



**Town of Surfside
Regular Town Commission Meeting
MINUTES**

**November 15, 2022
7:00 PM**

Commission Chambers - 9293 Harding Avenue
Surfside, FL 33154

1. Opening

Mayor Danzinger called the meeting to order at 7:10 p.m.

1A. Roll Call of Members

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

Present: Mayor Shlomo Danzinger, Vice Mayor Jeff Rose, Commissioner Marianne Meisheid, Commissioner Nelly Velasquez and Commissioner Fred Landsman.

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

1B. Call to Order

1C. Pledge of Allegiance

Chief Torres provided the pledge of allegiance.

1D. Mayor and Commission Remarks - Mayor Shlomo Danzinger

Mayor Danzinger expressed their sympathy to the family of a Surfside resident who passed away. He spoke regarding the paddletopia event and thanked the Tourist Board even though there were obstacles. He wished his daughter Chashi a happy 9th birthday.

Vice Mayor Rose spoke regarding the Veteran's Day event and thanked the Town. He stated that they love their Public Works Department and they are not privatizing that department and asked the Town Manager for confirmation.

Town Manager Hyatt stated that at no given time was there any talk about privatizing the Public Works Department.

Commissioner Meisheid thanked the staff for all their hard work and they are doing a fantastic job.

Commissioner Landsman thanked everyone and wished everyone a happy thanksgiving. He also spoke about the great Veteran's Day event as well as the paddletopia event. He acknowledged the hard work and great effort of their Planning and Zoning Department and acknowledged some of the members present.

Commissioner Velasquez thanked the entire staff including the Police Department, Town Manager and Town Clerk. She spoke regarding the misinformation regarding the privatizing solid waste services.

1E. Agenda and Order of Business Additions, deletions and linkages

A motion was made by Commissioner Landsman to add items 2D (Parking Trust Fund) and item 2E (Incorporating Sustainability and Resiliency Into Town Planning) from the 5:30 Special Town Commission meeting under item 9 (Mayor, Commission and Staff Communications) to this agenda, seconded by Vice Mayor Rose. The motion carried with a 5-0 vote.

Mayor Danzinger spoke regarding tonight's agenda and the length of this agenda for tonight's meeting.

A motion was made by Mayor Danzinger requesting to move item 3E (Authorization to Purchase a Schwarze Industries A4 Storm 4.5 Cubic Yard Regenerative Air Street Sweeper Using Sourcewell Contract Number 093021-SWZ) under item 5 (Resolutions and Proclamations) as new item 5I , item 3M (Hawthorne Tot Lot Upgrades) item 5 (Resolutions and Proclamations) as new item 5A, and to defer item 3K (Tourist Board Multi-Year Event Agreement: Third Thursdays) and item 3L (Tourist Board Multi-Year Event Agreement: Music on the Beach) which are Tourist Board items to the December meeting due to the fact that the Tourist Board was unable to meet in November and provide their recommendations, seconded by Commissioner Landsman. The motion carried with a 5-0 vote.

Tourism and Communications Director Trigueros stated that what they were going to choose was the actual events but the vendors were approved.

Vice Chair Jacobson from the Tourist Board stated that there was no discussion of multi-year contracts.

Tourism and Communications Director Trigueros stated that the multi-year contracts was per the discussion by the Commission.

Mayor Danzinger asked if they are locked in or do they have an option to cancel.

Tourism and Communications Director Trigueros stated that they are able to cancel.

Vice Chair Jacobson stated that these vendors are already doing work with the Town and does not see why it should be multi-year contracts.

Mayor Danzinger asked the Commission if they want to defer it or vote on the item.

Town Manager Hyatt stated that the Commission requested a multi-year contract.

Mayor Danzinger stated that he remembers that if they want a multi-year contract then it would have to come before the Commission.

Commissioner Meisheid stated she is fine with the multi-year contract.

Mayor Danzinger stated that he is asking if this commission wants to bypass the Tourist Board since they weren't able to meet.

1F. Community Notes - Mayor Shlomo Danzinger

Mayor Danzinger encourages everyone to reach out to the elected officials and reminded everyone about the decorum statement.

1G. Presentation of the 2022 Public Pension Standards Award for Funding and Administration - Andrew Hyatt, Town Manager

Town Manager Hyatt introduced the item.

2. Quasi-Judicial Hearings

3. Consent Agenda

All items on the consent agenda are considered routine or status reports by the Town Commission and will be approved by one motion. Any Commission member may request that an item be removed from the Consent Agenda and discussed separately. If the public wishes to speak on a matter on the consent agenda they must inform the Town Clerk prior to the start of the meeting by completing a speaker card. They will be recognized to speak prior to the approval of the consent agenda.

