



**Town of Surfside  
Town Commission Meeting  
SUPPLEMENTAL No. 1**

**AGENDA**

**February 9, 2016**

**7 p.m.**

**Town Hall Commission Chambers - 9293 Harding Ave, 2<sup>nd</sup> Floor  
Surfside, FL 33154**

*Rule 7.05 Decorum. Any person making impertinent or slanderous remarks or who becomes boisterous while addressing the commission shall be barred from further appearance before the commission by the presiding officer, unless permission to continue or again address the commission is granted by the majority vote of the commission members present. No clapping, applauding, heckling or verbal outbursts in support or opposition to a speaker or his or her remarks shall be permitted. Signs or placards may be disallowed in the commission chamber by the presiding officer. Persons exiting the commission chambers shall do so quietly.*

*Rule 6.05 Agenda. The good and welfare portion of the agenda set for 8:15 p.m. shall be restricted to discussion on subjects not already specifically scheduled on the agenda for discussion and debate. In no event shall this portion of the agenda be allotted more than 45 minutes with each speaker to be given no more than three minutes, unless by vote of a majority of the members of the commission present, it is agreed to extend the time frames. Likewise, commission members shall be restricted to speaking three minutes each unless an extension is granted in the same manner as set forth in the prior sentence.*

*Any person who received compensation, remuneration or expenses for conducting lobbying activities is required to register as a lobbyist with the Town Clerk prior to engaging in lobbying activities per Town Code Sec. 2-235. "Lobbyist" specifically includes the principal, as defined in this section, as well as any agent, officer or employee of a principal, regardless of whether such lobbying activities fall within the normal scope of employment of such agent, officer or employee. The term "lobbyist" specifically excludes any person who only appears as a representative of a not-for-profit corporation or entity (such as charitable organization, a trade association or trade union), without special compensation or reimbursement for the appearance, whether direct, indirect, or contingent, to express support or opposition to any item.*

*Per Miami Dade County Fire Marshal, the Commission Chambers has a maximum capacity of 99 people. Once reached this capacity, people will be asked to watch the meeting from the first floor.*

*\* Denotes agenda items as "must haves" which means there will be significant impacts if the item is not addressed tonight. If these items have not been heard by 10 p.m., the order of the agenda will be changed to allow them to be heard.*

**1. Opening**

- A. Call to Order**
- B. Roll Call of Members**
- C. Pledge of Allegiance**
- D. Mayor and Commission Remarks – Mayor Daniel Dietch**
- E. Agenda and Order of Business Additions, deletions and linkages**
- F. Community Notes – Mayor Daniel Dietch**

**2. Quasi-Judicial Hearings (None)**

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

*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.*

**Recommended Motion: To approve all consent agenda items as presented below.**

**A. Minutes – Sandra Novoa, MMC, Town Clerk**

**December 8, 2015 Quasi-Judicial Hearing Minutes**

**January 12, 2016 Regular Commission Meeting Minutes**

**B. Budget to Actual Summary as of November 30, 2015 – Guillermo Olmedillo,  
Town Manager**

**\*C. Town Manager’s Report – Guillermo Olmedillo, Town Manager**

- 1. See Click Fix
- 2. Development Applications
- 3. Commercial Property Maintenance Standards Workshop
- 4. Payments on Code Compliance Cases
- 5. Parks and Recreation Programs
- 6. Police Department Re-Accreditation
- 7. Uniform Crime Report
- 8. 2015 Leo Awards Finalists
- 9. Police Events
- 10. Pressure Washing/Trash Pick up
- 11. Survey
- 12. 2016 Election Candidates’ Forums
- 13. Information Technology and TV Broadcasts
- 14. Beach Access

**\*D. Town Attorney’s Report – Linda Miller, Town Attorney**

**E. Committee Reports – Guillermo Olmedillo, Town Manager**

- November 18, 2015 Coastal Issues Committee Meeting Minutes
- December 14, 2015 Tourist Board Meeting Minutes
- December 16, 2015 Coastal Issues Committee Meeting Minutes
- December 17, 2015 Planning and Zoning Board Meeting Minutes
- January 11, 2016 Tourist Board Meeting Minutes

**F. Purchase of a Visual Message Sign – Guillermo Olmedillo, Town Manager**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, (“TOWN”) AUTHORIZING THE EXPENDITURE OF FUNDS IN THE AMOUNT OF \$11,000.00 FROM THE FISCAL YEAR 2015/2016 MUNICIPAL PARKING BUDGET FUND ACCOUNT NO. 402-9500-545-6410, FOR THE PURCHASE OF A VISUAL MESSAGE SIGN; PROVIDING FOR APPROVAL AND AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**4. Ordinances**

