



**Town of Surfside  
Town Commission Meeting  
MINUTES  
May 9, 2017  
7 p.m.**

Town Hall Commission Chambers - 9293 Harding Ave, 2<sup>nd</sup> Floor  
Surfside, FL 33154

**1. Opening**

**A. Call to Order**

Mayor Dietch called the meeting to order at 7:03 p.m.

**B. Roll Call of Members**

Town Clerk Sandra Novoa called the roll with the following members present: Mayor Daniel Dietch, Vice Mayor Barry Cohen, Commissioner Tina Paul, Commissioner Michael Karukin and Commissioner Daniel Gielchinsky.

**C. Pledge of Allegiance**

Police Chief Allen led the Pledge of Allegiance.

**D. Mayor and Commission Remarks – Mayor Daniel Dietch**

Commissioner Paul spoke of the environmental events which she attended. Vice Mayor Cohen commended the Commission on working together. Mayor Dietch asked to remove Item 3F from the consent agenda.

Commissioner Paul made a motion to remove Item 3F from the consent agenda and place it after 9G and approve it. The motion received a second from Commissioner Karukin and all voted in favor with Commissioner Gielchinsky absent for the vote.

**E. Agenda and Order of Business Additions, deletions and linkages**

Commissioner Paul made a motion to link Items 9D and 4B1. The motion received a second from Commissioner Karukin and all voted in favor with Commissioner Gielchinsky absent for the vote.

Commissioner Karukin made a motion to add Item 9G Four Year Staggered Terms to the agenda for discussion. The motion received a second from Commissioner Paul and all voted in favor with Commissioner Gielchinsky absent for the vote. Town Manager Olmedillo asked that Item 5A be deleted from the agenda.

**F. Community Notes – Mayor Daniel Dietch**

The Mayor recognized and thanked those who organized and participated in the community events. The Mayor announced upcoming community events which can be found in the Gazette and on the Town's website. Commissioner Gielchinsky thanked Chief Allen for recent significant apprehensions. Birthday wishes went out to the Mayor's wife as well as others.

**G. Presentation of Annual Salary to the Members of the Town Commission – Guillermo Olmedillo, Town Manager**

Town Manager Olmedillo presented each member of the Commission with one dollar which is their salary for the year. The Town Manager reminded the community that the Commission is here to serve.

**2. Quasi-Judicial Hearings (None)**

**3. Consent Agenda**

Mayor Dietch pulled Item 3A1 minutes.

**A. Minutes – Sandra Novoa, MMC, Town Clerk**

**April 13, 2017 Regular Town Commission Meeting Minutes**

**April 26, 2017 Special Town Commission Meeting Minutes**

Pulled Item – Mayor Dietch 3A.

Mayor Dietch read into the record corrections to the minutes.

Commissioner Karukin made a motion to approve the consent agenda minus the pulled item. The motion received a second from Commissioner Paul and all voted in favor.

**\*B. Town Manager’s Report – Guillermo Olmedillo, Town Manager**

1. See Click Fix
2. Development Application Status
3. Code Compliance
4. Finance
5. Information Technology
6. Police Department

**\*C. Town Attorney’s Report – Linda Miller, Town Attorney**

**D. Committee Reports – Guillermo Olmedillo, Town Manager**

- February 2, 2017 Pension Board Meeting Minutes
- March 27, 2017 Parks and Recreation Committee Meeting Minutes
- March 30, 2017 Sustainability Subcommittee Meeting Minutes
- March 30, 2017 Planning and Zoning Board Meeting Minutes

**E. Mutual Aid Agreement between the City of Aventura Police Department and the Town of Surfside Police Department – Guillermo Olmedillo, Town Manager**

**A RESOLUTION OF THE TOWN OF SURFSIDE, FLORIDA ACKNOWLEDGING THE MUTUAL AID AGREEMENT BETWEEN THE TOWN OF SURFSIDE, FLORIDA AND THE CITY OF AVENURA; AUTHORIZING THE TOWN MANAGER AND CHIEF OF POLICE TO EXECUTE AND IMPLEMENT THE TERMS AND CONDITIONS OF THE MUTUAL AID AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.**

Approved on consent.

**F. Presentation Municipal Clerk's Week Proclamation – Sandra Novoa, MMC, Town Clerk**

Mayor Dietch read into the record the Municipal Clerks Proclamation and thanked Sandra Novoa and Elora Riera for their service.

