



**Town of Surfside
Regular Town Commission Meeting
AGENDA
December 8, 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. Presentation of the 2020 Public Pension Coordinating Council (PPCC) Award – Andrew Hyatt, Town Manager**
 - H. Appointments to the Planning and Zoning Board and Personnel Appeals Board- Sandra N. McCready, MMC, Town Clerk**
- 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. McCready, MMC, Town Clerk**
- November 19, 2020 Special Town Commission Meeting Minutes

***B. Town Manager's Report** – Andrew Hyatt, Town Manager

***C. Town Attorney's Report** – Weiss Serota, Town Attorney

D. Committee Reports - Andrew Hyatt, Interim Town Manager

- October 1, 2020 Downtown Vision Advisory Committee Meeting Minutes
- October 5, 2020 Tourist Board Meeting Minutes
- October 19, 2020 Parks and Recreation Committee Meeting Minutes

E. FY 2021 Budget Amendment Resolution No. 3 - Andrew Hyatt, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING BUDGET AMENDMENT NO. 3 FOR THE FISCAL YEAR 2021 BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

F. Certification of Surfside Special Municipal Election – November 3, 2020 – Sandra N. McCready, Town Clerk

RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA CERTIFYING AND DECLARING THE RESULTS OF THE TOWN OF SURFSIDE SPECIAL MUNICIPAL ELECTION HELD ON NOVEMBER 3, 2020 FOR THREE REFERENDUM/BALLOT QUESTIONS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

G. Florida Power & Light (FPL) Authorization to Engage and Expend Funds - Andrew Hyatt, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING AND AUTHORIZING AN EXPENDITURE OF FUNDS TO FLORIDA POWER & LIGHT COMPANY FOR AN ENGINEERING DEPOSIT REQUIRED IN CONNECTION WITH PREPARATION OF A BINDING ESTIMATE FOR UNDERGROUNDING OF ELECTRIC DISTRIBUTION FACILITIES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

H. Resolution Authorizing Mutual Aid and Joint Declaration Agreements between the Town of Surfside and the Town of Bay Harbor Islands - Andrew Hyatt, Town Manager

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

I. Resolution Approving an Interlocal Agreement with the Miami-Dade County Police Department for Direct Radio Communication Between 911 Public Safety Answering Points and the Town of Surfside Police Department - Andrew Hyatt, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT WITH THE MIAMI-DADE COUNTY POLICE DEPARTMENT FOR DIRECT RADIO COMMUNICATION BETWEEN 911 PUBLIC SAFETY ANSWERING POINTS AND THE TOWN POLICE DEPARTMENT; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

J. Resolution Authorizing the Memorandum of Understanding Agreement between the Town of Surfside (Police Department) and PaybyPhone Technologies, Incorporated for PaybyPhone Services.

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING THE FIRST AMENDMENT TO AGREEMENT WITH PAYBYPHONE TECHNOLOGIES, INC. FOR MOBILE PAYMENT SERVICES AT THE TOWN'S PARKING FACILITIES; FINDING THAT THE SERVICES ARE EXEMPT FROM COMPETITIVE PROCUREMENT PURSUANT TO SECTION 3-13(7)(j) OF THE TOWN CODE; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; 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. RFQ No. 2020-06 Continuing Engineering Services - Andrew Hyatt, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING NEGOTIATIONS WITH THE TOP EIGHT RANKED QUALIFIED FIRMS PURSUANT TO RFQ NO. 2020-06 SEEKING CONTINUING ENGINEERING SERVICES FOR THE AWARD OF CONTINUING CONTRACTS FOR SUCH SERVICES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

B. Byron Avenue Closure Resolution – Mayor Charles Burkett

A RESOLUTION OF THE MAYOR AND THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, IN SUPPORT OF CLOSING BYRON AVENUE AT 96TH STREET AND/OR OTHER TRAFFIC MITIGATION MEASURES; DIRECTING THE TOWN ADMINISTRATION TO COMMENCE THE PROCESS OF CLOSING 96TH STREET AT BYRON AVENUE AND/OR OTHER TRAFFIC MITIGATION MEASURES, INCLUDING APPLICATION TO AND WORKING WITH MIAMI-DADE COUNTY FOR SUCH CLOSURE AND/OR TRAFFIC MITIGATION MEASURES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR TRANSMITTAL TO MIAMI-DADE COUNTY; AND PROVIDING FOR AN EFFECTIVE DATE.

