

**Town of Surfside
Town Commission Meeting
December 14, 2010
7 p.m.**

Town Hall Commission Chambers - 9293 Harding Ave, 2nd Floor
Surfside, FL 33154

MINUTES

1. Opening

- A. Call to Order:** Mayor Daniel Dietch called the meeting to order at 7:05 pm.
- B. Roll Call of Members:** Town Clerk Debra Eastman called the roll and the following members of the Commission were present upon roll call: Commissioner Michael Karukin, Commissioner Edward Kopelman, Commissioner Marta Olchyk, Vice Mayor Joe Graubart and Mayor Daniel Dietch.
- C. Pledge of Allegiance:** Police Chief David Allen led the Pledge of Allegiance.
- D. Mayor and Commission Remarks** – Mayor Daniel Dietch thanked Town Manager Roger Carlton and the Town staff for coming together with so many initiatives for the town. He also thanked the Planning and Zoning and Design Review Boards for their work on the challenges of the zoning codes. The Mayor also thanked the residents of the Town of Surfside for all their suggestions and involvement in the town.
- E. Agenda and Order of Business** Additions, deletions and linkages – Vice Mayor Joe Graubart requested to link agenda items 9(C) and 9(L), which relates to making information more available to the public. Town Manager Roger Carlton noted that item 9 (C) is done and briefly discussed that item 9(L) relates to the requirement for the town to post 5 years worth of budgets and audits for residents to review.

Town Clerk Debra Eastman briefly discussed the changes to the agenda that resulted in the amended agenda.

- F. Community Notes** – Mayor Daniel Dietch spoke about the winter camp and the second Surfside Police Department blood drive. The Mayor also thanked Duncan Tavares for the work done to clean out the library. The Mayor also noted to residents that there are coupons for residents to claim library books in the Gazette and on the website. Vice Mayor Graubart also added that the K-8 Center chorus will be performing downtown on December 15th and December 16th. He further reminded the residents about the Surfside Business Association and the Tourist Board holiday lights competition. He also added that business list is in production.
- G. Special Recognition** – Assistant Chief John DiCenso – Chief David Allen

Chief David Allen reminded the residents about the holiday toy collection drive in the Police Department.

Chief Allen was presented Assistant Chief John DiCenso a plaque for taking the lead and following through on town wide programs for the parking pay stations. Assistant Chief John DiCenso recognized Sgt. William, Elinor Joseph, the three parking enforcement officers and the weekend volunteers for their assistance. Assistant Chief DiCenso also noted that the police department will continue improvements in the parking lots.

H. Legislative Update – Fausto Gomez, Town Lobbyist

Town Lobbyist Fausto Gomez spoke about the changing environment in Tallahassee. He also noted that the coming year will see reapportionment and all these delegates will have to run again in districts that they do not currently represent with the approval of amendment 5 and 6.

Mr. Gomez noted that he has prepared draft items for the commission to consider along with a set of legislative principles.

I. Presentation Traffic Calming on Collins and Harding Avenues – Luis Ajamil, Bermello Ajamil

Town Manager Roger Carlton spoke about the paving that will be done on Collins and Harding that will be a transformational opportunity. He added that he will be meeting with FDOT to talk about the intersection where kids will be crossing from the new community center to see what can be done to make it safer.

Mr. Bermello Ajamil made a presentation on thoroughfares in downtown area. He noted that there is a way to leverage traffic.

Mr. Carlton expressed to the commission that there is no reason why Collins and Harding cannot be much better. He mentioned that he will be working closely with FDOT to achieve more innovative things and make that part of town more pedestrian-friendly.

I. Census Final Report – Barbara Cohen

Ms. Barbara Cohen reported that 74% of US households filled out and returned the census. She added that in Miami-Dade County 72% of households filled out and returned the census and that 63% of Surfside residents filled out and returned the census.

