



**Town of Surfside  
Regular Town Commission Meeting  
MINUTES  
February 8, 2022  
7 p.m.**

**1. Opening**

**A. Call to Order**

Mayor Burkett called the meeting to order at 7:00 p.m.

**B. Roll Call of Members**

Town Clerk McCready called the roll with the following members present:

Present: Mayor Charles Burkett, Vice Mayor Tina Paul, Commissioner Nelly Velasquez, Commissioner Charles Kesl (arrived 7:02 p.m.) and Commissioner Eliana Salzhauer (arrived 7:15 p.m.).

Also present were Town Manager Andrew Hyatt, Assistant Town Manager Jason Greene, Town Attorney Lillian Arango and Town Attorney Tony Recio.

**C. Mayor and Commission Remarks – Mayor Charles W. Burkett**

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

**E. Community Notes – Mayor Charles W. Burkett**

Vice Mayor Paul spoke regarding the Third Thursday event.

**F. Appointment to Boards and Committees – Sandra N. McCready, Town Clerk**

**- Planning & Zoning Board – At Large**

No appointment was made by the Town Commission.

**- Budget Committee - Mayor Burkett**

Mayor Burkett asked for those interested to please send in an application.

**- Personnel Appeals Board – Mayor Burkett**

Mayor Burkett asked for those interested to please send in an application.

- **Personnel Appeals Board – Commissioner Salzhauer**

No appointment was made by Commissioner Salzhauer at this time.

- **Personnel Appeals Board – Commissioner Velasquez**

No appointment was made by Commissioner Velasquez at this time.

## **2. Quasi-Judicial Hearings**

### **3. Consent Agenda (*Set for approximately 7:30 p.m.*)**

A motion was made by Commissioner Velasquez to approve the Consent Agenda minus the minutes, seconded by Commissioner Kesl. The motion carried with a 4-0 vote with Commissioner Salzhauer absent.

#### **A. Minutes – Sandra N. McCreedy, MMC, Town Clerk**

- **December 14, 2022 Regular Town Commission Meeting Minutes**
- **January 11, 2022 Regular Town Commission Meeting Minutes**
- **January 18, 2022 Zoning Code Workshop Meeting Minutes**
- **January 26, 2022 Special Town Commission Meeting Minutes**

Deferred to the March 8, 2022 Town Commission Meeting.

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

Approved on consent.

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

Approved on consent.

#### **D. Committee Reports - Andrew Hyatt, Town Manager**

- **November 15, 2021 Parks and Recreation Committee Meeting Minutes**
- **November 16, 2021 Planning and Zoning Board Zoning Code Workshop Meeting Minutes**
- **December 16, 2021 Planning and Zoning Board Meeting Minutes**

Approved on consent.

**E. FY 2022 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 2022 BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Approved on consent.

**4. Ordinances**

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

**A. Second Reading Ordinances**

**1. Ordinance Amending Section 90-57 "Marine Structures" - Andrew Hyatt, Town Manager**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY AMENDING SECTION 90-57. - "MARINE STRUCTURES", TO PROVIDE FOR REGULATIONS FOR CONSTRUCTION OF DOCKS, PIERS AND MOORINGS ON WATERFRONT LOTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk McCready read the title into the record.

Commissioner Kesl spoke regarding the item and the limitation of the extension of the dock to be no more than 10% of the property width. He stated that he believes that the existing code and ordinance being proposed will work fine as long as they change the code, so it does not limit the length of the dock to be 10% of dock in the case of the 50-foot docks. He stated that the ones facing Indian Creek should not be limited.

Vice Mayor Paul spoke regarding the item and is comfortable with the way the ordinance is written.

Town Attorney Recio explained the item and the situations being addressed and what the ordinance in the agenda packet describes and provided different options.

Commissioner Velasquez commented on the individuals living on Point Lake and if they are not being affected by this ordinance, then she is fine

with the ordinance.

