



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

1. Opening

A. Call to Order

Mayor Burkett called the meeting to order at 7:04 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 Kesl and Commissioner Eliana Salzhauer (arrived at 7:06 p.m.).

Also present were Town Manager Andrew Hyatt, 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

Vice Mayor Paul spoke regarding International Women Day and asked for a moment of silence for the victims of Ukraine. She spoke regarding the events in Town and encouraged those to go out to vote.

Commissioner Kesl thanked everyone.

Commissioner Salzhauer spoke regarding what takes place in the meetings and the unraveling of their hard work based on personal animosity. She stated that the Town is doing very well and the physical changes that has taken place. She thanked her colleagues and Commissioner Kesl.

Mayor Burkett stated that they are doing a serious job protecting the Town and making good judgments. He stated that he is thankful for the opportunity to serve and is happy he is part of this team. He stated that he is thankful of the Town Staff that he has worked with.

Commissioner Velasquez thanked the residents for allowing her to be their Commissioner and they have accomplished a lot. She thanked the Town Manager for listening to them to get the job done. She thanked the Town Clerk's Office and the Town Attorneys. She stated she is blessed to have been here and would like for the Surfside residents to allow her to be here another 2 years to get things accomplished.

Vice Mayor Paul thanked Commissioner Kesl for his service. She wished all the candidates the best of luck and thanked the Town staff. She thanked the residents and businesses.

Commissioner Kesl thanked Assistant Town Manager Greene.

Town Attorney Arango spoke regarding Item 9BB (Zoning in Progress) and asked if it is the will of the Commission to move the item up on the agenda to be heard first.

A motion was made by Commissioner Salzhauer to move Item 9BB (Zoning in Progress) to be heard first, seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

E. Community Notes – Mayor Charles W. Burkett

F. Presentation of \$1.00 Salary to the mayor and the members of the Town Commission - Andrew Hyatt, Town Manager

Town Manager Hyatt spoke regarding what the Town has gone through this year and thanked them for their service. He presented the Mayor and Members of the Town Commission with the \$1.00 a year salary check.

G. Champlain Towers South Status Update - Andrew Hyatt, Town Manager

Town Manager Hyatt introduced Allyn Kilsheimer.

Allyn Kilsheimer provided a status update regarding Champlain Towers South. He spoke regarding the work they have been doing and all the experts are working in collaboration. He stated that the sampling and boring started. He stated the seismic started last week. He spoke regarding the review of the materials in the warehouse. He provided an overview of what sampling and testing they have been doing so far.

Commissioner Salzhauer stated that she wants to make sure they get their answer regardless of the settlements and wanted to know how that would occur. She wants to make sure the fact finding continues to take place. She asked what happens to the investigation if everyone settles.

Mr. Kilsheimer addressed the question from Commissioner Salzhauer. He stated that they are doing everything they can to get answers. He stated that much of the sampling and testing being done is more than what they thought of doing from an engineering standpoint.

Commissioner Kesl stated to keep up the good work and hopefully at the end of the day they will have the information.

Vice Mayor Paul thanked Mr. Kilsheimer for all his work. She asked how he found the things in the warehouse stored. She asked regarding the dewatering process.

Mr. Kilsheimer stated that it would have been nice if they had more space and it is hard to get around the materials. He spoke regarding how they are inspecting the materials. He continued to address the questions by Vice Mayor Paul.

Commissioner Velasquez asked regarding the potential of dewatering other properties and is it dangerous which could cause damage.

Mr. Kilsheimer explained the dewatering process.

Mayor Burkett asked if he was able to take pictures of the contents in the warehouse.

Further discussion took place among the Commission and Mr. Kilsheimer regarding the evaluation, the criminal investigation, dewatering, site inspection as well as the warehouse.

Mr. Kilsheimer addressed the comments made by the Commission.

Town Attorney Recio stated that the Town has not been sued and therefore have no independent right to access that site. He stated while litigation has been going they have been allowed to be at the site under certain restrictions. He stated if all the parties settle, the Town has no legal right to be on the property.

Commissioner Velasquez asked what the time limit for someone is to sue the Town.

Town Attorney Arango explained the rules and the number of intent to sue letters the Town has received.

Mayor Burkett asked regarding the cost allocation.

