



Town of Surfside
Special Town Commission Meeting
MINUTES
October 12, 2022
5:30 PM
Commission Chambers

1. Opening

1A. Call to Order

Mayor Danzinger called the meeting to order at 5:38 p.m.

1B. Roll Call of Members

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

Present: Mayor Shlomo Danzinger, Vice Mayor Jeffrey Rose and Commissioner Fred Landsman.

Absent: Commissioner Marianne Meisheid and Commissioner Nelly Velasquez.

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

1C. Pledge of Allegiance

Chief Torres provided the pledge of allegiance.

2. Quasi-Judicial Hearing

2A. The Shul Development Order - Andrew Hyatt, Town Manager

Town Administration recommends approval of the amended Shul development plan.

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

Mayor Danzinger read the quasi-judicial statement into the record.

Town Attorney Arango asked Town Clerk McCready to confirm notice requirements.

Town Clerk McCready confirmed notice requirements.

Town Attorney Arango polled the members of the Commission.

None of the members of the Commission had any communication with the applicant.

Town Clerk McCready swore in the public speakers.

Town Manager Hyatt provided the staff recommendations and gave an overview and update on the item.

Dan Gielchinsky representing the Shul introduced the item and the undergrounding portion of the development order as well as the language to be added. He stated to add the language "for the payment from the Shul".

Town Attorney Arango agrees with the changes submitted by the Shul and they have cooperated and consented to the changes to the development order.

The following individuals from the public spoke:

George Kousoulas spoke regarding the alley way and that this is a good mechanism to get the money and finish the project.

Eliana Salzhauer agrees that the money should be for hardening the alley and does not understand why they do not do the concrete poles for right now. She asked what would happen if they do not do the undergrounding and what the Shul's liability would be.

Mayor Danzinger closed public comment.

Vice Mayor Rose stated that he agrees with Mr. Kousoulas and to add some language in the order. He spoke regarding the Shul cost for the parking spaces and if they do not know the cost to bring it back at the next meeting.

Mr. Gielchinsky stated it was \$20,000 per spot and they got 101 parking spots at about \$2 million dollars. He stated that the current code stated 25 or 30 spots.

Vice Mayor Rose asked for that to be looked into.

Commissioner Landsman spoke regarding the money from the Shul for the hardening and undergrounding. He stated they want to be able to collect the money at this time.

Town Attorney Arango stated that originally the Shul was to underground the alley but due to the issues presented it is very difficult to do that at the current time.

Commissioner Landsman spoke regarding needing all the residents on board for the undergrounding.

Town Attorney Arango stated that they will be coming forward with a plan to resolve that.

Mayor Danzinger asked to add a language to protect the Town.

Assistant Town Manager Greene stated that he would request to leave the language the way it is and explained the reasoning and the budget process for this item.

Mayor Danzinger stated that it was a concern that if the project fails you then spent the money allocated for the alley.

Commissioner Landsman addressed the comments made by Mayor Danzinger.

Assistant Town Manager Greene stated that the Town could always make the decision to just harden the alley way.

Commissioner Landsman stated that they could also just harden behind the Shul.

Mayor Danzinger stated that the residents would then be paying for undergrounding the alley way. He stated that it is the perception and if this project fails and you have to harden the alley way and the Town pays for it then they will say the Shul is not paying for this. He would like to keep it in an account separately to be used specifically for that in the event the undergrounding town wide project does not take place.

Vice Mayor Rose stated that he is fine with that. He spoke regarding the estimated cost for the undergrounding.

Assistant Town Manager Greene clarified that the residents approved to allow to borrow up to \$40 million dollars for the undergrounding project.

Mayor Danzinger spoke regarding having that amount in a separate account.

Town Attorney Recio stated that you could possibly add at the end of the conditions certain language and read the flexibility of the allocations on page 3 and provided suggested language. He stated that they will commit some of the funds to that.

