



**Town of Surfside
Town Commission Meeting
AGENDA
June 14, 2016
7 p.m.**

Town Hall Commission Chambers - 9293 Harding Ave, 2nd 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**
- G. National Flood Insurance Program Community Rating System – 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 Page 1-13

May 10, 2016 Regular Commission Meeting Minutes

B. Budget to Actual Summary as of March 30, 2016 – Guillermo Olmedillo, Town Manager Page 14-16

***C. Town Manager’s Report – Guillermo Olmedillo, Town Manager Page 17-70**

- 1. See Click Fix
- 2. Development Applications
- 3. Code Compliance Cases
- 4. Prohibitions Regarding the Sale or Use or Expanded Polystyrene Food Service Articles
- 5. Code Compliance Workshop
- 6. Parks and Recreation Programs
- 7. Police Department May Significant Arrests
- 8. Traffic Management Report
- 9. Sergeant’s Promotional Examination
- 10. Opening for Community Service Aide Position
- 11. Trial Program – Surfside Residential Overnight Parking
- 12. Multi-Agency Traffic Educational/Enforcement Event
- 13. Police Events
- 14. New Recycling Program
- 15. Information Technology and TV Broadcasts

***D. Town Attorney's Report – Linda Miller, Town Attorney Page 71-76**

E. Committee Reports – Guillermo Olmedillo, Town Manager Page 77-91

- February 24, 2016 Pension Board Meeting Minutes
- April 18, 2016 Parks and Recreation Committee Meeting Minutes
- April 28, 2016 Planning and Zoning Board Meeting Minutes

F. Mutual Aid Agreement between the City of North Miami Beach Police Department and the Town of Surfside Police Department – Guillermo Olmedillo, Town Manager Page 92-106

A RESOLUTION OF THE TOWN OF SURFSIDE, FLORIDA ACKNOWLEDGING THE MUTUAL AID AGREEMENT BETWEEN THE CITY OF NORTH MIAMI BEACH, FLORIDA POLICE DEPARTMENT AND THE TOWN OF SURFSIDE, FLORIDA POLICE DEPARTMENT; AUTHORIZING THE TOWN MANAGER AND CHIEF OF POLICE TO EXECUTE AND IMPLEMENT THE TERMS AND CONDITIONS OF THE MUTUAL AID AGREEMENT; PROVIDING FOR AUTHORIZATION AND APPROVAL; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

G. Proclamation Request – Declaring July 2016 as Donate Life Month in Support of the Life Alliance Organ Recovery Agency – Mayor Daniel Dietch Page 107-109

H. Report on Code Enforcement Petitions received on April 21, 2016 and May 3, 2016 from Mr. Jonathan Horn – Sandra Novoa, MMC, Town Clerk Page 110-113

4. Ordinances

(Set for approximately 7:30 p.m.) (Note: Good and Welfare must begin at 8:15)

A. Second Reading Ordinances

1. Planning and Zoning Design Review Board Membership Ordinance – Guillermo Olmedillo, Town Manager Page 114-118

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90 "ZONING" AND SPECIFICALLY AMENDING SECTION 90-15 "MEMBERSHIP/QUORUM, MINIMUM QUALIFICATIONS,

OFFICERS, TERMS OF OFFICERS, VACANCIES, GENERAL REGULATIONS, RECOMMENDATIONS, EXPENDITURES, INDEBTEDNESS” CHANGING THE LICENSE AND PROFESSIONAL EXPERIENCE REQUIREMENTS FOR MEMBERS SERVING ON THE PLANNING AND ZONING BOARD; SPECIFICALLY AMENDING SECTION 90-18 “DESIGN REVIEW BOARD” CHANGING THE LICENSE AND PROFESSIONAL EXPERIENCE REQUIREMENTS FOR MEMBERS SERVING ON THE DESIGN REVIEW BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

(Set for approximately 7:40 p.m.) (Note: Good and Welfare must begin at 8:15)

B. First Reading Ordinances

- 1. Construction Hours and Notice – Guillermo Olmedillo, Town Manager Page 119-122**

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA; AMENDING “CHAPTER 14 - BUILDINGS AND BUILDING REGULATIONS ARTICLE II. - BUILDING CODE”; SPECIFICALLY CREATING SECTION 14-32; “CONSTRUCTION SCHEDULE AND NOTICE”; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS AND PROVIDING FOR AN EFFECTIVE DATE.

- 2. Amending Special Events Ordinance – Guillermo Olmedillo, Town Manager Page 123-127**

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA; AMENDING CHAPTER 35 ARTICLE I “SPECIAL EVENTS”; CREATING SECTION 35-5. “SPECIAL EVENTS INVOLVING THE COMMERCIAL USE OF SINGLE-FAMILY RESIDENTIAL PROPERTIES PROHIBITED”; PROVIDING FOR ENFORCEMENT AND PENALTIES FOR VIOLATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS AND PROVIDING FOR AN EFFECTIVE DATE.