Town Attorney Recio addressed the question by Mayor Burkett.

The following individuals from the public spoke:

Jeff Rose asked if there are any updates on the memorial for the one-year anniversary.

Shannon Gallagher asked regarding what might be damaged and missing at the site, what nonstructural engineering type inspection has been contemplated for the site, and what else has been looked at that could assist in the investigation.

Mr. Kilsheimer addressed the comments made by the public.

Town Manager Hyatt spoke regarding the update on the memorial for Champlain Towers South collapse.

Vice Mayor Paul spoke regarding the allocation of funding for the memorial.

Commissioner Kesl spoke regarding establishing a committee for the memorial.

Vice Mayor Paul spoke regarding the funding allocation and there will be a procedure stipulation for the memorial.

2. Quasi-Judicial Hearings

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

A motion was made by Commissioner Kesl to approve the consent agenda, seconded by Vice Mayor Paul with amendments. The motion carried with a 5-0 vote.

A. Minutes – Sandra N. McCready, MMC, Town Clerk

- **April 27, 2022 Zoning Code Workshop Meeting Minutes**
- **May 26, 2022 Zoning Code Workshop Meeting Minutes**
- **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**
- **February 8, 2022 Regular Town Commission Meeting Minutes**

Approved on consent.

***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

- **January 24, 2022 Parks and Recreation Committee Meeting Minutes**
- **January 27, 2022 Planning and Zoning Board Meeting Minutes**

Approved on consent.

4. Ordinances

(Set for approximately 8:30 p.m.) (Note: Good and Welfare must begin at 8:15)

A. Second Reading Ordinances

1. 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 of the ordinance into the record.

Commissioner Velasquez would like to include under section 2b that the gate has a padlock to make sure no one opens the gate.

Vice Mayor Paul accepts the changes.

Commissioner Kesl thanked Vice Mayor Paul for bringing this back.

Commissioner Velasquez asked regarding the portal potties and are they only for new constructions.

Vice Mayor Paul explained that portion and stated there was a complaint she received and that the dumpster was constantly overflowing. She stated it is about maintaining the property.

Building Official McGuinness spoke regarding the temporary sanitation stations is part of the Florida Building Code and will be enforced.

Commissioner Salzhauer asked regarding the shortening of advance notice time. She also spoke regarding the email from Tricia Fowley.

Vice Mayor Paul stated that was a suggestion that came from Building Official McGuinness.

Building Official McGuinness addressed the comments made.

Commissioner Kesl addressed the comments made in the email from Ms. Fowley and that does require some additional investigation.

The following individuals from the public spoke:

Jeff Rose
George Kousoulas
Marianne Meisheid
Suzie Rodriguez
Alicia Boymelgreen
Shannon Gallagher

Mayor Burkett asked that on page 209, Section 2a, under security construction sites prohibition and requirement he asked if it is 5 feet or 50 miles. He asked for clarification as to what the distance should be.

Town Attorney Arango stated that it is whatever would post a danger and there is no limit.

Mayor Burkett stated that there should state a requirement and not leave it so broad and open. He also asked regarding 7(ii) as it relates to seismic monitoring and the distance. He asked regarding the demolition section and how they came up with the number.

Vice Mayor Paul addressed the questions from Mayor Burkett.

Commissioner Salzhauer asked Building Official McGuinness if these changes will make things safer and prudent to take these measures.

Building Official McGuinness stated yes and spoke regarding line 182 and 230 where it should state that a licensed Florida Registered Structural Engineer shall perform a preconstruction survey.

Further discussion took place regarding amendments to the ordinance.

Town Attorney Arango addressed concerns with some changes made that includes the Building Official having access to the seismic reports.

Commissioner Kesl has concerns with the ordinance and does not want to overburden the Town with things that they cannot do and that is an extra duty to be monitoring the seismic monitoring and should be left out.

Commissioner Salzhauer stated that there is a way of putting it in there without him having liability.

Town Attorney Recio spoke regarding resource allocation. He stated who will be monitoring it.

A motion was made by Vice Mayor Paul to approve the ordinance on second reading as amended, seconded by Commissioner Kesl. The motion carried with a 5-0 vote.

**2. 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 of the ordinance into the record.

Town Attorney Arango stated that on line 91 and 92 are the changes that are made from first reading and second reading.