Mayor Danzinger opened public comment.

The following individuals from the public spoke:

Gerardo Vildostegui spoke regarding the purchase of the police vehicles.

Ben Jacobson spoke regarding the items being purchased including the police radios. He spoke regarding the park design.

A motion was made by Vice Mayor Rose to approve the consent agenda minus the pulled items, seconded by Commissioner Meisheid. The motion carried with a 5-0 vote.

3A. Approval of Minutes - Sandra N. McCreedy, MMC., Town Clerk

Approved on consent.

[10-12-2022 Special Town Commission Meeting Minutes.pdf](#)

[10-12-2022 Regular Town Commission Meeting Minutes.pdf](#)

3B. Approval of 2023 Meeting Calendar - Sandra N. McCreedy, MMC, Town Clerk

Minutes
Regular Town Commission Meeting
Tuesday, November 15, 2022

Approved on consent.
[2023 Agenda Deadline Dates.pdf](#)

3C. Purchase of Radios for the Police Department - Andrew Hyatt, Town Manager

Town Administration recommends approval of the authorization to expend for radios for the Police Department in the amount of \$277,986.95.

Approved on consent.
[Resolution Approving Purchase of Police Radios.DOCX](#)
[Exhibit A - Piggyback Agreement - Motorola Solutions Inc - Radios and Related Services.DOCX](#)
[Appendix A-Miami Dade County Contract with Motorola.pdf](#)
[Appendix B: Surfside PD - Motorola Quote Per Miami-Dade Contract D-10253 Contract](#)

3D. Authorization for Expenditure to Update the Zoning Code and Design Guidelines - Andrew Hyatt, Town Manager

The Town Administration recommends authorization of up to \$40,000 to Marlin Engineering to update the Zoning Code and Design Guidelines.

Approved on consent.
[Resolution Authorizing Expenditure for Zoning Code & Design Guidelines Update Exhibit A - Scope of Work Zoning Code Design Stds FY2023.docx](#)

3E. Authorization to Purchase a Schwarze Industries A4 Storm 4.5 Cubic Yard Regenerative Air Street Sweeper Using Sourcewell Contract Number 093021-SWZ - Andrew Hyatt, Town Manager

Town Administration is seeking Town Commission authorization to purchase a Schwarze Industries A4 Storm 4.5 Cubic Yard Regenerative Air Street Sweeper using Sourcewell Contract Number 093021-SWZ for a total amount of \$198,575 purchased from Tampa Crane and Body.

Item was moved to be heard after item after old item 5G new item 5H (Fiscal Year 2023 Budget Amendment Resolution No. 2).

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

Mayor Danzinger opened public comment.

There were no public speakers

Mayor Danzinger closed public comment.

Mayor Danzinger spoke regarding the RFP process and spoke regarding everything skipping the RFP process. He stated that he wanted to make sure they felt

comfortable with the pricing they received.

Commissioner Landsman also agrees with the Mayor and would be in favor of going out to bid.

Public Works Director Gomez stated that they did look at the pricing out there and they also looked at the Sheriff's contracts and spoke regarding the cost and lead time for delivery.

A motion was made by Vice Mayor Rose to extend the meeting for 30 minutes at 11:04 p.m., seconded by Commissioner Landsman. The motion carried with a 5-0 vote.

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

[Exhibit B - Sourcewell Authorization Letter](#)

[Attachment A - "Street Sweeper"](#)

[Resolution Authorizing Purchase Of Street Sweeper](#)

[Exhibit A - Quote / Cost Proposal](#)

3F. Approving and Authorizing the Purchase of Nine (9) 2023 Police Vehicles, Together with Emergency Lighting Equipment, Graphics, Radio Equipment and Radio Programming - Andrew Hyatt, Town Manager

Town Administration recommends approval of the authorization to expend for police vehicles in the amount for the Police Department in the amount of \$573,978.75.

Approved on consent.

[Appendix A: Quotes for Vehicles and Equipment.pdf](#)

[Appendix B: HG2 Emergency Lighting Contract with Seminole County Sheriff.pdf](#)

[Appendix_C_Miami_Dade_Contract_Contract_No._D-10253_Motorola_Public_Safety_Radios.pdf](#)

[Appendix D: Police Vehicles Intended to be Replaced.pdf](#)

[Appendix F: Cost Breakdown by Vendor.pdf](#)

[Resolution Approving Purchase of Police Vehicles and Equipment.DOCX](#)

[Exhibit A - Vehicle Purchase Quote from Garber Ford.PDF](#)

[Exhibit B - Lighting Purchase for Police Vehicles-HG2 Emergency Lighting.PDF](#)

[Exhibit C - Graphics Purchase for Police Vehicles from Sign Savers.PDF](#)

[Exhibit D - Radio Purchase for Police Vehicles from Motorola.PDF](#)

[Exhibit E - Radio Programming for Police Vehicles from Miami-Dade County.PDF](#)

3G. Approval and Acceptance of a Grant Agreement between the State of Florida and the Town of Surfside for the Champlain Towers South Memorial - Andrew Hyatt, Town Manager

Town Administration recommends approval of the attached resolution.