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,

during item 1E Agenda and Order of Business, 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 -

- September 14, 2010 First Budget Hearing
- September 22, 2010 Second Budget Hearing
- September 22, 2010 Special Commission Meeting
- September 27, 2010 Executive Session
- November 4, 2010 Special Commission Meeting with Planning and Zoning Board
- November 9, 2010 Regular Commission Meeting

B. Monthly Budget to Actual Summary as of September 30, 2010 - Martin Sherwood, Finance Support Services Department Head

C. Town Manager's Report- "Points of Light"

D. Town Attorney's Report

E. Projects Progress Report – Calvin, Giordano & Associates, Inc.

F. Resolution Certifying Charter Amendment Election Results from November 2, 2010 Election

G. Administrative Grievance Policy on Non-Bargaining Unit Employees

H. Communications Ad Hoc Committee Progress Report – Commissioner Michael Karukin

I. Code Enforcement Ad Hoc Committee Progress Report – Paul Gioia, Building Official

J. Proclamation – Janice Thomas, Ruth K. Broad Bay Harbor K-8

K. Code Enforcement Update Report – Michael Garcia, Code Enforcement Officer

L. Community Center Concession Report – Tim Milian, Parks and Recreation Director

Commissioner Karukin made a motion to approve the consent agenda. Commissioner Kopelman seconded the motion, which carried unanimously.

4. Ordinances

A. Second Readings (Ordinances and Public Hearing)

1. Off-Street Parking Ordinance – Shelley Eichner, Town Planner

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90, DIVISION 1. OFF-STREET PARKING, SECTION 90-82 "DESIGN STANDARDS" OF THE TOWN OF SURFSIDE CODE OF ORDINANCES TO CLARIFY THE STANDARDS USED FOR VEHICULAR QUEUEING, ACCESS TO STATE ROADWAYS; AND ON-SITE CIRCULATION; PROVIDING FOR INCLUSION IN THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

[This Ordinance clarifies the standards utilized by Town Staff to review site plans for onsite and offsite vehicular circulation; it restates Miami-Dade and FDOT standards as well as giving Staff the flexibility to impose stricter standards when County standards do not result in adequate queuing and circulation space.]

Town Clerk Debra Eastman read the Ordinance by title into the record.

Commissioner Karukin made a motion to adopt the ordinance on second reading. Commissioner Kopelman seconded the motion.

Mayor Dietch opened the public hearing. Being that no residents wished to speak, the Mayor closed the public hearing.

Upon roll call, the motion carried 4-1 with Vice Mayor Graubart voting in opposition.

B. First Readings Ordinances

**1. Commercial Vehicle Ordinance – Lynn Dannheisser, Town Attorney
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 74 AND SPECIFICALLY SECTION 74-1 “COMMERCIAL VEHICLES” CREATING SECTION 74-2 “USE OF COMMERCIAL VEHICLES” AND SECTION 74-3 “ISSUANCE OF COMMERCIAL VEHICLE PARKING PERMIT” OF THE TOWN OF SURFSIDE CODE OF ORDINANCES PROVIDING FOR INCLUSION IN THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.**

[This Ordinance regulates the parking of commercial vehicles on residential streets, allowing one commercial vehicle to be parked in a residential driveway provided the resident has obtained a commercial vehicle parking permit from the Town and delineating issuance and revocation procedures.]

Town Clerk Debra Eastman read the ordinance by title into the record.

Commissioner Kopelman made a motion to approve the ordinance on first reading. Commissioner Olchyk seconded the motion.

Town Manager Roger Carlton noted that the direction from the commission was to find a balance between people with commercial vehicles used to make a living. He added that many folks registered complaints about the aesthetics. Mr. Carlton then explained the process to register a vehicle and noted that only one vehicle can be registered. He further added that this vehicle must be parked in the driveway and not on the street.

Alan Gourme stated that he attended the code enforcement meetings. He stated that the ordinance is well thought out and noted that he agrees with it.

Peter Glynn inquired if a person who brought their work truck home for the night would get a ticket. Mr. Carlton stated that if the person registers the car and parks it in the driveway, he will not have a problem. He added that the weight limit for the vehicle is one ton. Mr. Glynn expressed concern about moving trucks. Mr. Carlton stated that if the commission wants an exception he can bring back an amendment.

Ken Arnold inquired about the current code. Mayor Dietch noted that this goes beyond the current code and added that this helps with enforcement issue.