3. Sheds – Sarah Sinatra Gould, AICP, Town Planner Page 128-132

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90 “ZONING”; SEC. 90-19. “SINGLE-FAMILY AND TWO-FAMILY DEVELOPMENT REVIEW PROCESS”; SPECIFICALLY AMENDING SECTION 90-19.7 EXEMPTING SHEDS FROM PLANNING AND ZONING BOARD AND DESIGN REVIEW BOARD REVIEW AND PROVIDING THE DESIGN GUIDELINES SHALL BE FOLLOWED; AMENDING “SECTION 90-54 “ACCESSORY BUILDINGS AND STRUCTURES IN THE H30A AND H30B DISTRICTS” SPECIFICALLY AMENDING SECTION 90-54.7 RELATED TO SHEDS AND LANDSCAPE REQUIREMENTS; PROVIDING FOR INCLUSION IN THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

5. Resolutions and Proclamations

(Set for approximately 9:00 p.m.) (Note: Depends upon length of Good and Welfare)

**A. Sustainability Subcommittee of the Planning and Zoning Board –
Guillermo Olmedillo, Town Manager Page 133-136**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, ESTABLISHING THE TOWN OF SURFSIDE SUSTAINABILITY SUBCOMMITTEE OF THE PLANNING AND ZONING BOARD TO MEET ON A PERIODIC BASIS; PROVIDING FOR RULES AND PROCEDURES; PROVIDING FOR AUTHORIZATION AND PROVIDING FOR AN EFFECTIVE DATE.

**B. Ad Hoc Citizen Traffic Mitigation Advisory Committee – Guillermo
Olmedillo, Town Manager Page 137-141**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, ESTABLISHING THE TOWN OF SURFSIDE AD HOC CITIZEN TRAFFIC MITIGATION ADVISORY COMMITTEE; TO EXIST FOR THREE (3) MONTHS IN DURATION AND TO HOLD THREE (3) MEETINGS; TO STUDY, REVIEW AND TO PROVIDE RECOMMENDATIONS FOR THE DEVELOPMENT OF THE COMPREHENSIVE TRAFFIC MITIGATION PROGRAM PROVIDING; PROVIDING FOR RULES AND PROCEDURES; PROVIDING FOR AUTHORIZATION AND PROVIDING FOR AN EFFECTIVE DATE.

C. Mill and Pave 88th Street East of Collins – Guillermo Olmedillo, Town Manager Page 142-148

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AWARDED PROPOSAL/CONTRACT TO M&M ASPHALT MAINTENANCE, INC. D/B/A ALL COUNTY PAVING; TO MILL AND PAVE 88TH STREET EAST OF COLLINS AVENUE; AUTHORIZING THE TOWN MANAGER AND/OR DESIGNEE TO EXPEND FUNDS IN AN AMOUNT NOT TO EXCEED \$18,294.00 FROM THE FISCAL YEAR 2015/2016 TRANSPORTATION FUND ACCOUNT NO. 107-8500-549-4911; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

D. Approval of Expenditure for Emergency Repair to Sanitary Lift Station Pump – Guillermo Olmedillo, Town Manager Page 149-152

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AUTHORIZING THE TOWN MANAGER AND/OR DESIGNEE TO EXPEND FUNDS IN AN AMOUNT OF \$17,000.00 FROM THE FISCAL YEAR 2015/2016 WATER AND SEWER REPAIR AND MAINTENANCE ACCOUNT NO. 401-9900-536-4601 FOR THE EMERGENCY REPAIR TO A SANITARY LIFT STATION PUMP; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AUTHORIZATION AND PROVIDING AN EFFECTIVE DATE.

E. Purchase a stand-by sanitary pump for lift stations as sole source to match existing pumps in operation – Guillermo Olmedillo, Town Manager Page 153-160

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AUTHORIZING THE TOWN MANAGER AND/OR DESIGNEE TO EXPEND FUNDS IN AN AMOUNT NOT TO EXCEED \$35,000.00 FROM THE FISCAL YEAR 2015/2016 MACHINERY AND EQUIPMENT ACCOUNT NO. 401-9900-536-6410 PURCHASE A HOMA AMX644-350/60GU/CFM DRY PIT NON-CLOG SEWAGE PUMP FROM BARNEY'S PUMPS, INC.; WAIVING THE BID PROCESS PURSUANT TO SECTION 3-13(6) OF THE TOWN OF SURFSIDE CODE OF ORDINANCES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

F. Surfside Seawall Replacement Project Phase II – Award Contract to Pac. Comm. Inc.– Guillermo Olmedillo, Town Manager Page 161-166

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AWARDING A CONTRACT TO PAC COMM, INC. FOR THE SURFSIDE SEAWALL REPLACEMENT PROJECT PHASE II; AMENDING THE TOWN'S BUDGET FOR FISCAL YEAR 2015/2016; TRANSFERRING FUNDS IN THE AMOUNT OF \$376,750.00 FROM THE STORMWATER FUND TO THE CAPITAL PROJECTS FUND ACCOUNT NO. 301-4400-541-6340; APPROPRIATING FUNDS IN THE CAPITAL PROJECTS FUND; AUTHORIZING THE EXPENDITURE OF THE AMOUNT NOT TO EXCEED \$723,000.00 FROM THE CAPITAL PROJECTS FUND ACCOUNT NO. 301-4400-541-6340 FOR THE SURFSIDE SEAWALL REPLACEMENT PROJECT PHASE II; PROVIDING FOR AUTHORIZATION AND APPROVAL; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