Approved on consent.

[Resolution Approving Grant from State CTS Memorial.DOCX](#)
[Exhibit A - Grant Award Agreement.pdf](#)

3H. Approval and Acceptance of Grant Agreement with the State of Florida Department of Environmental Protection (FDEP) for Matching Grant Towards Abbott Avenue Stormwater Improvements - Andrew Hyatt, Town Manager

The Town Administration recommends Town Commission to accept and approve matching grant agreement with FDEP for the Abbott Avenue Stormwater Improvements.

Approved on consent.

[Resolution Approving FDEP Grant - Abbott Avenue Stormwater Improvements.DOCX](#)
[Grant agreement_Abbott Avenue Stormwater Improvements.pdf](#)

3I. Approval and Acceptance of a State-funded Grant Agreement between the State of Florida Department of Transportation and the Town of Surfside for Surfside Boulevard Improvements - Andrew Haytt, Town Manager

Town Administration recommends approval of the attached resolution.

Approved on consent.

[Resolution Approving Grant from FDOT Surfside Boulevard Improvements.DOCX](#)
[Exhibit A - Surfside Blvd. Grant Agreement.docx](#)

3J. Authorization to Expend to Preserve Historical Town Records - Sandra N. McCready, MMC., Town Clerk

The Town Administration recommends approval to expend in the amount of \$68,008.50 for preservation of historical town records.

Approved on consent.

[Resolution Approving Purchase of Phase 2 Services Koflie Historical Town Records.DOCX](#)
[Exhibit B - FL_Town_Surfside_Quote_PRVIM_2022_10.pdf](#)
[Exhibit B - Koflie Technologies Sole Source.pdf](#)

3K. Tourist Board Multi-Year Event Agreement: Third Thursdays - Andrew Hyatt, Town Manager

The Town Administration recommends that the Town Commission approve an authorization to expend in the amount of \$98,000 per fiscal year with a two-year contract with Beachside Events LLC for the production of the Third Thursdays block parties.

Deferred to the December meeting.

[Resolution Approving Beachside Events LLC Agreement - Third Thursdays.DOCX](#)
[Exhibit A - Beachside Events LLC Agreement - Third Thursdays.DOCX](#)

3L. Tourist Board Multi Year Event Agreement: Music on the Beach - Andrew Hyatt, Town Manager

The Town Administration recommends approving a two-year contract with Beachside Events LLC for the production of the Music on the Beach event series in an amount of \$102,000 per fiscal year.

Deferred to the December meeting.

[Resolution Approving Beachside Events LLC Agreement - Music on the Beach.DOCX](#)

[Exhibit A - Agreement - Beachside Events LLC - Music on the Beach.DOCX](#)

[Music on the Beach Series 2022 23 Proposal.pdf](#)

3M. Hawthorne Tot Lot Upgrades - Andrew Hyatt - Town Manager

Town Administration, for the Hawthorne Tot Lot Improvement Project, is requesting approval to expend and execute an agreement with GameTime in the amount of \$474,821.57, approval to expend with Brightview Landscape Services for \$29,517.71, and approval to expend with Streamline Voice & Data Inc. for \$12,371.

Item was moved to be heard before old item 5A (Authorization of Project Specific Agreement with the Corradino Group for Tennis/Recreation Center Building Design Services) making this new item 5A.

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

Mayor Danzinger opened the floor to public comment.

The following individual from the public spoke:

Jeff Zomberg spoke regarding the Community Center pool and beach chairs and allowing hotel guests west of Collins to use the beach chairs.

Mayor Danzinger closed the floor to public comment.

Mayor Danzinger took a recess at 8:00 p.m.

Mayor Danzinger resumed the meeting at 8:06 p.m.

Town Manager Hyatt introduced the item.

Parks and Recreation Director Milian provided an overview of the project.

Mayor Danzinger provided some of his concerns which include the landscaping as well as the Voice and Data cost. He spoke regarding the RFP process and the piggy backing with North Carolina. He stated that he would have liked to have seen some other pricing. He asked regarding the shade and if they can be taken down.