Upon roll call the motion to approve carried 4-1 with Vice Mayor Graubart voting in opposition.

2. Amend Town Code to add Psychic Reading and Consultation As a Permitted Use – Lynn Dannheisser, Town Attorney

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90 AND SPECIFICALLY SECTION 90-41 "REGULATED USES" OF THE TOWN OF SURFSIDE CODE OF ORDINANCES TO ADD "PSYCHIC READING AND CONSULTATION" AS PERMITTED USE; PROVIDING FOR INCLUSION IN THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

[Per the Settlement Agreement approved at the last Commission meeting, we amend the code to allow psychic reading and consultation as a permitted use in SD-B40 (Downtown Business) District as a second floor use and subject to all other regulations.]

Town Clerk Debra Eastman read the ordinance by title into the record.

Attorney Lynn Dannheisser explained the amendment. Mayor Dietch passed the gavel to make the motion.

Mayor Dietch made a motion to approve the ordinance. Commissioner Olchyk seconded the motion. The motion carried three to two with Commissioner Kopelman and Vice Mayor Graubart voting in opposition.

3. Change in Town Commission Rules of Procedure – Commissioner Marta Olchyk

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING RULE 4.01 OF ARTICLE VI. "RULES OF PROCEDURE FOR TOWN MEETINGS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE;

PROVIDING FOR CONFLICTS AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the ordinance by title into the record.

Commissioner Olchyk made a motion to approve the ordinance. Vice Mayor Graubart seconded the motion.

Manager Carlton explained the ordinance. Commissioner Olchyk stated that the change will make for more manageable and brief meetings. She added that this will give people an incentive to watch or attend the meetings and know they will be efficient and brief. She added that she does not want the meetings extended after 11 pm.

Vice Mayor Graubart expressed concern. He noted that the agendas are long, but can perhaps be shortened. Commissioner Kopelman agreed with the Vice Mayor. Vice Mayor Graubart asked that the agendas be kept short. Manager Carlton mentioned that this is just a recommendation from the attorney, the manager and the clerk. He added that an emergency provision would be needed for the meetings to be limited to 11 pm.

Upon roll call, the motion failed to carry with Commissioner Olchyk casting the sole vote in favor.

5. Resolutions and Proclamations

Employment Agreement for Town Manager - Mayor Daniel Dietch (Page 81-98)

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING AN EMPLOYMENT AGREEMENT BETWEEN TOWN MANAGER, ROGER M. CARLTON AND THE TOWN; AND PROVIDING AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the resolution by title into the record.

Commissioner Kopelman moved to approve the resolution. Commissioner Karukin seconded the motion.

Mayor Dietch explained the process of meeting and recommending a town manager. He noted that now he is seeking the acceptance of his contract.

Vice Mayor Graubart spoke about the former town manager's agreement. He noted that this agreement is comparable. He also spoke about the date of evaluation. He added that it was done in July and now 15 days prior to yearly contract. Mayor Dietch noted that it can be done on or before anniversary date. Vice Mayor Graubart also noted that the conflict of interest prohibition that was in the previous contract is not in this new one.

Vice Mayor Graubart stated that there might be philosophical differences regarding bond issues, garages and a view of Surfside that Mr. Carlton might not share.

Commissioner Olchyk mentioned that she is impressed with Mr. Carlton and added that he has done marvelously dealing with her. She spoke about lowering Town expenses as being a priority and asked the manager to look into the budget to see how expenses can be diminished. Commissioner Olchyk also stated that she would have preferred a one year contract with a possible extension of a second year.

Commissioner Kopelman mentioned that his only comparison is with the former Town Manager. He added that he is impressed, pleased and excited about the future with the current town manager and noted that he is in favor of the contract.

Commissioner Karukin stated that they should hire the expert and thanked Mr. Carlton and Attorney Dannheisser for helping deal with items.

Upon roll call the motion to approve the resolution carried 4-1 with Vice Mayor Graubart voting in opposition.