Commissioner Salzhauer explained the item and provided a summary of each definition from the ordinance.

A motion was made by Commissioner Salzhauer to approve the ordinance on second reading, seconded by Commissioner Kesl.

Commissioner Velasquez requested as an amendment to the ordinance to add the numerical value of an acre to have it clearer. Commissioner Salzhauer agreed to that amendment.

Town Attorney Recio stated that it cannot be done because it will affect the title of the ordinance and a new ordinance would have to be introduced with the change requested.

Mayor Burkett opened the public hearing.

The following members of the public spoke on this item.

George Kousoulas

Jeff Rose

Casey Woods

Marianne Meisheid

Town Attorney Recio addressed comments made regarding Champlain Towers South.

The motion carried with a 5-0 vote.

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

B. First Reading Ordinances

1. Ordinance Amending Section 90-47-Scope of 24 Inch Setback Encroachment – 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 90-47. - "YARDS, GENERALLY ALLOWABLE PROJECTIONS", SPECIFICALLY SUB-SECTION 90-47.1 TO RESTRICT PROJECTIONS FOR CERTAIN ARCHITECTURAL ELEMENTS AND TO PROHIBIT COMBINING ALLOWED ENCROACHMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk McCready read the title of the ordinance into the record.

Commissioner Salzhauer introduced the item and provided a summary.

Building Official McGuinness spoke regarding the roof overhang.

Town Attorney Recio stated that what this does is to avoid any developer from combining two setbacks.

The following individuals from the public spoke:

George Kousoulas
Shannon Gallagher
Horace Henderson
Jeff Rose

Commissioner Kesl spoke regarding getting the most amount of money for the maximum amount of square footage.

Commissioner Velasquez stated she is fine with this and they will not have an opportunity to have it back at a second reading.

Vice Mayor Paul stated that it was brought up by the Planning and Zoning Board.

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

2. Ordinance Amending Section 54-2-Consideration of Anti-Semitism and Hate Crimes in Enforcing Laws” – Mayor Charles W. Burkett

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY AMENDING SECTION 54-2. - “CONSIDERATION OF ANTI-SEMITISM AND HATE CRIMES IN ENFORCING LAWS”, TO STRENGTHEN AND AMEND THE DEFINITION AND EXAMPLES OF ANTI-SEMITISM THAT MAY BE CONSIDERED IN THE EVALUATION OF EVIDENCE OF ANTI-SEMITISM IN ENFORCING LAWS, INCLUDING EXAMPLES OF ANTI-SEMITISM RELATED TO ISRAEL; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk McCreedy read the title of the ordinance into the record.

Mayor Burkett provided a summary of the item.

Vice Mayor Paul thanked Mayor Burkett and provided her input.

A motion was made by Vice Mayor Paul to approve the ordinance on first reading, seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

5. Resolutions and Proclamations

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

A. Resolution Urging the Court to Consider Disbursing a Portion of Funds to Living Former Residents of the Champlain Towers South – Commissioner Eliana Salzhauer

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA; URGING THE COURT TO CONSIDER DISBURSING A PORTION OF FUNDS ALREADY COLLECTED TO LIVING FORMER RESIDENTS OF THE CHAMPLAIN TOWERS SOUTH AND TO CONSIDER DISBURSING NEW FUNDS TO VICTIMS AS THEY ARE COLLECTED; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO TRANSMIT THIS RESOLUTION TO THE COURT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk McCready read the title of the resolution into the record.

Commissioner Salzhauer provided a summary and introduced the item.

Town Attorney Recio stated that the Court has approved a preliminary settlement of \$83 million and explained how the process will work.

Vice Mayor Paul asked if any of the funds have been disbursed.

The following individual from the public spoke:
Suzie Rodriguez

Commissioner Kesl stated that he does not understand why banks are not giving no interest loans to those victims in need.

Mayor Burkett spoke regarding the comment made by Judge Hanzman where he stated that the attorneys were working pro bono and now the attorney's fees will be deducted from the settlement.

Mayor Burkett stated his concerns and that the attorneys are dipping into the settlement amount for the victims. He stated that he supports their intentions.

Commissioner Salzhauer stated that she is encouraging the Court to provide the money to the victims quickly.