Parks and Recreation Director Milian provided responses to the Mayor's questions and concerns.

Town Manager Hyatt spoke regarding the exercise equipment and they are trying to produce an environment of walkability.

Commissioner Velasquez asked regarding the equipment that will be installed.

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

[Exhibit A -Agreement_-_GameTime_Hawthorne_Park.pdf](#)

[Exhibit B - Brightview Quote-Landscaping Services.pdf](#)

[Exhibit C - Estimate Streamline Voice Data Inc.pdf](#)

[Reso Approving Purchases of Equipment and Services for Hawthorne Tot Lot.docx](#)

[Reso_Exhibit_A_-_Agreement_-_GameTime_Hawthorne_Park.pdf](#)

4. Ordinances

Second Reading

4A1. Planning and Zoning Ordinance Change - Membership qualification requirements. - Lilian Arango, Town Attorney

Consider and adopt an Ordinance at second reading to amend the zoning code to modify the Planning and Zoning Board membership qualification requirements.

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

Mayor Danzinger opened the floor to public comment.

The following individuals from the public spoke:

George Kousoulas

Eliana Salzhauer spoke against the item.

Gerardo Vildostegui spoke regarding having a diversity of an opinion on the board.

Mayor Danzinger closed public comment.

Mayor Danzinger stated that there is no reason to get rid of Ruben Bravo on the Planning and Zoning and provided his support of Mr. Bravo. He spoke regarding the requirement and the reason for this ordinance. He spoke regarding the different sustainability areas the Commission has moved forward.

Vice Mayor Rose clarified misinformation that is being put out there. He stated that he has been going to the Planning and Zoning Board meetings and the previous commission removed real estate developer from one of the requirements which was on there before and back then it was not an issue but now they have an issue with including it back.

Commissioner Landsman stated that they do have someone currently on the

Planning and Zoning Board and you cannot guarantee that Mr. Bravo will always be on the board. He stated this is to make sure to be able to recruit individuals to be on our Board. He stated that the Board has no ability to ensure or guarantee sustainability, it is about looking at plans that meet their design and review guidelines and the code. They cannot enforce someone to have a more sustainable home. He stated this ordinance allows more flexibility in selecting people to serve on the Board.

Mayor Danzinger appreciates Commissioner Landsman's input on this item.

Commissioner Meischeid spoke regarding the previous sustainability committee which the previous commission abolished and added that as a mandatory qualification for the Planning and Zoning and Town Code does not address sustainability as a reason of approval.

Commissioner Velasquez stated that she was part of the previous commission and they did put this requirement into the planning and zoning board and does agree to not make it mandatory as part of the qualification.

Town Attorney Arango stated that the Planning and Zoning Board recommended approval with some recommended changes to provide clarification "at least 3 of the members or alternates would meet at least one of the following" and number 10 "active" licensed in real estate.

A motion was made by Commissioner Meischeid to approve the ordinance on second reading, seconded by Vice Mayor Rose. The motion carried with a 5-0 vote.
[Ordinance Amending Planning & Zoning Board Membership - 2nd Reading.DOCX](#)

First Reading

5. Resolutions and Proclamations

If the public wishes to speak on a matter on this section of the agenda, they must inform the Town Clerk by completing a speaker card and they will be recognized to speak prior to the approval of any resolution..

5A. Authorization of Project Specific Agreement with the Corradino Group for Tennis/Recreation Center Building Design Services - Andrew Hyatt, Town Manager

Town Administration recommends approval to execute the Project Agreement with the Corradino Group for Tennis/Recreation Center Building for engineering and permitting services in the amount of \$358,872.21 and \$25,000 in design phase contingency for a total authorization to expend of \$383,872.21.

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

Mayor Danzinger opened the floor to public comment.

The following individual from the public spoke:

Eliana Salzhauer stated that there needs to be planning on where to place things. She spoke against the item.

Mayor Danzinger closed public comment.

Vice Mayor Rose stated he believes this is a great project and many residents are asking for this.

Commissioner Velasquez stated that she believes this project would be great. She stated it would be a beautiful project.

Commissioner Landsman responded to the resident that says they are doing too much and believes the previous commission did too little if anything. He stated they are trying to catch up and do improvements while keeping the budget constraints in mind.

Commissioner Meisheid believes this is a great project.

Town Manager Hyatt stated that it is the responsibility of the Commission to put that money back into the community from the taxes you are collecting and doing those projects.

Mayor Danzinger asked regarding the scheduling of the design process and is that standard.

Vice Mayor Rose stated that what they meant is from beginning to get designed, permitted and approved.