B. Keep America Beautiful Report – Tim Milian, Parks and Recreation Director
A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING THE TOWN TO COMPLETE THE TRAINING AND CERTIFICATION TO BECOME AN AFFILIATE OF “KEEP AMERICA BEAUTIFUL” AND TO BE DESIGNATED AS “KEEP SURFSIDE BEAUTIFUL” AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the resolution by title into the record.

Commissioner Karukin made a motion to approve the resolution. Vice Mayor Graubart seconded the motion.

Town Manager Roger Carlton explained that the program gives guidance in beautifying the community. He stated that it has upfront and annual fees, but added that it is a good thing to become part of national network because the town can gain a lot of knowledge on what other people do. He mentioned that he has been working closely with the beautification committee on this.

Commissioner Olchyk stated that she has no problem with this, but does have a problem with the beautification on the beach. She added that the town needs to give it more importance since it is our biggest resource. She suggested that the waste baskets be changed. She noted that the town needs to spend money to do this and that can cost approximately \$2,000.00. Commissioner Olchyk added that she has been told that Bay Harbor, Bal Harbor and Sunny Isles have purchased their own baskets. She inquired why it is easy to spend money on beautification and not spend money on the beach containers. Town Manager Roger Carlton expressed agreement with Commissioner Olchyk and stated that he had breakfast with the county official who oversees the beaches. Manager

Carlton mentioned that if the town receives a fair share of baskets from the county, it will replace the rest. He noted that he will bring a proposal to the commission for the new baskets.

The motion to approve the resolution carried unanimously.

C. Parking Trust Fees – Roger M. Carlton, Interim Town Manager

Attorney Lynn Dannheisser explained that the Commission passed a parking trust ordinance. She spoke about the shortage of parking in certain areas of town and added that there has not been a methodical way to deal with fulfillment of parking requirements in the downtown district. She noted that the new ordinance allows for the town to create a special fund into which new approvals can satisfy parking requirements by paying a fee to be used to create a garage for additional parking. Ms. Dannheisser mentioned that the ordinance allows the Manager to set by Resolution the amount of the contribution.

Lou Cohen spoke before the Commission and suggested that the town give businesses tax incentives to build garages. He added that he was unable to find a space to park today.

The motion to approve carried 4-1 with Vice Mayor Graubart voting in opposition.

***D. Drug and Alcohol Free Workplace – Roger M. Carlton, Interim Town Manager**
A RESOLUTION OF THE TOWN COMMISSION FOR THE TOWN OF SURFSIDE, FLORIDA, APPROVING REVISED ADMINISTRATIVE POLICY NUMBER 102, DRUG AND ALCOHOL FREE WORKPLACE AND SUBSTANCE ABUSE TESTING PROCEDURES; PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the resolution by title into the record.

Vice Mayor Graubart made a motion to approve the resolution. Commissioner Olchyk seconded the motion.

Town Manager Roger Carlton mentioned that this resolution will save approximately \$8,000 per year by implementing the new regulations.

Upon roll call, the motion carried unanimously.

E. Code Enforcement Officers – Roger M. Carlton, Interim Town Manager
A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING THE TOWN MANAGER TO APPOINT CODE ENFORCEMENT OFFICERS FOR THE TOWN WHO MAY INCLUDE LAW ENFORCEMENT OFFICERS; PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the resolution by title into the record.

Town Manager Roger Carlton stated that this resolution relates to commercial vehicles, for example, but other cases as well. He added that this results from limitation empowers police in limited situations. He added that the police will be used as back up.

Vice Mayor Graubart asked Chief Allen if other communities do this. Chief Allen noted that while Miami Beach does not do this because they have a large code enforcement department, Bal Harbor does this.

Mayor Dietch inquired if the town has the equipment necessary to enforce noise limits after hours. Chief Allen responded that the police can do this.

Building and Zoning director Paul Gioia stated that he attended 3 roll call training and stressed quality of life type problems.

Vice Mayor Graubart stated that he wants to amend the resolution to sunset in two years as a trial.

Commissioner Karukin stated that he is not in favor of the resolution as written and added that it can use officers to enforce any code, even if they have a policy.

Vice Mayor Graubart inquired if the provisions can be adopted as amended and made to sunset by next commission. Town Manager Roger Carlton suggested that the commission require quarterly reports on agenda and if they are dissatisfied they can rescind the resolution by motion. He further mentioned that a list with 7 items be included as an amendment that defines items for police.