G. Surfside Seawall Replacement Project Phase II – Professional Engineering Services - Guillermo Olmedillo, Town Manager Page 167-178

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING WORK AUTHORIZATION NO. 98 SEAWALL GRANT APPLICATION AND MANAGEMENT FOR THE SURFSIDE SEAWALL REPLACEMENT PROJECT PHASE II; AMENDING THE TOWN'S BUDGET FOR FISCAL YEAR 2015/2016; TRANSFERRING FUNDS IN AN AMOUNT OF \$65,257.73 FROM THE STORMWATER FUND TO THE CAPITAL PROJECTS FUND ACCOUNT NO. 301-4400-541-6340; APPROPRIATING FUNDS IN THE CAPITAL PROJECTS FUND; AUTHORIZING THE EXPENDITURE OF THE AMOUNT NOT TO EXCEED \$65,257.73 FROM THE CAPITAL PROJECTS FUND ACCOUNT NO. 301-4400-541-6340 FOR SURFSIDE SEAWALL REPLACEMENT PROJECT PHASE II FOR PROFESSIONAL ENGINEERING SERVICES; PROVIDING FOR AUTHORIZATION AND APPROVAL; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

H. Approval of Expenditure for Enhancement and Replacement of A/C Ductwork and Variable Air Volume Boxes – Guillermo Olmedillo, Town Manager Page 179-184

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING THE PROPOSAL AND SALES AGREEMENT FROM D.A.C. AIR CONDITIONING CORP.; AUTHORIZING THE TOWN MANAGER AND/OR DESIGNEE TO EXPEND FUNDS IN THE AMOUNT OF \$33,567.00 FROM THE CAPITAL IMPROVEMENTS TOWN HALL IMPROVEMENTS ACCOUNT NO. 301-4400-539-6220 FOR ENHANCEMENT AND REPLACEMENT OF AIR CONDITIONING DUCTWORK AND VARIABLE AIR VOLUME BOXES; WAIVING THE BID PROCESS PURSUANT TO SECTION 3-13(6) OF THE TOWN OF SURFSIDE CODE OF ORDINANCES; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING AN EFFECTIVE DATE.

I. School Nurse Initiative – Guillermo Olmedillo, Town Manager Page 185-199

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MIAMI BEACH, NORTH BAY VILLAGE, THE TOWN OF BAY HARBOR ISLANDS, THE VILLAGE OF BAL HARBOUR AND THE MIAMI BEACH CHAMBER EDUCATION FOUNDATION; TO SUPPORT AND ENHANCE THE NURSE INITIATIVE FOR 2016-2017 SCHOOL YEAR; AUTHORIZING THE APPROPRIATION OF \$3,667.00 FROM THE FISCAL YEAR 2016-2017 ANNUAL BUDGET FOR THE TOWN OF SURFSIDE'S PROPORTIONATE SHARE OF FUNDING FOR THE NURSE ENHANCEMENT INITIATIVE; SUBJECT TO APPROVAL IN THE TOWN OF SURFSIDE FISCAL YEAR 2016-2017 ANNUAL BUDGET; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; 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.

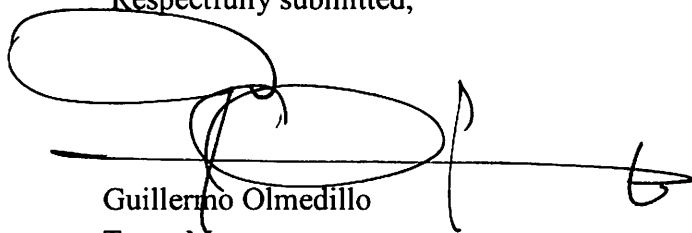
8. Unfinished Business and New Business

9. Mayor, Commission and Staff Communications

- A. Boards and Committees Appointments – Guillermo Olmedillo, Town Manager Page 200-201**
- B. Town Asset Maximization Diagrams– Guillermo Olmedillo, Town Manager Page 202**
- C. Demolition permitting for Single Family Homes with Architectural or Historic Significance – Linda Miller, Town Attorney Page 203-215**
- D. Beach Chairs Plan – Guillermo Olmedillo, Town Manager Page 216**
- E. Miami Dade Urban Debate League – Guillermo Olmedillo, Town Manager Page 217**
- F. Post Office Lot Parking Update – Guillermo Olmedillo, Town Manager Page 218-219**
- G. Practical Difficulty Variance – Mayor Daniel Dietch Page 220-229**
- H. Sid Tepper Street Designation – Mayor Daniel Dietch Page 230-231**
- I. Draft Discussion Item Memorandum Template – Mayor Daniel Dietch Page 232**
- J. Sustainability Subcommittee and the Comprehensive Plan (Comp Plan) – Commissioner Michael Karukin Page 233-241**

10. Adjournment

Respectfully submitted,



Guillermo Olmedillo
Town Manager

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.

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.