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

[Resolution Approving Project Agreement with Corradino Group - Tennis Center Reconstruction Project .DOCX](#)

[Exhibit A - Project Agreement Corradino Group-Tennis Center Design - 2023.pdf](#)

5B. Beach Ends - Outdoor Fitness Equipment - Andrew Hyatt - Town Manager

Town Administration is requesting approval of the Agreement with GameTime a Playcore company to "piggy-back" of the state contract and to authorize the expenditure of funds of \$58,259.98 for outdoor fitness equipment in the selected beach ends.

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

Mayor Danzinger opened the floor to public comment.

The following individual from the public spoke:

Eliana Salzhauer spoke regarding keeping transparency when getting the quotes and contracts.

Mayor Danzinger closed public comment.

Commissioner Velasquez stated this is a great idea and supports this and thanked Town staff.

Vice Mayor Rose agrees with Commissioner Velasquez and thanked Town staff in getting this moving so quickly.

Commissioner Meischeid agrees and is happy this is happening.

Commissioner Landsman stated that the contract they are piggybacking off of was competitively bid and it helps in reducing the timeline.

Mayor Danzinger spoke regarding the process and it was gone through by another government entity and it does save time. He asked regarding the placement of the equipment and why they did not put one on 96th Street. He also asked regarding the warranty of the equipment.

Parks and Recreation Director Milian addressed the comments by the Mayor.

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

[Attachment A-Gametime contract.PDF](#)

[Attachment B - GameTime Beach End Outdoor Fitness Equipment Quote.pdf](#)

[Resolution Approving Purchase of GameTime Outdoor Fitness Equipment at Street Ends.DOCX](#)

[Exhibit A - Piggyback Agreement - Gametime Outdoor Fitness Equipment.DOCX](#)

5C. Beach Furniture Service Operations - Andrew Hyatt - Town Manager

Town Administration is seeking Commission approval for the Town Manager to negotiate and execute an agreement with Beach Time Max LLC for Beach Furniture Service Operations at the Community Center based on an initial cost of \$141,840.00 per fiscal year, a one time expense for the storage container purchase and installation of up to \$13,500.00 during the first fiscal year, and \$3,000 for additional furniture as needed.

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

Mayor Danzinger opened the floor to public comment.

The following individuals from the public spoke:

Eliana Salzhauer spoke against the item.

Shannon Gallagher spoke against the item.

Gerardo Vildostegui spoke against the item and something is being lost.

Alicia Bolmegreen spoke regarding the concern of tons of present beach chairs.

George Kousoulas supports the item.

Ben Jacobson supports the item and spoke regarding equality.

Mayor Danzinger closed public comment.

Vice Mayor Rose spoke regarding bringing quality and services back to residents.

Louis Soto, Beach Time Max addressed comments made by the Commission.

Vice Mayor Rose asked regarding the staffing.

Commissioner Velasquez believes this is a good idea to put these beach chairs but her concern is allowing hotel guests to use the beach chairs and if they remove that from the resolution and use funding from the general fund then she will agree with the resolution.

Commissioner Miescheid also would like for residents only.

Commissioner Landsman stated the Town has changed and is in favor of this item.

Commissioner Velasquez asked regarding the preset chairs and will they have two attendants just for the Town.

Mr. Soto stated they will have the attendants just for the Town.

Town Manager Hyatt stated that they do not have violators as it pertains to beach chairs and they only have 8-10 permits and there is not a lot out there.

Mayor Danzinger thanked Mr. Soto for coming out and is excited to move forward with the service. He stated that they did go out for bids and Mr. Soto came in as the lowest. He asked regarding the course of operation and would like to know the hours of operation. He asked if they could ask for water and towels.

Parks and Recreation Director Milian addressed the question from the Mayor and the hours of operation will fluctuate based on the hours of operation of the lifeguard towers. He stated that was not part of the bid.

Further discussion took place among the Commission and staff regarding safety concerns, specifics of the item and not have it be funded from Tourist dollars.

Vice Mayor Rose stated if it could not start as a soft opening by December 1 then wait till after the beginning of the year.

Parks and Recreation Director Milian stated that the December 1 date is tough.

Mr. Soto stated that they could start with a different type of chair while they wait for the chairs to come in.

Commissioner Velasquez asked what is a realistic time to receive the chairs.

Mr. Soto stated about 16 weeks.

Parks and Recreation Director Milian stated that they also have to look at the storing space and they want to do it but do it right.

After a lengthy discussion among the Commission, staff and Mr. Soto regarding the time frame for the delivery of the chairs as well as the contract the following motion was made.