A motion was made by Vice Mayor Paul to approve the resolution as amended to add "respectfully urges" and "to ease pain and suffering", seconded by Commissioner Kesl. The motion carried with a 5-0 vote.

B. Resolution Opposing Proposed Florida Senate Bill 1024 and House Bill 741 – Vice Mayor Tina Paul

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, EXPRESSING OPPOSITION TO PROPOSED FLORIDA SENATE BILL 1024 AND HOUSE BILL 741, "NET METERING," REVISING LEGISLATIVE FINDINGS RELATING TO REDESIGN OF NET METERING TO AVOID CROSS-SUBSIDIZATION OF ELECTRIC SERVICE COSTS BETWEEN CLASSES OF RATEPAYERS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk McCready read the title of the resolution into the record.

Vice Mayor Paul introduced the item and provided a summary.

Mayor Burkett stated what was explained to him as it relates to solar panels.

Vice Mayor Paul explained what was discussed with FPL.

Town Attorney Arango discussed the item and the process.

Commissioner Kesl spoke regarding those with solar panels being able to provide some solar energy back to the grid and asked if this will stop or limit the buyback.

Town Attorney Arango stated that with this Bill the homeowner gets a discount for the nonuse and this Bill will take away this credit by 2023.

A motion was made by Vice Mayor Paul to approve the resolution as amended, seconded by Commissioner Kesl. 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.)

The following individuals from the public spoke:

Eli Ginsburg spoke regarding someone sending something to FEMA requesting a change in the classification and it affects all properties in Surfside. He asked the Commission if they support this and if they will be willing to stop this.

Shannon Gallagher responded to Mr. Ginsburg's comments and spoke regarding the FEMA flood map and the Town is Zone A.

George Kousoulas addressed the comments made by Ms. Gallagher and stated she is incorrect and explained the zoning map of Surfside.

Jeff Rose addressed the comments made by Ms. Gallagher and agrees with Mr. Kousoulas.

Bob Fisher spoke regarding infrastructure and houses on the water.

Horace Henderson thanked Commissioner Kesl for his service. He spoke regarding the crane at the Seaway project.

Victor May thanked the Commission for their service.

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

Mayor Burkett introduced his item and provided a PowerPoint presentation.

Commissioner Velasquez asked regarding the need for flood insurance if you raise your home and the 50% requirement.

Building Official McGuinness addressed the comments made by the Commission.

Commissioner Kesl agrees with this item.

A motion was made by Commissioner Velasquez to extend the meeting for 15 minutes, seconded by Vice Mayor Paul. The motion carried with a 5-0 vote.

Vice Mayor Paul stated she is not supportive giving loans but to take steps to help and encourage homeowners to do it. She stated that choosing the home for the pilot should be done in a lottery system format.

Mayor Burkett stated that there was a resident that is willing to be the pilot home for this project. He stated that all he is requesting is \$7,000 to do this pilot home.

Commissioner Salzhauer spoke regarding having a lottery system and how this program will succeed with experts that have done this before.

Commissioner Kesl agrees that this is a great idea and believes \$7,000 is not much of a contribution and it should be available to anyone that wants to participate.

Commissioner Velasquez believes it should be a lottery system and this has been on the agenda for months.

Vice Mayor Paul supports the idea, but it is about the procedure and there is no procedure here.

Mayor Burkett stated that the lottery system is a good idea, but they need a pilot project.

The following individuals from the public spoke:

George Kousoulas
Jeff Rose
Eli Ginsburg

Mayor Burkett asked if this could be placed in the April agenda.

Commissioner Salzhauer asked the Town Attorney if there would be any liability to the Town.

A motion was made by Commissioner Kesl to direct the Town Manager to come back to the Commission with a report on the feasibility of the project, seconded by Vice Mayor Paul. The motion carried with a 5-0 vote.

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

Item was not discussed.

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

Item was not discussed.

D. Art in Public Spaces Committee – Commissioner Charles Kesl

Item was not discussed.

E. Demolition by Neglect - Mayor Charles W. Burkett

Item was not discussed.

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

Item was not discussed.

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

Item was not discussed.

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

Item was not discussed.

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

Item was not discussed.

J. Amend Tourist Board Ordinance – Commissioner Nelly Velasquez

Item was not discussed.

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

Item was not discussed.