Mayor Burkett spoke regarding the item and provided his input as it pertains to Point Lake and Indian Creek waterway.

The following individuals from the public spoke:

Shannon Gallagher  
Jeff Rose  
Carolyn Baumel  
Trisha Fowley  
Anthony Blate  
Jennifer Hill  
Jalil Thurber  
Shlomo Danzinger  
Jaime Rubinson  
Mel Schlessner

Commissioner Salzhauer apologized for the mistakes on first reading, she stated she has been working with Town Attorney Recio along with the residents to see what they wanted. She stated that what they are interested in doing is preserving the quality of life for everyone especially with the kayak launch at 96<sup>th</sup> Street Park. She stated that it has always been interpreted as 10 feet and that is what you see right now. She spoke regarding her suggested changes and it would change from 15 feet to 10 feet on Point Lake and the 10 feet on Indian Creek.

Mayor Burkett is fine with the ordinance as it is, he stated that the people on the lake area will have a problem because they have an issue with space.

Commissioner Kesl stated the reason they are dealing with this and is glad the debate is between 10 feet and 15 feet. He stated that they have to think that there are different structures relating to a shore station. He is good with the way the ordinance is written.

Vice Mayor Paul stated that she understood controversy over the length of the dock and looked at what the neighboring municipalities are allowing. She stated that originally it was 35 feet and she does not want to limit our residents to less than their neighboring municipalities have and went on to state what the other municipalities are allowing.

Mayor Burkett stated that the bulk of the ordinance is fine. He asked Vice Mayor Paul if she is fine with the ordinance or does she want the 15 feet on the lake.

Vice Mayor Paul stated she is fine with 15 feet on the lake.

Commissioner Velasquez stated that they should consider on the canal going in and out of Point Lake to 10 feet, maybe on the wider part of the lake 15 feet and on the corner 10 feet. She stated that definitely the canal should be 10 feet. She stated that 35 feet in the rest of the Town, Biscayne Bay and Indian Creek, she is fine with and other municipalities are doing the same. She stated that there is enough space for kayakers.

Commissioner Salzhauer stated that the rest of the residents have to navigate around 35-foot docks that they never had to do that. She stated that the Commission was elected to protect the residents and they are not doing that. She spoke against the 35-foot docks.

Commissioner Velasquez would like to know if the motion maker would like to amend their motion.

Commissioner Kesl stated that 15 feet on Indian Creek would be fine and cap the others at 15 feet.

Vice Mayor Paul is not fine with the amended motion because she would like more information on the adjacent water bodies.

Vice Mayor Paul asked the Town Attorney regarding the docks in Town and the larger docks in the other municipalities.

A motion was made by Commissioner Kesl to approve the Ordinance on second reading, seconded by Vice Mayor Paul.

Commissioner Kesl withdrew his motion and Vice Mayor Paul withdrew her second.

Town Attorney Recio spoke regarding the other docks in Town and explained what the maximum projections would be.

Commissioner Kesl spoke regarding the scaling and how conducive it would be for kayaking.

Commissioner Velasquez stated that she is fine with the ordinance and spoke regarding the kayak.

Mayor Burkett agrees with the Vice Mayor and would like to see the 10-foot docks on the lake, otherwise he is good the way it is.

Mayor Burkett stated the 35 foot has been in the zoning code since 2008. Commissioner Kesl appreciates the speakers, he stated that whatever they decide, they still need DERM. He asked for the Town Attorney to clarify

that.

Town Attorney Recio stated that if DERM states you cannot build a dock that close to a seawall and our code stated you can only go so far, then you cannot project out and therefore cannot have a dock. He stated the provisions on the proposed draft from Commissioner Salzhauer addresses DERM.

Town Attorney Arango suggested for the Town Planner to provide his input.

Town Planner Keller stated that he is comfortable with the draft of the ordinance and with the minor changes done tonight.

After a lengthy discussion regarding the amendment to the language of the ordinance, the following motion was made.