A motion was made by Vice Mayor Rose to approve the resolution with the changes to be funded from the General Fund, seconded by Commissioner Meisheid. The motion carried with a 5-0 vote.

[Resolution Approving Agreement with Beach Time Max for Beach Furniture Service Operations.DOCX](#)

[Exhibit A - BeachTime Max.pdf](#)

[Attachment A - Beach Furniture Scope of Services.pdf](#)

[Attachment B- Bouche Brothers.pdf](#)

[Attachment C- Amenities Management Group South Florida LLC.pdf](#)

5D. Authorization to Expend for Turtle Friendly Solar Bollards along the Hardpack for Maintenance and Safety - Andrew Hyatt, Town Manager

Town Administration recommends Commission approval to expend \$57,472 for Phase I installation towards the purchase of 40 turtle friendly shielded solar bollards through a purchase agreement with First Light Technologies.

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

A motion was made by Vice Mayor Rose to take a 15 minute break at 9:56 p.m., seconded by Commissioner Meisheid. The motion carried with a 5-0 vote.

Meeting reconvened at 10:15 p.m.

Town Clerk McCready called the roll call and all members were present.

Mayor Danzinger stated if there is funding for the item.

Assistant Town Manager Greene advised he will address that under the budget amendment item.

Mayor Danzinger opened the floor to public comment.

The following individuals from the public spoke:

Eliana Salzhauer spoke regarding the bidding process.

Ben Jacobson stated the demo is amazing and that is a health and safety emergency to make it lighted and safer for people to walk outside. He stated that there is no other vendor selling it and the Public Works Department is installing them.

Mayor Danzinger closed public comment.

Public Works Director Gomez gave an overview of the solar bollards and there are only one that is FWC and FDEP certified and is a sole source vendor.

Commissioner Velasquez asked if they are voting for the larger ones or smaller ones.

Public Works Director Gomez stated that they installed both sizes and noticed the taller ones worked better on the hardpack and they used the smaller ones on the walking path.

Commissioner Landsman asked if they could install it in a way that they are not stolen.

Public Works Director Gomez addressed the comments made by the Commission.

Mayor Danzinger would like to move forward with phase 1 and have the buildings get on board to agree with this.

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

[Attachment A - "Permitting"](#)

[Attachment B - "Product Specification"](#)

[Attachment C - "Phase I & Phase II Estimate Dated 10172022"](#)

[Resolution Approving Purchase & Expenditure Phase 1 Solar Ballards.DOCX](#)

[Exhibit A - "Phase I Estimate Dated 10172022"](#)

[Exhibit B - "Sole Source Letter"](#)

5E. Authorization to Select and Award the Construction Contract Pursuant to RFP 2022-05, Construction of 96th Street Park, Based on Evaluation Committee Recommendation - Andrew Hyatt, Town Manager

Town Administration is seeking approval from the Town Commission to select a proposer and award a contract for construction pursuant to RFP 2022-05, Construction of 96th Street Park, based on the recommendation of the Evaluation Committee, to Lunacon Engineering Group, Corp. ("Lunacon") with expenditure approval of the maximum guaranteed price of \$7,744,207.

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

Mayor Danzinger opened the floor to public comment.

The following individuals from the public spoke:

Eliana Salzhauer spoke in favor of the item.

George Kousoulas spoke in favor of the item.

Mayor Danzinger closed public comment.

Mayor Danzinger spoke regarding the fact that the Town still has reserves thanks to the Finance Department.

Commissioner Landsman attended the bid opening and was thrilled that they received 5 bidders.

Commissioner Meischeid agrees with the recommendation and encouraged the execution of the contract be done soon.

Vice Mayor Rose stated he fully supports this and if it would have been done 5 years earlier it would have cost less. He stated that without those buildings people attack, they would not have the funding in order to do these projects.

Commissioner Velasquez is happy that they are at this point and wanted to see this park get done.

Mayor Danzinger spoke regarding the quote and pricing for the project. He stated this project is costing approximately \$9 million dollars. He spoke regarding removing the Silver LEED and reduce the pricing of the project.

Commissioner Velasquez agrees with removing the Silver LEED and spoke regarding what they are getting.

Further discussion took place among the Commission and staff regarding the project and removing the Silver LEED will put the project on a hold.

Town Attorney Arango stated that they have to speak with the designer, architects and contractor to see what it entails.

Commissioner Meischeid believes they should move on as is.

A motion was made by Commissioner Landsman to approve the resolution, seconded by Commissioner Velasquez.

Mayor Danzinger requested for the motion to be rescinded in order for him to speak.

Commissioner Landsman rescinded his motion.