Vice Mayor Graubart recommends that the resolution sunset February, 2012. Commissioner Karukin agreed.

Attorney Lynn Dannheisser read the amendment to the resolution to Amend section 2, requiring authorization and requiring for an effective date to sunset at the Commission meeting February 2012.

Motion as amended and acceptable to seconder Commissioner Karukin.

Lou Cohen spoke before the commission and mentioned that he agrees with the amendment, but added that the wording is vague. He added that it needs a distinction between civil disobedience and code enforcement.

Commissioner Karukin requested to defer the item. Vice Mayor Graubart withdrew his motion.

Vice Mayor Graubart amended his motion to add that the resolution sunset February 2012 and specify authority of officers and come before the Commission next time. Commissioner Kopelman seconded the motion. All were in favor and the motion carried.

F. Retainer Agreement with Weiss Serota Helfman Pastoriza Cole and Boniske, P.A. – Lynn Dannhessier, Town Attorney
A RESOLUTION OF THE TOWN COMMISSION FOR THE TOWN OF SURFSIDE, FLORIDA, APPROVING AN AGREEMENT WITH WEISS SEROTA HELFMAN PASTORIZA COLE & BONISKE, P.A. TO REPRESENT THE TOWN IN THE CASE CAPTIONED YOUNG ISRAEL OF BAL HARBOUR, INC. V. TOWN OF SURFSIDE CASE NO. 10-CV-24392 IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the resolution by title into the record.

Attorney Lynn Dannheisser stated that the town was served by Young Israel and added that they need to respond in 20 days. She suggests Weiss, Serota, Helfman, Pastoriza, Cole and Boniske because of their historical involvement in the process and will come back with other issues not addressed by Weiss, Serota, Helfman, Pastoriza, Cole and Boniske.

Commissioner Karukin made a motion to approve the resolution. Commissioner Kopelman seconded the motion.

Mark Blumstein stated that he was involved as a representative for the commission the first time. He stated that litigation of this matter can cost a million dollars or more. He did not know if the Manager had inquired of any other firm or sought enlargement of time.

Vice Mayor Graubart explained that Weiss, Serota, Helfman, Pastoriza, Cole and Boniske were involved the first time and helped with RLUIPA Map. Attorney Lynn Dannheisser added that they have experience and that is why she is recommending them.

The motion carried 4-1 with Vice Mayor Graubart voting in opposition.

Town Attorney Lynn Dannheisser requested an Executive Session to secure advice concerning Young Israel vs. Surfside case number in the US District Court for Southern District. She suggested that it be approximately one hour outside counsel in attendance. She suggested January 6th at 6:30 pm.

All were in favor.

6. Good and Welfare

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, during item 1E Agenda and Order of Business, that an item be removed from the consent agenda and discussed separately.

8. Unfinished Business and New Business

January, 2011 Town Commission Meeting Date Change – Debra Eastman, Town Clerk

Commissioner Kopelman made a motion to approve changing the January 11, 2011 Town Commission Meeting to January 18, 2011. Commissioner Karukin seconded the motion. The motion carried unanimously.

9. Mayor, Commission and Staff Communications

A. Amendments to Agenda Process to Increase Efficiency – Roger M. Carlton, Interim Town Manager, Lynn Dannheisser, Town Attorney and Debra Eastman, Town Clerk

Commissioner Kopelman made a motion to accept the report. Commissioner Karukin seconded the motion which carried unanimously.

B. Beautification Committee Appointment, Adam Markow – Commissioner Michael Karukin

The appointment was so acknowledged.

C. Accounts Payable on Website – Vice Mayor Joe Graubart

As the Manager mentioned in the commencement of the meeting, this item is done. Vice Mayor Graubart mentioned that he is hoping to expand the website during election time and cited campaign finance reporting.

Commissioner Karukin mentioned that the website committee has already adopted it as a recommendation.