A motion was made by Commissioner Kesl to approve the Ordinance on second reading as amended to read that line 80 will say 10 feet instead of 15 feet for Point Lake, line 83 and 84 to say: "constructed to project into the waterway no more than the lesser of 10% of the width of the adjacent waterway or 15 feet unless DERM/DEP determines that environmental resources require a further dock extension, in which case a finger pier not to exceed 8 feet in width, and any mooring piles, boat lifts, or other appurtenances, shall be allowed to project into the waterway no more than 35 feet, and vessels shall be required to dock along the side of the finger pier rather than at the end of the finger pier." seconded by Commissioner Salzhauer. The motion carried with a 4-1 vote with Mayor Burkett voting in opposition.

**2. Ordinance Securing Construction Sites, Safety and Other Requirements – Vice Mayor Tina Paul**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY CREATING ARTICLE V – "CONSTRUCTION SITES", CONSISTING OF SECTION 14-104 "SECURING OF CONSTRUCTION SITES, SAFETY, AND OTHER REQUIREMENTS", OF CHAPTER 14 - "BUILDINGS AND BUILDING REGULATIONS", TO PROVIDE FOR SECURING OF CONSTRUCTION SITES AND PROTECTIONS TO ADJACENT AND NEIGHBORING PROPERTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk McCready read the title into the record.

Commissioner Velasquez asked if they could add on the part where she mentions vehicles blocking the street in residential area. She would like for it to read if it is a vehicle that is dropping of materials or machinery that they do not have to contact the Town and gave an example of what took place when she was doing her pool.

Vice Mayor Paul stated that came from a complaint she received which was a concrete truck blocking the street on Biscaya and the roads need to be open to emergency vehicles and people going to work and coming home.

Commissioner Velasquez stated that if they are vehicles that are dropping materials or machinery should not have to go through Town Hall because they do not know when the materials will be dropped off.

Town Attorney Recio read how it is currently written states "shall not be allowed to block the right of way, unless for temporary delivery of machinery and materials".

Vice Mayor Paul stated that she is trying to avoid what took place in Biscaya.

Mayor Burkett stated that is a police matter and it is good that it is in the code.

Commissioner Velasquez stated that there are trucks that need to deliver materials and will need to block one portion of the road.

Town Attorney Recio read the amendments into the record.

The following individuals from the public spoke:

Jeff Rose

Shlomo Danzinger

Bill Thompson regarding some comments he provided Building Official McGuinness and other suggested changes to the ordinance.

Shannon Gallagher

Trisha Fowley

Vice Mayor Paul addressed the comments made by the speakers.

Commissioner Velasquez addressed the comments made and having an ordinance for residential and for H120 and they should have never been combined.

Mayor Burkett asked Ms. Gallagher regarding the gross negligence reported by the Judge and asked her to send him a copy.

Ms. Gallagher stated it was in a court in Maryland and explained what the court stated.

Town Attorney Arango stated that she would like to get a copy and see how it would apply to the CTS case in Miami-Dade County.

Building Official McGuinness provided his recommendations.

Vice Mayor Paul stated that she would like to work with the Building Official and defer the item.

Vice Mayor Paul withdrew her motion and Commissioner Kesl withdrew his second.

A motion was made by Vice Mayor Paul to defer this item to the next month at a time certain, seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

**3. Building Recertification “Don’t Wait...Accelerate!”-Changes Necessary to Prevent Another Building Collapse Catastrophe (In Honor of Champlain Towers South Victims) - Commissioner Eliana Salzhauer**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY CREATING A NEW SECTION 14-3, “RECERTIFICATION OF EXISTING BUILDINGS”, IN ARTICLE I. – “IN GENERAL”, OF CHAPTER 14 - BUILDINGS AND BUILDING REGULATIONS”, TO ADOPT AND INCORPORATE SECTION 8-11. – “EXISTING BUILDINGS” OF THE MIAMI-DADE COUNTY CODE OF ORDINANCES WITH MODIFICATIONS IN FURTHERANCE OF THE “DON’T WAIT, ACCELERATE” PLAN TO IMPROVE BUILDING SAFETY; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk McCready read the title into the record.