C. Oil Drilling Resolution – Mayor Charles Burkett

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, URGING THE BAHAMIAN GOVERNMENT TO REVOKE OFFSHORE OIL DRILLING EXPLORATION LICENSES AND PERMANENTLY BAN OFFSHORE OIL DRILLING ACTIVITIES IN THE BAHAMAS; PROVIDING FOR TRANSMITTAL; 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 (Verbal) – Commissioner Charles Kesl

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 - Andrew Hyatt, Town Manager

E. Building Department Document Scanning- Andrew Hyatt, Town Manager

F. Demolition by Neglect - Mayor Charles W. Burkett

G. Excessive Homeless Contribution made by the Former Commission - Mayor Charles W. Burkett

H. Free (hassle-free) downtown parking for residents - Mayor Charles W. Burkett

I. Regulation of Short-Term Rentals – Mayor Charles W. Burkett

J. Quality Control & Quality Assurance – Commissioner Charles Kesl

K. Increase Lighting Plan – Staff Report – Andrew Hyatt, Town Manager

L. Lowering of Property Taxes and Water Bills – Staff Report – Andrew Hyatt, Town Manager

- M. FPL Solar Together - Vice Mayor Tina Paul**
- N. Climate Environmental Collective Revised - Vice Mayor Tina Paul**
- O. Interest Free Loans to Surfside Builders Granted by Former Mayor and Commission – Mayor Charles W. Burkett**
- P. Amending Town Code Section 2-237 Business Relationships – Commissioner Eliana Salzhauer**
- Q. Beachwalk Trimming- Staff Report – Andrew Hyatt, Town Manager**
- R. Community Center Pool Deck Lighting - Staff Report – Andrew Hyatt, Town Manager**
- S. Community Center Second Floor – Staff Report - Andrew Hyatt, Town Manager**
- T. Designated (Painted) Walking Areas in the Residential District- Staff Report – Andrew Hyatt, Town Manager**
- U. Alternative Kayak Launches in Addition to the 96th Street Park – Mayor Charles W. Burkett**
- V. Comparison of 2006 Code to 2020 Code – Staff Report – Andrew Hyatt, Town Manager**
- W. Stormwater Masterplan - Staff Report – Andrew Hyatt, Town Manager**
- X. Amendment to the Tourist Board Ordinance – Commissioner Nelly Velasquez**
- Y. Legally Defective Charter Amendment Vote in 2012 – Mayor Charles W. Burkett**
- Z. Traffic Control Devices on 88th Street and Hawthorne Avenue – Commissioner Eliana Salzhauer**
- AA. Cone of Silence/Secrecy – Mayor Charles Burkett**
- BB. License Plate Readers – Mayor Charles Burkett**
- CC. Woof Gang Bakery & Grooming – Zoning Code Conditional and Accessory Uses – Vice Mayor Paul**
- DD. Surfside Farmer’s Market – Vice Mayor Paul**
- EE. Cancel Culture in Surfside – Mayor Charles Burkett**

Staff Reports

- A. Permanent Digital Sign - Andrew Hyatt, Town Manager**
- B. Purchase of Land for Parks – Commissioner Nelly Velasquez**

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

JJJ. Town Pension Benefits for Non-Public Safety Employees –
Removed by the Town Commission

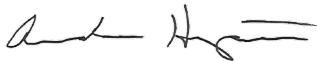
KKK. Records Retention Policy – Removed by Mayor Charles W.
Burkett

LLL. Weiss Serota Contract Follow up – Removed by Mayor Charles W.
Burkett

MMM. Calving Giordano Contracts - Removed by Mayor Charles W.
Burkett

10. Adjournment

Respectfully submitted,



Andrew Hyatt
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.