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

**A. Second Reading Ordinances**

**1. Second Floor Balcony – Guillermo Olmedillo, Town Manager**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90, ARTICLE IV “DISTRICT REGULATIONS”; SPECIFICALLY AMENDING SECTION 90-48. “MODIFICATION OF SIDE AND REAR YARD REGULATIONS”; CLARIFYING SECOND FLOOR BALCONIES OR TERRACES WILL NOT BE COUNTED TOWARDS THE SETBACK; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS AND PROVIDING FOR AN EFFECTIVE DATE.**

**2. Vacant Lot Fencing Ordinance Amendment – Guillermo Olmedillo, Town Manager**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 14 “BUILDINGS AND BUILDING REGULATIONS”; ARTICLE III “PROPERTY MAINTENANCE STANDARDS”; SPECIFICALLY AMENDING SECTION 14-55 “MAINTENANCE OF VACANT LOTS”; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS AND PROVIDING FOR AN EFFECTIVE DATE.**

**3. Contract Requirements for Non-Discrimination – Commissioner Barry Cohen**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 3 “PURCHASING”; SPECIFICALLY CREATING SECTION 3-1.1. “NON-DISCRIMINATION; CONTRACT REQUIREMENTS; WAIVER”; PROHIBITING THE TOWN FROM PROCURING GOODS OR SERVICES FROM, OR OTHERWISE CONTRACTING WITH A BUSINESS WHICH ENGAGES IN THE BOYCOTT OF A PERSON OR ENTITY BASED ON RACE, COLOR, RELIGION, GENDER, OR NATIONAL ORIGIN; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS AND PROVIDING FOR AN EFFECTIVE DATE.**

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

**B. First Reading Ordinances**

**5. Resolutions and Proclamations**

*(Set for approximately 8:15 p.m.) (Note: Depends upon length of Good and Welfare)*

**A. Town Commission Recognition Policy and Procedures – Mayor Daniel Dietch**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, (“TOWN”) ESTABLISHING THE TOWN’S RECOGNITION POLICY AND PROCEDURE; PROVIDING FOR AUTHORIZATION AND IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

**B. Support for Conservation Land Acquisition – Mayor Daniel Dietch**

A RESOLUTION OF THE TOWN OF SURFSIDE, FLORIDA, URGING THE FLORIDA LEGISLATURE TO ALLOCATE \$300 MILLION OF THE FUNDS IN THE LAND ACQUISITION TRUST FUND ANNUALLY TOWARD LAND ACQUISITION; DIRECTING THE TOWN CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE FLORIDA LEGISLATURE; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR APPROVAL AND AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

**6. Good and Welfare (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.*

**7. Town Manager and Town Attorney Reports**

Town Manager and Town Attorney Reports have been moved to the Consent Agenda – Item 3.

*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.*

**8. Unfinished Business and New Business**

**9. Mayor, Commission and Staff Communications**

- A. Solid Waste Assessment Survey – Guillermo Olmedillo, Town Manager**
- B. Traffic Mitigation Efforts – Guillermo Olmedillo, Town Manager**
- C. Paced Development – Guillermo Olmedillo, Town Manager**
- D. Recognition of Committee Member – Guillermo Olmedillo, Town Manager (Verbal)**

## 10. Adjournment

Respectfully submitted,



Guillermo Olmedillo  
Town Manager

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THIS MEETING IS OPEN TO THE PUBLIC. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS THAT ARE DISABLED; WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE TOWN CLERK AT 305-861-4863 EXT. 226 NO LATER THAN FOUR DAYS PRIOR TO SUCH PROCEEDING.

IN ACCORDANCE WITH THE PROVISIONS OF SECTION 286.0105, FLORIDA STATUTES, ANYONE WISHING TO APPEAL ANY DECISION MADE BY THE TOWN OF SURFSIDE COMMISSION, WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING OR HEARING, WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE WHICH RECORD SHALL INCLUDE THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

AGENDA ITEMS MAY BE VIEWED AT THE OFFICE OF THE TOWN CLERK, TOWN OF SURFSIDE TOWN HALL, 9293 HARDING AVENUE. ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM SHOULD CONTACT THE TOWN CLERK AT 305-861-4863. A COMPLETE AGENDA PACKET IS ALSO AVAILABLE ON THE TOWN WEBSITE AT [www.townofsurfsidefl.gov](http://www.townofsurfsidefl.gov).

TWO OR MORE MEMBERS OF OTHER TOWN BOARDS MAY ATTEND THIS MEETING.

THESE MEETINGS MAY BE CONDUCTED BY MEANS OF OR IN CONJUNCTION WITH COMMUNICATIONS MEDIA TECHNOLOGY, SPECIFICALLY, A TELEPHONE CONFERENCE CALL. THE LOCATION 9293 HARDING AVENUE, SURFSIDE, FL 33154, WHICH IS OPEN TO THE PUBLIC, SHALL SERVE AS AN ACCESS POINT FOR SUCH COMMUNICATION.



