

**RESOLUTION NO. 2025-3386**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA ADOPTING THE FINDINGS OF THE TOWN'S PERSONNEL APPEALS BOARD; CONCLUDING THE TOWN HAD A BASIS FOR THE TERMINATION OF DINA GOLDSTEIN; FINDING THE TERMINATION OF HER EMPLOYMENT WAS FOR CAUSE; DISMISSING GOLDSTEIN'S APPEAL ON THE MERITS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**RECITALS:**

**WHEREAS**, Dina Goldstein ("Employee") was employed by the Town of Surfside ("Town") from March 31, 2008 until November 7, 2024; and

**WHEREAS**, Employee was terminated for cause on November 7, 2024; and

**WHEREAS**, Employee timely appealed the termination and requested a hearing before the Personnel Appeals Board ("Board"), as authorized by Rule 1 of Section 2-151 of the Town Code ("Appeal"); and

**WHEREAS**, the Board, through the Town, gave written notice to Employee of the hearing, as required by Rule 2 of Section 2-151 of the Town Code; and

**WHEREAS**, by mutual agreement of the Employee and the Town, a quorum of the Board convened on February 28, 2025 to consider the Appeal ("Hearing"); and

**WHEREAS**, the Board selected its Chairperson at the Hearing pursuant to Rule 5 of Section 2-151 of Town Code; and

**WHEREAS**, at the Hearing, the Board considered evidence and oral argument from both the Town and Employee, and commenced deliberations; and

**WHEREAS**, at the conclusion of the Hearing, the Board continued its hearing to March 10, 2025; and

**WHEREAS**, the Board reconvened on March 10, 2025, to conclude its deliberations and render its decision on the Appeal (“Continued Hearing”); and

**WHEREAS**, at the Continued Hearing, the Board had a quorum and selected an Acting Chairperson; and

**WHEREAS**, at the Continued Hearing, the Board completed its consideration of the evidence presented, the arguments by the Town and Employee, and deliberated prior to its resolution of the Appeal; and

**WHEREAS**, at the conclusion of the Continued Hearing, the Board, with four members concurring, pursuant to and in accordance with Rules 11 and 12 of Section 2-151 of the Town Code, found the Town had a basis for the adverse employment decision with respect to Employee and that the Town Manager or his designee acted with cause in terminating Employee; and

**WHEREAS**, the Board dismissed the Appeal on the merits.

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** All recitals set forth above are incorporated into the body of this Resolution as if same were fully set forth herein.

**Section 2. Adoption by the Commission.** The Commission hereby adopts the decision of the Board:1) finding the Town had a basis for the adverse employment decision with respect to Employee; 2) finding that the Town Manager or his designee acted with cause in terminating Employee; and 3) dismissing the Appeal on the merits.

**Section 3. Severability.** In the event any portion or section of this Resolution is determined to be invalid, illegal or unconstitutional by a court or agency of competent

jurisdiction, such decision shall in no way affect the remaining portions of this Resolution, which shall remain full force and effect.

**Section 4. Effective Date.** This Resolution shall become effective immediately upon adoption and as of the Effective Date.

**PASSED AND ADOPTED** on this 11<sup>th</sup> day of March, 2025.

Motion By: Commissioner Velasquez

Second By: Commissioner Coto


**FINAL VOTE ON ADOPTION:**

Commissioner Ruben A. Coto	<u>Yes</u>
Commissioner Nelly Velasquez	<u>Yes</u>
Commissioner Gerardo Vildostegui	<u>Yes</u>
Vice Mayor Tina Paul	<u>Yes</u>
Mayor Charles W. Burkett	<u>Yes</u>

**Attest:**

  
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Sandra N. McCready, MMC  
Town Clerk



  
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Charles W. Burkett, Mayor

**Approved as to Form and Legal Sufficiency:**

  
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Thais Hernandez, Town Attorney