Commissioner Salzhauer introduced the item and provided an overview of the ordinance and stated that what they are doing is adopting what the County put into place.

Building Official McGuinness spoke regarding the ordinance and how it pertains to the buildings in Surfside and the County provisions.



Commissioner Velasquez asked if this ordinance is stricter then the County is providing.

Building Official McGuinness stated yes.

Commissioner Velasquez agrees with the life safety issue and notification and condominium associations need to be more responsible to their residents and this is a good step towards the right direction.

Vice Mayor Paul stated that there is a correction in line 64 and 65, page 217, where it says, "to include and add", it should say "recommended" and add "recommended geotechnical studies".

Commissioner Salzhauer accepts that correction.

Vice Mayor Paul spoke regarding the BORA report section of loading and the loads need to be evaluated. She suggested if Building Official McGuinness would like to strengthen that.

Commissioner Kesl stated that there were additional items identified that would be looked at and inspected that were left out. He agrees that all engineering reports should be reported.

Vice Mayor Paul stated that she agrees with Commissioner Kesl and there was a recommendation of 20 years and painting the buildings. She stated that the ordinance was a little watered down from before.

Mayor Burkett asked Building Official McGuinness that this is a great idea and has evolved into a great effort. He asked what is specifically different and do they need to have an entire ordinance that adopts and reiterates what the County says or do they need a small ordinance that in addition to the county ordinance, they believe they need these additional items.

Building Official McGuinness addressed the comments made by Mayor Burkett.

Commissioner Salzhauer stated that they can move forward with this and make sure they are stricter.

Town Attorney Arango agrees that once the County adopts their ordinance we can revisit it once the County passes it.

The following individuals from the public spoke:  
Shlomo Danzinger  
Jeff Rose  
Shannon Gallagher

Further discussion took place regarding the provisions of this ordinance and the language as well as what the County ordinance would state.

A motion was made by Commissioner Salzhauer to approve the Ordinance on second reading, seconded by Commissioner Kesl. The motion carried with a 5-0 vote.

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

## **B. First Reading Ordinances**

### **1. Amending Zoning Definitions to Remove Development Loopholes – Commissioner Eliana Salzhauer**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY AMENDING SECTION 90-2. - "DEFINITIONS", TO DELETE THE DEFINITION FOR "GROSS ACRE" AND TO REVISE THE DEFINITIONS FOR "HEIGHT," "LOT AREA," AND "LOT COVERAGE"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk McCready read the title into the record.

Commissioner Salzhauer provided a summary of the item and explained that this is in order to close the loopholes in the zoning code while the zoning code is being rewritten.

Commissioner Velasquez asked if this is for new construction only.

Commissioner Salzhauer addressed the comments and questions by Commissioner Velasquez.

The following individuals from the public spoke:

George Kousoulas  
Shannon Gallagher  
Jennifer Zawid

Vice Mayor Paul asked regarding NAVD and would like to confirm NAVD from 92<sup>nd</sup> to 91<sup>st</sup> Street.

Building Official McGuinness addressed the question from Vice Mayor Paul.

Mayor Burkett provided his suggestions and comments on the item. He stated he was very annoyed that all the work put into this has been hijacked by three on this commission and does not appreciate it. He asked Town Attorney Recio if the lot coverage is stricter and asked if it is part of the 40. He spoke regarding the magic acre and that allowed for hanky panky. He spoke regarding the measuring as it pertains to NAVD and NGVD. He stated that he is satisfied that this is the right solution but is annoyed that this process has done what it has done.

Town Attorney Recio stated it is stricter and is not part of the 40.