## TOWN OF SURFSIDE COMMISSION COMMUNICATION

**Agenda #:** 5B

**Agenda Date:** February 9, 2016

**From:** Mayor Daniel Dietch

**Subject:** Support for Conservation Land Acquisition

**Objective:** For the Town Commission to approve the attached draft resolution urging the Florida Legislature to allocate \$300 million annually from the Land Acquisition Trust Fund (Amendment 1 funds) to the Florida Forever program for conservation land acquisition.

**Background:** On November 4, 2014, 75% of Florida voters supported a Constitutional amendment known as Amendment 1 to acquire the best of what is left of Florida's natural areas. This is a request to the Florida Legislature to fulfill its obligation to its people to provide significant additional funding for conservation land acquisition as called for in Amendment 1. There are future significant land purchases that are of great importance to Miami-Dade County and the well-being of Surfside's residents and visitors.

Sending a resolution to the Florida Legislature is an important step toward protecting Florida's natural areas and the vast natural resources and economic benefits they provide. Martin County recently passed a resolution and other counties and municipalities are following suit.

**Recommendation:** To approve the attached resolution.

**RESOLUTION NO. 16 - \_\_\_\_\_**

**A RESOLUTION OF THE TOWN OF SURFSIDE, FLORIDA, URGING THE FLORIDA LEGISLATURE TO ALLOCATE \$300 MILLION OF THE FUNDS IN THE LAND ACQUISITION TRUST FUND ANNUALLY TOWARD LAND ACQUISITION; DIRECTING THE TOWN CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE FLORIDA LEGISLATURE; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR APPROVAL AND AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Florida's remarkable biological diversity and its natural systems are the fundamental basis of its quality of life and economy; and

**WHEREAS**, population growth and development are projected to increase in the next two decades and will pose major challenges to our natural resources and the services they provide; and

**WHEREAS**, 75 percent of Florida voters, 4.2 million people, voted on November 4, 2014 for a Constitutional Amendment known as Amendment 1 to acquire the best of what is left of our natural areas; and

**WHEREAS**, the Florida Legislature represents the interest of the residents of the State; and

**WHEREAS**; there are natural areas and conservation lands necessary to protect our water resources, fish and wildlife, and recreational potential reaching across Florida from west to east and north to south; and

**WHEREAS**, the Town of Surfside urges the Florida Legislature to fulfill its obligation to its people to provide significant additional funding for conservation land acquisition as called for by Amendment 1; and

**WHEREAS**, there are future significant land purchases of great importance to Miami-Dade County and the State of Florida; and

**WHEREAS**, lands in Florida need to be acquired and preserved by fee simple acquisition, conservation easement, or purchase of development rights for the future prosperity of our residents.

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



**Section 1. Recitals Adopted.** That each of the above stated recitals are hereby adopted, confirmed, and incorporated herein.

**Section 2. Urging by the Town of Surfside Town Commission for Land Acquisition Funding.** That the Town of Surfside, Florida urges the Florida Legislature that as long as the Amendment 1 Constitutional Amendment is in effect, at least \$300 million be provided on an annual basis for land acquisition and that such acquisition be in accordance with the currently established Florida Forever Program.

**Section 3. Town of Surfside Considers Conservation Land Acquisition a Crucial Public Issue.** That the Town of Surfside considers land acquisition under Amendment 1 to be a crucial public issue to the State of Florida's future.

**Section 4. Authorization and Implementation.** The Town Manager is hereby authorized to take any and all action necessary to implement this Resolution.

**Section 5. Direction to the Town Clerk.** The Town Clerk is hereby directed to send a certified copy of this Resolution to the Florida Legislature.

**Section 6. Effective Date.** This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Motion by \_\_\_\_\_,

Second by \_\_\_\_\_.

**FINAL VOTE ON ADOPTION**

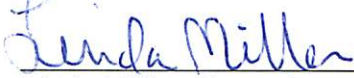
Commissioner Barry Cohen \_\_\_\_\_  
Commissioner Michael Karukin \_\_\_\_\_  
Commissioner Marta Olchyk \_\_\_\_\_  
Vice Mayor Eli Tourgeman \_\_\_\_\_  
Mayor Daniel Dietch \_\_\_\_\_

\_\_\_\_\_  
Daniel Dietch, Mayor

**ATTEST:**

\_\_\_\_\_  
Sandra Novoa, MMC, Town Clerk

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE TOWN OF  
SURFSIDE ONLY:**



\_\_\_\_\_  
Linda Miller, Town Attorney