L. Cone of Silence/Secrecy – Mayor Charles W. Burkett

Item was not discussed.

M. License Plate Readers – Mayor Charles W. Burkett

Item was not discussed.

N. Cancel Culture in Surfside - Mayor Charles W. Burkett

Item was not discussed.

O. Permit Process - Mayor Charles W. Burkett

Item was not discussed.

P. High Water Bill – Mayor Charles W. Burkett

Item was not discussed.

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

Item was not discussed.

R. Purchase of Electric Vehicles - Mayor Charles W. Burkett

Item was not discussed.

S. One-way Automatic Gate at 96th Street and Bay Drive - Mayor Charles W. Burkett

Item was not discussed.

T. Draconian Fines for Residents - Mayor Charles W. Burkett

Item was not discussed.

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

Item was not discussed.

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

Item was not discussed.

W. Private Security Service – Mayor Charles W. Burkett

Item was not discussed.

X. Remote Participation by Commissioners – Commissioner Charles Kesl

Item was not discussed.

Y. Budget Meeting Fiasco - Commissioner Eliana Salzhauer

Item was not discussed.

Z. Tree Program - Andrew Hyatt, Town Manager

Item was not discussed.

AA. Farmer's Market – Mayor Charles W. Burkett

Item was not discussed.

BB. Zoning In Progress Extension – Tony Recio, Town Attorney

Mayor Burkett discussed the zoning in progress and he would like to see a motion to pass it and get it done.

A motion was made by Commissioner Salzhauer to extend the Zoning in Progress for an additional 90 days, seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

Commissioner Salzhauer asked regarding the requirement of the air conditioning units being screened in on the roof and explained that some are not covered and is not clear how it is in place and not being enforced.

Town Attorney Recio explained that if the property was built prior to the zoning in progress, there was language of allowing mechanicals on the roof.

The following individuals spoke from the public:

George Kousoulas
Jeff Rose
Casey Woods
Horace Henderson
Shannon Gallagher

Commissioner Salzhauer addressed the FEMA lawsuit comments made by the public speakers. She also addressed the comments made regarding the rooftop and explained the loopholes in the code. She spoke regarding the high-water bills.

Commissioner Kesl spoke regarding sustainability.

Building Official McGuinness spoke regarding the CRS rating the Town has in relation to the job they are doing with flood plain management.

Commissioner Velasquez asked if they are rated X along Collins Avenue or is it only that one property.

Building Official McGuinness stated it is a strip along the sand dune. He explained the appeal that is in progress.

Commissioner Velasquez stated that this affects many residents, and this could potentially have additional cost for flood insurance on top of their homeowner's insurance. She does not think it is the right action to take.

Vice Mayor Paul discussed the topic and was not aware of what the flood zone was and she discussed the high-water bill.

Mayor Burkett spoke regarding the comment made by Mr. Kousoulas regarding the ZIP and stated he worked very hard on revising the code. He spoke regarding comments made that the ZIP was handicapped.

Commissioner Salzhauer withdrew her motion.

A motion was made by Commissioner Velasquez to extend the Zoning in Progress for an additional 90 days, seconded by Commissioner Kesl. The motion carried with a 5-0 vote.

Commissioner Salzhauer stated that there are changes made regarding the rooftop mechanics and they must be enclosed.

Commissioner Kesl stated that he encourages the next commission to keep this and make it stronger.

Vice Mayor Paul asked for clarification on the rooftop decks that are on the ZIP. She stated she supports the ZIP.

Town Attorney Recio explained the restrictions in the ZIP.

CC. Marine Structures in Neighboring Municipalities – Vice Mayor Tina Paul

Item was not discussed.

10. Adjournment

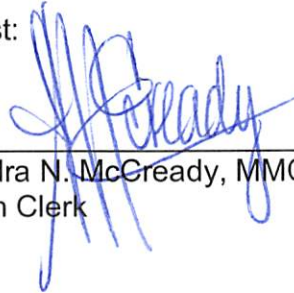
A motion was made by Commissioner Velasquez to adjourn the meeting without objection at 11:15 p.m. The motion carried with a 5-0 vote.

Accepted this 14 day of April, 2022.



Shlomo Danzinger, Mayor

Attest:



Sandra N. McCready, MMC
Town Clerk