**G. Proclamation Request for Retiring Ruth K. Broad K-8 Center Teachers – Joyce Azevedo, Nancy Garcia and Diana Francois – Mayor Daniel Dietch**

Approved on consent.

**H. Proclamation Request for Julia Magnani – Mayor Daniel Dietch**

Approved on consent.

Commissioner Karukin made a motion to accept the pulled item. The motion received a second from Commissioner Paul and all voted in favor.

#### **4. Ordinances**

##### **A. Second Reading Ordinances**

**1. Require Noticing of New Residential Construction and Demolitions– Guillermo Olmedillo, Town Manager**

**AN ORDINANCE OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 14 "BUILDING" OF THE TOWN OF SURFSIDE CODE OF ORDINANCES; SPECIFICALLY AMENDING SECTION 14-28 "ISSUANCE OF BUILDING PERMITS."; AMENDING CHAPTER 90 "ZONING" OF THE TOWN OF SURFSIDE CODE OF ORDINANCES; SPECIFICALLY AMENDING SECTION 90-19 "SINGLE-FAMILY AND TWO-FAMILY DEVELOPMENT REVIEW PROCESS."; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk Sandra Novoa read the title of the ordinance.

Mayor Dietch opened the public hearing.

Public Speaker Brian Roller spoke in support of the item. Mr. Roller is on the Board of Planning and Zoning.

No one else wishing to speak the Mayor closed the public hearing.

Commissioner Paul made a motion to approve. The motion received a second from Commissioner Gielchinsky. The motion passed 4-1 with Commissioner Karukin voting in opposition.

**B. First Reading Ordinances**

**1. Amended Beach Furniture Ordinance - Guillermo Olmedillo, Town Manager**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 86 "WATERWAYS"; ARTICLE II, "PUBLIC BEACHES", SPECIFICALLY AMENDING SECTION 86-26 "DEFINITIONS"; SPECIFICALLY AMENDING SECTION 86-31 "BEACH FURNITURE PERMIT REQUIREMENTS"; SPECIFICALLY AMENDING SECTION 86-33 "VIOLATIONS, CIVIL FINES AND PENALTIES"; PROVIDING FOR INCLUSION IN THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE. (Linked with Item 9D)**

Deputy Clerk Elora Riera read the title of the ordinance.

Commissioner Karukin made a motion to discuss. The motion received a second from Commissioner Gielchinsky.

Manager Olmedillo gave a visual presentation.

The Mayor opened the public hearing.

**Public Speakers:**

-Deborah Cimadevilla believes there should be guaranteed open spaces which she does not see in this ordinance.

- Silvia Coltrane believes the hotels on the west side of Collins should have the same kind of beach rights as those on the east side of Collins.

-George Kousoulas believes the ordinance is good and close to what they wish to achieve.

-Jeffery Platt spoke of permits being issued to hotels for putting up beach chairs.

-Marianne Meischied believes the Town Manager's plan is great.

-Joel Simmonds from Grand Beach Hotel spoke on the item.

Mayor Dietch paused the item to go to Good and Welfare. The item resumed after Good and Welfare was closed.

Commissioner Paul addressed the item which was linked to 9D. The Commission thanked Commissioner Paul for the version she presented and discussed the ordinance in detail making some revisions for second reading. The Town Manager was asked to clean up any inconsistencies. Mayor Dietch read into the record the amendments to be made.

Commissioner Karukin made a motion to approve with amendments as read and with no presets for hotels and condos west of Collins. The motion received a second from Commissioner Paul and all voted in favor.

## 5. Resolutions and Proclamations

- A. Approval to proceed with A & B Pipe for the purchase of checkmate valves for water outfalls – Guillermo Olmedillo – Town Manager (*Deleted from Agenda*)**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AMENDING THE FISCAL YEAR 2016-2017 ANNUAL BUDGET; APPROPRIATING FUNDS IN THE AMOUNT OF \$45,280 FROM THE STORM WATER FUND RESERVES ACCOUNT NO. 404-0000-391-1000 TO THE EQUIPMENT MAINTENANCE ACCOUNT NO. 404-5500-538-4603; AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF TIDEFLEX CHECKMATE VALVES; PROVIDING FOR APPROVAL AND AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

This item was removed from the agenda.