Assistant Town Manager Greene stated that the money will be allocated to the undergrounding or the alleyway hardening project. He explained that it would be in the general fund but would be used specifically for the construction of the undergrounding project.

Mayor Danzinger stated that what he is worried about is if it does not get done.

Town Attorney Recio stated it would say for the construction of the town wide undergrounding project and in the event the project does not take place the money would be used for the alleyway hardening project.

A motion was made by Vice Mayor Rose to approve the resolution with the language added by the applicant and the amendments made by the Town Attorney, seconded by Commissioner Landsman. The motion carried with a 3-0 vote with Commissioner Meischeid and Commissioner Velasquez absent.

3. Mayor, Commission and Staff Communication

Mayor Danzinger opened public comment.

The following individuals from the public spoke:

Jeffrey Zomper spoke regarding his concern with the hotel hours and if they are funding the beach chairs. He also asked if the hotels like the Marriott will be providing beach chairs and if they will be utilizing those beach chairs as well.

George Kousoulas spoke regarding the money coming from for the beach chairs for the residents. He stated he would not have the other hotels bargain with the hotels on the other side of Collins. He spoke regarding the kayak launches and the street ends. He spoke regarding the walkability item.

Eliana Salzhauer spoke against the early 5:30 p.m. meetings. She spoke regarding the kayak launches. She spoke regarding the Community Center beach chairs and that the Town should not be contracting with a commercial company to provide the chairs. She spoke regarding the opening of the street by Publix.

Clara Diaz-Leal stated that she likes the idea of a beach club but not make it commercial for the chairs. She stated it should be not for anyone but for residents. She spoke in favor of the kayak launches. She spoke regarding using caution when they are taking into account the walkability project. She stated that the street where Publix is should not be closed.

Mayor Danzinger closed public comment.

3A. Beach Chair Operations Direction - Andrew Hyatt, Town Manager

Commission to provide direction on Beach Chair Operations.

Town Manager Hyatt introduced the item. He stated what staff did once this item was brought to their attention, they looked at possibly piggy backing with Miami Beach and then they developed an RFP. He stated that they are looking for direction from the Commission to see how they want staff to proceed.

Mayor Danzinger asked Parks and Recreation Director Milian if he received a quote from the other vendor.

Parks and Recreation Director Milian stated that they spoke with them but have not received a quote.

Commissioner Landsman stated that he does agree there has been confusion with the direction the Town would want to go about this with another vendor.

Vice Mayor Rose believes it is a lot to handle inhouse. He stated that in the past the residents would have to take beach chairs out and the lifeguards would have to put them back. He stated that he is fine with using Tourist tax dollars and the west side

should be able to make agreements. He stated that the Community Center is funded by Tourist dollars. He agrees with Ms. Diaz-Leal that it should be residents with IDs and hotel guests would have to show their room key card and not for the public. He stated that his concern with the procurement is that it is not a quick process. He stated that they would like to get this done sooner than later. He stated he is fine with waiving the procurement process but comparing apples to apples and the Town must follow the same rules of the beach chair ordinance. He is not fine with waiting another 6 months. He would like to know the cost of the other company that is already doing business with some other buildings. He stated you are not required to use the beach chairs and the residents could bring their own beach chair and towels to the beach.

Mayor Danzinger asked if the Community center would also be required to follow the same rules of the ordinance for presets and number of chairs. He spoke regarding the safety of the lifeguards when they are bringing in and out the chairs.

Parks and Recreation Director Milian spoke regarding using the lifeguards for this and the liability and safety concerns that arise. He stated that in the past when they used the beach club it was not run very well. He also provided a history of what took place.

Mayor Danzinger stated that he hopes this answers the public's questions. He agrees with the speaker, and they need to have consideration and spoke regarding the west side hotels. He would like it to come from the general fund to have control of who is using the chairs. He would like to move this item to come forward by June and not continue to wait. He would like to move forward with this. He would like to have other quotes and pricing from other operators other than the Bouche brothers and if possible bypass the procurement process and vote to move this item forward. He would like to come back by next meeting with some pricing from other vendors.