Commissioner Kesl stated that he was not able to read the memo. He spoke regarding the zoning code workshops and how these were identified as loopholes. He spoke regarding the amount of zoning code workshops.

Vice Mayor Paul asked how much more restrictive compared to how it was allowed in the past. She spoke regarding the cover memo and when the lot coverage was changed. She would like an explanation of the lot coverage and her concern is the landscaping and having the right percentage of landscaping.

Town Attorney Recio stated this is more restrictive when you look in MuniCode.

Mayor Burkett stated that it is more restrictive, and they are increasing now the restriction.

Commissioner Salzhauer stated that there were loopholes that were allowing people to build bigger homes.

After a lengthy discussion the following motion was made.

A motion was made by Commissioner Salzhauer to approve the Ordinance on first reading as amended to 8%, seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

**5. Resolutions and Proclamations**

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

- A. Resolution Reaffirming the Town's Commitment to Condemn Anti-Semitic, Hateful and Hurtful Messages and Behavior – Mayor Charles W. Burkett**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, REAFFIRMING THE TOWN'S COMMITMENT TO CONDEMN ANTI-SEMITIC, HATEFUL AND HURTFUL MESSAGES AND BEHAVIOR, INCLUDING THE REAFFIRMATION OF THE PROVISIONS OF SECTION 54-2 OF THE TOWN'S CODE, "CONSIDERATION OF ANTI-SEMITISM AND HATE CRIMES IN ENFORCING LAWS" AND SUPPORTING AN AMENDMENT TO SECTION 54-2 TO BROADEN THE DEFINITION OF ANTI-SEMITISM AS OUTLINED HEREIN; PROVIDING FOR SEVERABILITY AND CONFLICTS; PROVIDING FOR IMPLEMENTATION AND AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk McCreedy read the title into the record.

Vice Mayor Paul spoke regarding her circulation of the existing ordinance and compared it to the definition of anti-Semitism and stated that the new one makes it more general and removes other protections that were in the ordinance. She stated that section 3 is new and can be added, she would like to keep the language that is in section 54-2.

Mayor Burkett stated that this item is to support the definition from the US State Department and this is from a different organization that deal in this. He stated that there are differences but incorporates everything in the old ordinance and supplements the old ordinance with additional language.

A motion was made by Commissioner Velasquez to extend the meeting for 30 minutes until 11:30 p.m., seconded by Commissioner Salzhauer. The motion carried with a 5-0 vote.

The following individual from the public spoke:

Naday Alkoby spoke regarding the item and regarding the 3D test.

Commissioner Kesl spoke regarding the language in the resolution and has an issue with some of the language.

Commissioner Salzhauer also commented on the language in the resolution.

Vice Mayor Paul commented on the language in the resolution and that certain language is not being mentioned.

Commissioner Velasquez stated that she supports this and that this should have been part of the consent agenda.

Mayor Burkett stated it does not state replace but amend.

Town Attorney Arango spoke regarding the suggested changes by the

Commission.

Commissioner Salzhauer asked regarding the changes.

Mayor Burkett stated that there will be a proposed ordinance and it will not change the original language it will amend it.

Town Attorney Arango stated that when they prepare the ordinance it will show with underlining the additions and it will show that it will not be changing the original ordinance.

The following individual from the public spoke:  
Shlomo Danzinger  
Jeff Rose

Further discussion took place among the Commission regarding the suggested changes.

A motion was made by Commissioner Velasquez to approve the resolution, seconded by Mayor Burkett. The motion carried with a 5-0 vote.