- B. Adoption of the current Miami-Dade County Local Mitigation Strategy– Guillermo Olmedillo, Town Manager**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA ADOPTING THE CURRENT MIAMI-DADE COUNTY MULTI-HAZARD LOCAL MITIGATION STRATEGY, AS AMENDED, IN ACCORDANCE WITH THE NATIONAL FLOOD INSURANCE PROGRAM COMMUNITY RATING SYSTEM REQUIREMENTS; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk Sandra Novoa read the title of the resolution.

Commissioner Paul made a motion to approve. The motion received a second from Commissioner Gielchinsky and all voted in favor.

- C. Community Rating System consultant CRS Max – Guillermo Olmedillo, Town Manager**

**A RESOLUTION OF THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING THE TOWN MANAGER TO EXECUTE AN**

**AGREEMENT FOR THE RETENTION OF COMMUNITY RATING SYSTEM MAX CONSULTANTS (CRS MAX) FOR COMMUNITY RATING SYSTEM CONSULTING SERVICES; AUTHORIZING THE APPROPRIATION AND EXPENDITURE FROM THE 2016/2017 FISCAL YEAR BUDGET NOT TO EXCEED \$11,000 FROM THE GENERAL FUND ACCOUNT NO. 001-7900-590-3110; PROVIDING FOR AUTHORIZATION AND IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk Sandra Novoa read the title of the resolution. Building Official Ross Prieto gave a presentation.

Commissioner Karukin made a motion to approve. The motion received a second from Vice Mayor Cohen and all voted in favor.

- D. Approval for work authorization No. 103 to Calvin Giordano & Associates for the post design services related to the Surfside Traffic Signal Modifications at three intersections along Harding Avenue – Guillermo Olmedillo, Town Manager**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING CALVIN, GIORDANO & ASSOCIATES, INC. WORK AUTHORIZATION NO. 103 FOR HARDING AVENUE POST DESIGN SERVICES; AUTHORIZING THE EXPENDITURE FROM THE 2016/2017 FISCAL YEAR BUDGET IN THE AMOUNT NOT TO EXCEED \$37,200.60 FROM THE MUNICIPAL TRANSPORTATION FUND, ACCOUNT NO. 107-8500-549-3110; PROVIDING FOR APPROVAL AND AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk Sandra Novoa read the title of the resolution.

Commissioner Karukin made a motion to discuss. The motion received a second from Commissioner Gielchinsky and all voted in favor.

Commissioner Karukin had several questions for the Traffic Engineer. The engineer responded to the questions and gave a brief update on the item.

Commissioner Karukin made a motion to approve with the provision that we add into the CGA contract to include all pre and post data. The motion received a second from Commissioner Paul and all voted in favor with Commissioner Gielchinsky absent for the vote.

## **6. Good and Welfare**

Mayor Dietch opened the public speaking.

- Jeffery Platt spoke about bullying on the beach especially by beach chair operators.
- Marianne Meisheid spoke about an eyesore dumpster on 94<sup>th</sup> Street near the new sculpture.
- Victor May spoke about new administrative positions that have been approved.
- Brian Roller spoke about beautification of the Town as well as walkability and traffic.
- Deborah Cimadevilla asked about golf carts and a Senior Appreciation Day.
- George Kousoulas spoke about some members of the Commission who sometimes speak to members in the audience privately and feels it is not appropriate during a meeting.

No one else wishing to speak the Mayor closed Good and Welfare and resumed with Item 4B1 Beach Furniture.

**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. Town of Surfside Red Light Camera Safety Program – Program Continuation Proposals–** Guillermo Olmedillo, Town Manager

Police Chief Allen gave a presentation and recommends discontinuing the program. The Commission discussed the item.

Public Speaker Sandy Mickey from American Traffic Solutions spoke in support of the program and its benefits. They are willing to waive the 90 days termination notice to 30 days to allow the Town to decide and possibly hire a part-time individual to see if it can be worked out. The Mayor asked the Chief if we could work out a solution which could benefit all.

Commissioner Karukin made a motion to recommend option 2 and discontinue the program. The motion received a second from Commissioner Gielchinsky and the motion carried 3-2 with Mayor Dietch and Vice Mayor Cohen voting in opposition.