Commissioner Landsman asked if there is any requirement that the Town goes through an RFP.

Town Attorney Arango stated that the Town Commission could waive their own procurement process for specific reasons. She stated that the Mayor has asked to obtain quotes from other vendors therefore it is a form of procurement.

Commissioner Landsman asked if they can determine how many quotes to receive.

Town Attorney Arango spoke regarding the specific scope of what is being requested for the quote.

Town Manager Hyatt stated that they worked through the RFP process and have an idea of the specifics.

Mayor Danzinger passed the gavel.

A motion was made by Mayor Danzinger to direct the Town Manager to obtain quotes and pricing including Beach Max and bring it back at the next meeting, seconded by Commissioner Landsman. The motion carried with a 3-0 vote. with

Commissioner Meischeid and Commissioner Velasquez absent.

3B. Kayak Launches, Street Ends and Beach Ends - Vice Mayor Jeff Rose

For the Town Commission to discuss what can be done at these locations.

Vice Mayor Rose introduced the item and spoke regarding the comprehensive plan as it pertains to the Kayak launch. He would like for the administration to look into installing kayak launches at the south, central and north end of Town.

Public Works Director Gomez spoke regarding what is being located at each street end that will not be conducive to installing a kayak launch.

Vice Mayor Rose spoke regarding a floating dock but was told that they could not do it because it has to go through DERM.

Mayor Danzinger spoke regarding a possible maintenance ladder and that could resolve some of the issues.

Vice Mayor Rose stated that he does not have an issue with the maintenance ladder in stage 1 and then continue with working with DERM for the floating dock.

Assistant Town Manager Greene spoke regarding the amount budgeted for the kayak launch.

Mayor Danzinger spoke regarding possibly doing rentals of the kayaks as well. He discussed the tot lot being a proposed street end for the launch.

Public Works Director Gomez stated that they would like the maintenance ladders.

Town Manager Hyatt spoke regarding the signs that are up regarding no kayaking.

Mayor Danzinger requested to remove the signs. He would like to move the gym equipment to the beach ends.

Commissioner Landsman asked if there was enough direction and is concerned with the scoping and legality of this and would like to have a deeper discussion regarding this item and bring it back again.

Mayor Danzinger passed the gavel.

A motion was made by Mayor Danzinger to move the exercise equipment originally allotted for the tot lot to the street end. Mayor Danzinger rescinded his motion.

Parks and Recreation Director Milian stated that they are already in the procurement process for the tot lot improvement and that was included.

Mayor Danzinger asked if they will have to take out the trees and benches.

Parks and Recreation Director Milian stated no but they will have to split the projects

and not sure what it would entail with permitting through DERM for FDC.

A motion was made by Mayor Danzinger to explore exercise equipment on the beach ends, seconded by Vice Mayor Rose. The motion carried with a 3-0 vote with Commissioner Meisheid and Commissioner Velasquez absent.

A motion was made by Mayor Danzinger to direct Public Works to install maintenance ladders on the street ends, seconded by Vice Mayor Rose. The motion carried with a 3-0 vote with Commissioner Meisheid and Commissioner Velasquez absent.

3C. Downtown Walkability Design and Public Outreach Guidance - Andrew Hyatt, Town Manager

Town Administration requests further guidance on Downtown Walkability design and public outreach

Town Manager Hyatt introduced the item.

Mayor Danzinger spoke regarding the different options that were presented in the past. He stated the Commission voted for option 1. He stated there is an issue that has come up with the traffic during the holiday months. He stated that his concern is the traffic this type of project would bring and the stress it would bring the Town and you are talking about a year of traffic for a very low palpable result. He stated that unless you are converting the entire Downtown then he will not be moving forward with this.