Mayor Danzinger suggested making a motion to revisit the LEED certification with the caveat for the Town Attorney to look into the contract in removing the LEED certification without having to go out to bid again.

Commissioner Velasquez stated that to add that to the motion he would need an answer and when he would like to revisit it.

Town Attorney Arango stated that there are technical issues involved other than legal.

Commissioner Landsman stated that it is not simply a piece of paper to be certified as LEED certified. It has to do with the way construction is done.

Building Official McGuinness provided his opinion and stated the importance of being

LEED certified and the return on that investment.

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

[Attachment A - "Bid Opening Sheet"](#)

[Resolution Selecting and Awarding Lunacon Contract for 96th Street Park per RFP 2020-05.DOCX](#)

[Exhibit A - Construction Contract - 96th Street Park Project.PDF](#)

5F. Authorization to Issue Project Specific Agreement to 300 Engineering Group, P.A. for 96th Street Park Construction Management and Owner Representation Services - Andrew Hyatt, Town Manager

Town Administration is seeking Town Commission approval to execute an agreement with 300 Engineering, P.A. for 96th Street Park Construction Management and Owner Representation Services through a negotiated scope of services with a not to exceed total of \$125,792.

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

Mayor Danzinger opened the floor to public comment.

There were no public speakers.

Mayor Danzinger closed public comment.

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

[Resolution Approving Project Agreement 300 Engineering 96th St Park Construction Managemet & Owner Rep Services.DOCX](#)

[Exhibit A - "Project Specific Agreement 300 Engineering"](#)

5G. Fiscal Year 2023 Budget Amendment Resolution No. 2 - Andrew Hyatt, Town Manager

Town Administration recommends approval of the budget amendment.

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

Mayor Danzinger opened the floor to public comment.

The following individual from the public spoke:

Eliana Salzhauer spoke regarding the amount of money being spent.

Mayor Danzinger closed public comment.

Assistant Town Manager Greene introduced the item

A motion was made by Vice Mayor Rose to approve the resolution as amended and

recommended by the Assistant Town Manager, seconded by Commissioner Landsman. The motion carried with a 5-0 vote.

[Resolution Budget Amendment No. 2](#)

[Attachment A - FY2023 Budget Amendment No. 2.pdf](#)

6. Good and Welfare (Set for approximately 8:15 p.m.)

Public comments for subjects or items not on the agenda.

Mayor Danzinger opened public comment.

The following individuals from the public spoke:

Gerardo Vildostegui spoke regarding considering a ban on smoking on the beach and idling trucks. He also spoke regarding walkability and glad that the gating idea was not discussed.

George Kousoulas spoke regarding Chapter 90 and the ambiguity and inconsistencies in the code and encouraged them to continue moving this forward.

Eliana Salzhauer spoke regarding what the commission is doing and that it is too much. She stated that more is not better, and the beach does not need more chairs and the parks do not need more exercise equipment. She spoke against the vape shops.

Alicia Bomelgreen would like to request more programming for the children.

Shannon Gallagher would like to ask the Commission to verify the residency of Commissioner Velasquez and her children do not attend school in Surfside. She spoke regarding the project coming up next to the Community Center. She spoke regarding the earlier meetings. She spoke regarding the smoking ban on the beach.

Ben Jacobson spoke regarding smart parking and increasing the pricing to help the residents and have not seen anything on that.

Mayor Danzinger closed public comment.

Vice Mayor Rose addressed the comments made including walkability and slowing traffic down, smoking ban, the zoning code ambiguities and the vaping which will be addressed. He agrees with more children activities. He stated that Commissioner Velasquez stated that she did sell her house and stated that she is living on Collins Avenue and was going to turn in paperwork with proof but has not done so as of yet and will let her address that.

Commissioner Landsman addressed the comments made by the public. He stated that they will continue getting things done.

Commissioner Meischeid addressed the comments made on the ban on smoking and that is something she will agree to.

Commissioner Velasquez stated that she did sell her house and did rent an apartment on Collins Avenue, and they could put a public records request with the Town Clerk for the address.

Mayor Danzinger addressed the comments made and is looking forward with dealing with the code ambiguities and addressed the comments made by a speaker saying that we are doing too much. He spoke regarding children programming. He spoke regarding the developer next to the Community Center and safety is their number one priority. He spoke regarding the meeting time and the smoking ban.

7. Town Manager and Town Attorney Reports

A motion was made by Vice Mayor Rose to hear item 2D (new item 9A) (Parking Trust Fund) and Item 2E (new item 9B) (Incorporating Sustainability and Resiliency Into Town Planning) to be heard before the Town Manager's Report, seconded by Commissioner Meischeid. The motion carried with a 5-0 vote.