D. Garbage Collection Reduction of One Day Per Week – Commissioner Marta Olchyk

Commissioner Olchyk suggested that in order to assign town staff to do beach cleanup on one day per week that perhaps Wednesday garbage pickup could be eliminated. Mayor Dietch stated that he would like to see an analysis of what kind of impact this will have.

Town Manager Roger Carlton noted that these are two items and promised the report for January. He will discuss the pros and cons of one less collection and a second broad base report on the beach.

E. Livable Streets and Pedestrian Safety – Roger M. Carlton, Interim Town Manager
This item is tied to Bermello Ajamil's presentation earlier in the evening. Town Manager Roger Carlton expressed safety concerns as community center opens. He noted that the crossing needs to be made safer. He added that he will make a more global report soon.

F. Countrywide Real Estate Facts and Trends – Roger M. Carlton, Interim Town Manager

Town Manager Roger Carlton mentioned that he will get an exact report for Surfside. He also directed the commission to the financial report and noted that the town finished the year with additional money generated in almost every fund. He asked to save money to smooth the impact on the millage rate. Town Manager Roger Carlton further stated that he would like to start the budget process next month and would also like to address policy alternatives.

G. Ensuring the Survival of the Surfside Post Office – Roger M. Carlton, Interim

Town Manager

Manager Carlton reported that the Surfside Post Office will stop Saturday deliveries. He also noted that he wants to work with the Congressional Delegation to keep the post office open.

H. Beach Maintenance Report – Tim Milian, Parks and Recreation Director
Town Manager Roger Carlton recommended attention to detail and to ensure that the agencies all work together.

I. Environment Florida Community Solar Letter – Mayor Daniel Dietch and Vice Mayor Joe Graubart
Mayor Dietch and Vice Mayor Graubart presented the item asking to join Environment Florida to sign onto a letter to keep rebates going for solar initiatives.

Vice Mayor Graubart made a motion to approve the item. Commissioner Karukin seconded the motion. All were in favor.

J. AECOM Modification Number 4 Design and Permit Additional Space for Community Center – Roger M. Carlton, Interim Town Manager
Town Manager Roger Carlton gave preliminary direction to go forward with the additional space. Mr. Paul Gioia mentioned that he estimated the prices and the prices from AECOM are fair and came in under his estimate.

Commissioner Karukin moved to accept amendment number 4 from AECOM. Commissioner Kopelman seconded the motion.

All were in favor and the motion carried unanimously.

K. West Construction, Inc. Change Order #2 – Approval to construct 1,000 sf of additional multipurpose room space at the Community Center – Roger M. Carlton, Interim Town Manager
Town Manager Roger Carlton mentioned that he would like authority on this item.

Commissioner Karukin made a motion to approve the item. Commissioner Olchyk seconded the motion, which carried unanimously.

L. Resolution Sponsored by County Commissioner Carlos Jimenez - Roger M. Carlton, Interim Town Manager
Town Manager Roger Carlton will report back next month on this item.

M. Photo/Film Permit Program – Roger M. Carlton, Interim Town Manager
Town Manager Roger Carlton spoke about the photo shoot policy. He asked if the town should try to generate more activity.

Peter Glynn spoke in favor of this item and suggested a multi-tier permit fee structure to generate \$30,000 to \$50,000 per year. He mentioned that he interviewed people on Biscayne Drive and they all want to see films being made to make money.

Vice Mayor Graubart expressed concern about the benefits to the residents. Mr. Glynn suggested that the town make the permit fees high enough, rent parking spaces and hire police officers.

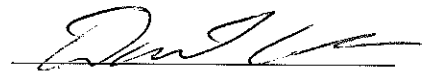
Town Manager Roger Carlton mentioned that if the Town would like to look at the Film Commissioner idea, he will review it and come back with a more detailed ordinance.

Mayor Dietch noted that he will be out of town and needs a volunteer for the Planning and Zoning Board on Thursday. Vice Mayor Graubart will take his place.

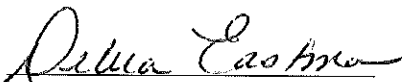
10. Adjournment

The meeting adjourned at 10:25 pm.

Accepted this 8 day of Feb., 2011


Daniel Dietch, Mayor

Attest:


Debra E. Eastman, MMC
Town Clerk