charles W. Burkett (Page 293)
- L. Regulation of Short-Term Rentals** – Mayor Charles W. Burkett (Page 294)
- M. Quality Control & Quality Assurance** – Commissioner Charles Kesl (Page 295)
- N. Weiss Serota Contract Follow up – Staff Report** – Jason Greene, Interim Town Manager (Pages 296-302)
- O. Town Pension Benefits for Non-Public Safety Employees** – Mayor Charles W. Burkett (Page 303)

- P. Increase Lighting Plan – Staff Report** – Jason Greene, Interim Town Manager (Pages 304-332)
- Q. Lowering of Property Taxes and Water Bills – Staff Report** – Jason Greene, Interim Town Manager (Pages 333-370)
- R. Calvin Giordano Contracts – Staff Report** – Jason Greene, Interim Town Manager (Pages 371-374)
- S. FPL Solar Together - Vice Mayor Tina Paul** (Pages 375-378)
- T. Climate Environmental Collective Revised - Vice Mayor Tina Paul** (Pages 379-381)
- U. Interest Free Loans to Surfside Builders Granted by Former Mayor and Commission** – Mayor Charles W. Burkett (Pages 382-393)
- V. Amending Town Code Section 2-237 Business Relationships** – Commissioner Eliana Salzhauer (Pages 394(A) – 394(F))
- W. Beachwalk Trimming- Staff Report** – Jason Greene, Interim Town Manager (Pages 395-399)
- X. Community Center Pool Deck Lighting - Staff Report** – Jason Greene, Interim Town Manager (Pages 400-402)
- Y. Community Center Second Floor – Staff Report** - Jason Greene, Interim Town Manager (Page 403)
- Z. Designated (Painted) Walking Areas in the Residential District- Staff Report** – Jason Greene, Interim Town Manager (Pages 404-406)
- AA. Alternative Kayak Launches in Addition to the 96th Street Park** – Mayor Charles W. Burkett (Page 407)
- BB. Comparison of 2006 Code to 2020 Code – Staff Report** – Jason Greene, Interim Town Manager (Pages 408-412)
- CC. Stormwater Masterplan - Staff Report** – Jason Greene, Interim Town Manager (Pages 413-414)
- DD. Amendment to the Tourist Board Ordinance** – Commissioner Nelly Velasquez (Page 415)
- EE. Legally Defective Charter Amendment Vote in 2012** – Mayor Charles W. Burkett (Page 416)
- FF. Purchase of Land for Parks** – Commissioner Nelly Velasquez (Page 417)
- GG. Traffic Control Devices on 88th Street and Hawthorne Avenue** – Commissioner Eliana Salzhauer (Page 418)
- HH. Cone of Silence/Secrecy** – Mayor Charles Burkett (Page 419)
- II. Taking Steps to Keep our Businesses Alive During COVID** – Mayor Charles Burkett (Page 420)

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**
- ZZ. Preservation of Eden Project located at 9300 Collins Avenue – Removed by Mayor Burkett**
- AAA. Speeding on Collins and Harding – Removed by Mayor Burkett**
- BBB. How are Zoning Protections Against Over-Development Were Gutted – Removed by Mayor Burkett**
- CCC. Amending Town Code Section 2-233 to include Non-for-Profit – Removed by Mayor Burkett**
- DDD. Procurement Expertise – Removed by Commissioner Salzhauer**
- EEE. Take Home Vehicles – Removed by Commissioner Salzhauer**
- FFF. Beach Raking – Removed by Commissioner Salzhauer**
- GGG. Speeding and Stop Signs Running – Removed by Commissioner Salzhauer**

**HHH. Draft Ordinance Amending the Definition of Lot Coverage –
Removed by Commissioner Salzhauer**

**III. Gazette Revenue and Funding Sources – Removed by Mayor
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.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.