A motion was made by Mayor Danzinger to accept the Town Manager's Report and the Town Attorney's Report, seconded by Commissioner Landsman. The motion carried with a 5-0 vote.

7A. Town Manager's Report - Town Manager Andrew Hyatt

Town Manager Hyatt provided a summary of the Town Manager's report.

Mayor Danzinger passed the gavel.

A motion was made by Mayor Danzinger to extend the meeting 15 minutes at 11:55 p.m., seconded Commissioner Landsman. The motion carried with a 5-0 vote.

Mayor Danzinger asked regarding the beach raker item, and it was not on this agenda.

Public Works Director Gomez addressed the question and stated that they obtained the information and spoke regarding the life span of the equipment and hiring the company for 7 days a week. He asked that they could bring it forth at the next commission meeting.

Mayor Danzinger asked to add the beach raking equipment to the December agenda.

Town Manager Hyatt wanted to thank the staff for all their hard work.

Mayor Danzinger asked regarding the project schedule, and they asked for a more detail schedule that is more comprehensive and he is still waiting.

Town Manager Hyatt stated that they have more information now to put together that detailed report. He spoke regarding the dogs on the beach and walking path, and they continue to work on that and on the signs.

[Town Managers Report.pdf](#)

7B. Town Attorney's Report - Town Attorney Lillian Arango

Town Attorney Arango provided a summary of the Town Attorney's Report.

[Town Attorney's Report.DOCX](#)

8. Unfinished Business and New Business

9. Mayor, Commission and Staff Communications

Item 2D (Parking Trust Fund) from the 5:30 p.m. special meeting being new item 9A was discussed.

Town Planner Frankel provided a summary of the item and what other municipalities are charging for parking.

Mayor Danzinger opened public comment.

The following individuals from the public spoke:

Eliana Salzhauer spoke against the item and does not encourage anyone from reviving this.

Gerardo Vildostegui stated that is great for buildings being built without building parking and is against the item.

George Kousoulas spoke regarding the price for space.

Alicia Boulemgreen spoke in support of sustainability.

Mayor Danzinger closed public comment.

Commissioner Velasquez stated that she does not understand why they need this trust fund and if a property cannot build their own parking spaces they should not be building. She stated that if they are going to build then they need to build sufficient parking.

Mayor Danzinger asked what they are looking at increasing the price to.

Town Planner Frankel was not making a recommendation just providing the information.

Town Attorney Arango clarified the change of the business in their use.

Further discussion took place among the commission and staff regarding the use, the details of the parking trust fund and where do they end up parking.

Mayor Danzinger stated he is not in support of expanding this.

Commissioner Velasquez is also not in support in expanding this.

A motion was made by Vice Mayor Rose to extend the meeting for 10 minutes at 11:31 p.m., seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

Consensus was reached not to move forward with this item.

Item 2E (Incorporating Sustainability and Resiliency Into Town Planning) from the 5:30 p.m. special meeting now new item 9B was discussed.

Commissioner Meischeid introduced the item and the importance to create the capability under the Town Planner to take on that responsibility.

Mayor Danzinger spoke regarding the flood assessment and how will these duties differ from the flood assessment.

Commissioner Meischeid stated that this would address the height of the seawalls and dunes.

Mayor Danzinger stated that they are working on a dune project.

Public Works Director Gomez stated they are working on a flood assessment, and they will evaluate comprehensively how the Town would adapt to the changes in conditions. He stated that there is another project approved by the Commission which is the dune project which entails raising the dunes.

Building Official McGuinness spoke regarding the item and resilient infrastructure and homes.

A motion was made by Vice Mayor Rose to extend the meeting 15 minutes at 11:43 p.m., seconded by Commissioner Meischeid. The motion carried with a 5-0 vote.

Vice Mayor Rose thanked Commissioner Meischeid for bringing this item up and is in support.

Commissioner Landsman stated that the challenge is the concept.

Town Planner Frankel addressed the comments made by the Commission.

Further discussion took place among the Commission regarding the sustainability and it pertaining to homes and having the residents updating their seawalls.

A motion was made by Commissioner Meischeid to move forward to reestablish the

resiliency functions under the Town Planner and with a minimum yearly update, seconded by Vice Mayor Rose. The motion carried with a 4-0 vote with Commissioner Velasquez absent.

10. Adjournment

A motion was made by Commissioner Landsman to adjourn the meeting at 12:03 a.m. (November 16, 2022).

Accepted this _____ day of _____, 2022.

Shlomo Danzinger, Mayor

Attest:

Sandra N. McCready, MPA, MMC
Town Clerk