Commissioner Gielchinsky made a motion to direct the Town Manager to terminate the contract. The motion received a second from Commissioner Karukin and the motion carried 4-1 with Vice Mayor Cohen voting in opposition.

**B. Walkability and Pedestrian Improvements –** Guillermo Olmedillo, Town Manager

Manager Olmedillo gave a visual presentation. Commissioner Karukin had several questions for the Manager, some regarding the success or failure of his recommendation and how it will affect some of the residents. Commissioner Paul had questions for the Manager and would like input from the residents before

making any decision. Mayor Dietch agreed with Commissioner Paul regarding community feedback.

Commissioner Karukin made a motion to extend the meeting an additional hour. The motion received a second from Commissioner Paul and all voted in favor.

The Mayor called the public speakers.

-George Kousoulas spoke in favor of the plan and sees it as an enhancement. He was unsure if it would resolve some of the traffic issues.

-Deborah Cimadevilla presented her ideas and spoke about parking and one-way streets.

The Commission further discussed the item and gave their views.

Passing the gavel, Mayor Dietch made a motion to approve the concept of the plan and direct the Town Manager to come back with a test plan as laid out in this discussion item that also includes a timeline, public engagement plan, what the Town really thinks the cost would be, and how the Town is going to measure success. The motion received a second from Commissioner Gielchinsky and the motion carried 4-1 with Vice Mayor Cohen voting in opposition.

**C. Modifying measurement of height to prepare Sea level rise – Guillermo Olmedillo, Town Manager**

Manager Olmedillo introduced the item. The Commission discussed the item and how it relates to Section Four of the Charter. Town Planner Sarah Sinatra and Building Official Ross Prieto gave more information on the item and answered questions from the Commission. Public Speakers George Kousoulas and Deborah Cimadevilla each spoke on the item and presented their views.

Vice Mayor Cohen made a motion to begin an exploration of this process. The motion received a second from Commissioner Gielchinsky. After some discussion, Vice Mayor Cohen rescinded his motion and received a second by Commissioner Gielchinsky.

Passing the gavel, Mayor Dietch made a motion to direct staff through the Town Manager to engage with the City of Miami Beach, and see where they are on their Design Charette and to discuss other mitigations and resiliency strategies that can be incorporated as part of the zoning code that includes “give a foot, get a foot” as well as other strategies that may enable a more resilient environment in consideration of the rising seas. The motion received a second from Commissioner Gielchinsky and all voted in favor.

Commissioner Paul made a motion to extend the meeting an additional fifteen minutes. The motion received a second from Vice Mayor Cohen and all voted in favor.

**D. Beach Furniture Ordinance 16-1658 Amendments – Commissioner Tina Paul (Linked with Item 4B.1)**

Item discussion can be found under item 4B1.

**E. Zoning Approval Period - Mayor Daniel Dietch**

Mayor Dietch presented the item. Town Manager Olmedillo explained the process. After discussion, the Commission will not move forward with this item.

**F. "No Thru Trucks" Sign Enforcement – Mayor Daniel Dietch**

Mayor Dietch presented the item. The Town Commission agreed to direct the Town Manager to explore the item and come back with his report. Public Speaker Deborah Cimadevilla spoke about the traffic on 91<sup>st</sup> Street and trucks going through.

**G. 4 Year Staggered Terms (added to agenda by Commissioner Michael Karukin)**

Commissioner Karukin presented the item. Public Speaker George Kousoulas spoke on the item and does not think there is a problem with continuity or stability under the current process; however, he believes this is a good way forward and gave his explanation. Public Speaker Lou Cohen spoke in support of the item.

Commissioner Gielchinsky made a motion to extend the meeting an additional three minutes. The motion received a second from Commissioner Karukin and all voted in favor.

Commissioner Karukin made a motion to direct the Town Attorney to prepare the appropriate documents consistent with our discussion item. The motion received a second from Commissioner Gielchinsky and all voted in favor.

Commissioner Gielchinsky spoke about the Bal Harbour shops expansion and the views of neighboring communities to the north about the Town's resolution.

**10. Adjournment**

The meeting adjourned at 12:18 a.m.

Respectfully submitted,

Accepted this 13<sup>th</sup> day of June, 2017

  
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Daniel Dietch, Mayor

Attest:

  
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Sandra Novoa, MMC  
Town Clerk