**B. Resolution Urging the Florida Legislature to Oppose Senate Bill 280 –  
Commissioner Eliana Salzhauer**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, URGING THE FLORIDA LEGISLATURE TO OPPOSE SENATE BILL 280, WHICH UNDERMINES LOCAL AUTHORITY'S ABILITY AND ELECTED DUTY TO PROTECT THE HEALTH, SAFETY AND WELFARE OF SURFSIDE RESIDENTS, AND WOULD ALLOW INDIVIDUALS AND ENTITIES TO DELAY ENACTMENT OF LOCAL ORDINANCES BY FILING LAWSUITS THAT ALLEGE AN ORDINANCE IS ARBITRARY OR UNREASONABLE; AUTHORIZING THE TOWN CLERK TO TRANSMIT THIS RESOLUTION TO THE OFFICIALS NAMED HEREIN; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk McCreedy read the title into the record.

Commissioner Salzhauer introduced the item and explained what this resolution would accomplish.

Commissioner Kesl agrees and hopes every town and municipality would pass this as well.

Vice Mayor Paul also agrees with this resolution.

Mayor Burkett asked if it is a grab bag.

Town Attorney Arango stated that it specifically addresses Senate Bill 280. She read the bill into the record. She explained what would happen if someone would challenge this ordinance.

A motion was made by Commissioner Salzhauer to extend the meeting for 5 minutes, seconded by Commissioner Velasquez.

The following individuals from the public spoke:

Jennifer Zawid  
Shlomo Danzinger  
George Kousoulas

Vice Mayor Paul spoke regarding an issue with regulation in Hollywood and agrees with this resolution.

A motion was made by Commissioner Salzhauer to extend the meeting 5 minutes, seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

A motion was made by Commissioner Salzhauer to approve the resolution, seconded by Commissioner Velasquez. The motion carried with a 4-1 vote with Mayor Burkett voting in opposition.

## **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.*

The following individuals from the public spoke:

Deborah Duvdevani spoke regarding the Hillcrest project that was heard at the January 27, 2022 Planning and Zoning Board Meeting.

Roch Dube spoke regarding Hillcrest project and spoke regarding marine dock.

George Kousoulas spoke regarding the Surfside from the 1970s are gone and spoke regarding the history of Surfside.

Mary Swane spoke regarding the Hillcrest project and the effects that it will have to her building.

Lars Skaarup spoke on behalf of Horace Henderson regarding referendum no. 5 of the March 15, 2022 election. He encourages the commission to remove the Zoning in Progress that has to do with pools.

Jaime Rubinson spoke regarding accomplishing things and working on behalf of the residents.

Jalil Thurber spoke regarding the marine docks.

Jeffrey Platt thanked the Commission for their service and spoke regarding development in the Town.

Marianne Meisheid spoke regarding walkability in Town.

Shannon Gallagher spoke regarding something circulated about her residency and she assured that since 2020 all her information shows her being a resident of Surfside. She also spoke regarding development in Town.

Shlomo Danzinger addressed the comments made by Ms. Gallagher.

Jeff Rose spoke regarding development and nobody wants Surfside to become Sunny Isles. He spoke regarding the zoning code and agenda items that they have not been able to address.

Tricia Fowley spoke regarding the Hillcrest and was glad to see some of the new ordinances. She spoke regarding seismic monitors and who is reading and receiving those reports.

Bizar Torche's email was read into the record regarding the Four Seasons excavation.

Bob Fisher spoke regarding the Town seal and spoke regarding a scam alert.

Jennifer Zawid spoke regarding a comment made by a previous speaker about this being the holocaust and little Jerusalem and is asking the Commission to speak out.

Commissioner Salzauer addressed the comments made and it is unacceptable to compare anything to the holocaust and addressed the development comments made.

Commissioner Kesl addressed comments made by the public as it pertains to the docks and putting closure to that topic. He stated he likes the diversity of the people in Surfside. He also spoke regarding the development comments made.

Commissioner Velasquez addressed the concerns from the public and spoke regarding development and looking at it and for it to be done in a manner that would not affect other buildings but to stop development completely is not feasible. She stated that they do not know how long it will take to determine what happened at the Champlain Tower South because our specialist has not been able to obtain access to the site. She stated that she does believe that there are some things that can be done to protect the property that can be implemented. She also addressed the comments made regarding the docks.