Vice Mayor Rose spoke regarding having drop off points for uber, etc.

Mayor Danzinger stated that he would like to bring this discussion back when they have a full Commission.

Commissioner Landsman spoke regarding his option and asked for some concrete information and suggestions to be brought back and he has not seen that. He is concerned with the disruption of that corridor and what would be the benefit which is not for restaurants to have more seating.

Judith Frankel, Town Planner stated what they need to move forward and funding to put the design together.

Mayor Danzinger asked Town Clerk McCready to read the statement from Commissioner Meisheid into the record.

Town Clerk McCready read the statement from Commissioner Meisheid into the record.

A motion was made by Vice Mayor Rose to extend the meeting 5 minutes until 7:05 p.m., seconded by Commissioner Landsman. The motion carried with a 3-0 vote with Commissioner Meisheid and Commissioner Velasquez voting in opposition.

Consultant Town Planner Keller addressed the comments made by the Commission regarding the walkability project and stated that this phase would not have a traffic impact.

Mayor Danzinger stated he is concerned with the traffic and construction and stated that they need to look at the project as a whole.

Town Planner Frankel stated that this plan is scalable and if the residents like this then they can continue to move forward with the parklets.

Vice Mayor Rose asked if it is possible to scale it up.

Consultant Town Planner Keller addressed the comments made by Vice Mayor Rose.

Vice Mayor Rose would like to see this move forward but would like to have a full commission.

Mayor Danzinger asked Town Clerk McCready to table this item and place it on the November meeting.

A motion was made by Vice Mayor Rose to extend the meeting for 5 minutes until 7:10 p.m., seconded by Commissioner Landsman. The motion carried with a 3-0 vote with Commissioner Meisheid and Commissioner Velasquez absent.

3D. Removal of Existing North Median Island on 94 Street and Abbott Avenue to Allow for Two-Way Vehicular Traffic - Commissioner Velasquez/Andrew Hyatt, Town Manager

Open the currently closed west bound traffic lane on 94th Street and Abbott Avenue intersection in order to coordinate with traffic signalization on 94th Street and Harding Avenue as well as alleviate traffic in other areas currently impacted by closure.

Town Manager Hyatt introduced the item.

Commissioner Landsman asked since he lives in the block if he should recuse himself.

Town Attorney Arango stated that looking at it, it is remote and it is his decision if he could not be impartial then it is his decision if he would like to recuse himself.

Vice Mayor Rose disclosed where his home is located for the record.

Mayor Danzinger disclosed where his home is located for the record. He stated that this is totally against what the Town is trying to do which is reduce traffic and make the streets safer.

Mayor Danzinger passed the gavel.

A motion was made by Mayor Danzinger to vote no on this item, seconded by Vice Mayor Rose. The motion carried with a 3-0 vote with Commissioner Meischeid and Commissioner Velasquez absent.

RES 2001-1632 A RESOLUTION GRANTING SPECIAL USE PERMIT FOR PROPERTY LEGALLY DESCRIBED AS UNNUMBERED LOT, LOTS 1 THROUGH 8 AND LOTS 26 THROUGH 32, BLOCK 5, ALTOS DEL MAR NO. 5, AND LOTS 12 AND 13.pdf

4. Adjournment

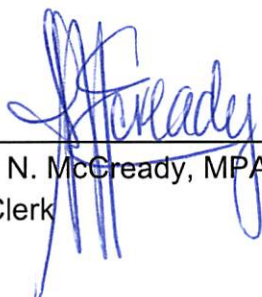
There being no further business to discuss before the Commission, a motion was made by Vice Mayor Rose to adjourn the meeting at 7:08 p.m., seconded by Commissioner Landsman. The motion carried with a 3-0 vote with Commissioner Meischeid and Commissioner Velasquez absent.

Accepted this 15th day of November, 2022.



Shlomo Danzinger, Mayor

Attest:



Sandra N. McGready, MPA, MMC
Town Clerk