Vice Mayor Paul addressed the comments made by the different public speakers.

Mayor Burkett addressed the comments made by the public speakers as it pertains to development.

**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 Manager Performance Review – Mayor Charles W. Burkett**

Deferred to next meeting.

**B. Raising Houses in Surfside to Make our Town More Resilient and Sustainable – Mayor Charles W. Burkett**

Deferred to next meeting.

**C. Amending the Town's Purchasing Code (Chapter 3) – Commissioner Nelly Velasquez**

Deferred to next meeting.

**D. Community Center Pool Deck Lighting - Staff Report – Andrew Hyatt, Town Manager**

Deferred to next meeting.

**E. Art in Public Spaces Committee – Commissioner Charles Kesl**

Deferred to next meeting.

**F. Demolition by Neglect - Mayor Charles W. Burkett**

Deferred to next meeting.

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

Deferred to next meeting.

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

Deferred to next meeting.

**I. Amending Town Code Section 2-237 Business Relationships – Commissioner Eliana Salzhauer**

Deferred to next meeting.



**J. Community Center Second Floor Possibility-** Andrew Hyatt, Town Manager

Deferred to next meeting.

**K. Amend Tourist Board Ordinance –** Commissioner Nelly Velasquez

Deferred to next meeting.

**L. Legally Defective Charter Amendment Vote in 2012 –** Mayor Charles W. Burkett

Deferred to next meeting.

**M. Cone of Silence/Secrecy –** Mayor Charles W. Burkett

Deferred to next meeting.

**N. License Plate Readers –** Mayor Charles W. Burkett

Deferred to next meeting.

**O. Cancel Culture in Surfside -** Mayor Charles W. Burkett

Deferred to next meeting.

**P. Permit Process -** Mayor Charles W. Burkett

Deferred to next meeting.

**Q. High Water Bill –** Mayor Charles W. Burkett

Deferred to next meeting.

**R. Increased Commercial Airliner Flights over Surfside -** Mayor Charles W. Burkett

Deferred to next meeting.

**S. Purchase of Electric Vehicles -** Mayor Charles W. Burkett

Deferred to next meeting.

**T. One-way Automatic Gate at 96<sup>th</sup> Street and Bay Drive - Mayor Charles W. Burkett**

Deferred to next meeting.

**U. Draconian Fines for Residents - Mayor Charles W. Burkett**

Deferred to next meeting.

**V. Surfside's Brand Name, Miami's Uptown Beach Town – Mayor Charles W. Burkett**

Deferred to next meeting.

**W. Epinephrine Auto-Injectors (EpiPen) Policy Discussion - Commissioner Eliana Salzhauer**

Deferred to next meeting.

**X. Private Security Service – Mayor Charles W. Burkett**

Deferred to next meeting.

**Y. Remote Participation by Commissioners – Commissioner Charles Kesl**

Deferred to next meeting.

**Z. Budget Meeting Fiasco - Commissioner Eliana Salzhauer**

Deferred to next meeting.

**AA. Tree Program - Andrew Hyatt, Town Manager**

Deferred to next meeting.

**BB. Farmer's Market – Mayor Charles W. Burkett**

Deferred to next meeting.

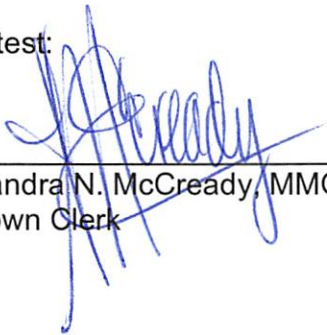
**10. Adjournment**

A motion was made by Commissioner Kesl to adjourn the meeting without objection at 11:35 p.m. The motion carried with a 5-0 vote.

Accepted this 8 day of MARCH, 2022.

  
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Charles W. Burkett, Mayor

Attest:

  
\_\_\_\_\_  
Sandra N. McCreedy, MMC  
Town Clerk