



**Town of Surfside
Regular Town Commission Meeting
MINUTES
December 13, 2017
7 p.m.**

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

1. Opening

A. Call to Order

Mayor Dietch called the meeting to order at 7:05 pm

B. Roll Call of Members

Town Clerk Novoa called the roll with the following members present: Mayor Dietch, Vice Mayor Cohen, Commissioner Gielchinsky, Commissioner Paul and Commissioner Karukin.

C. Pledge of Allegiance

Police Chief Allen led the Pledge of Allegiance

D. Mayor and Commission Remarks – Mayor Daniel Dietch

Members of the Commission wished all happy holidays. Commissioner Paul and Vice Mayor Cohen thanked their colleagues and the town for the opportunity to serve. Commissioner Karukin spoke about the Florida League of Cities in Tallahassee. Mayor Dietch suggested we add this item to a future agenda item.

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

F. Community Notes – Mayor Daniel Dietch

Mayor Dietch announced upcoming community events which can be found in the Gazette and on the Town's website. Commissioner Karukin informed that a new website has been launched and thanked CGA.

2. Quasi-Judicial Hearings

3. Consent Agenda

Commissioner Paul made a motion to approve the consent agenda minus the pulled items. The motion received a second from Commissioner Gielchinsky and all voted in favor

Pulled Items:

-Commissioner Paul pulled Item 3J, page 168. Commissioner Paul suggested changes. Commissioner Karukin made a motion to approve as is. The motion received a second from Commissioner Gielchinsky and the motion carried 3-1 with Commissioner Paul voting in opposition. Vice Mayor Cohen was absent.

Commissioner Paul left the meeting at 11:41 p.m.

-Commissioner Karukin pulled 3A, Item D.
Commissioner Karukin made a motion to approve the minutes. The motion received a second from Commissioner Gielchinsky and the motion carried 3-0 with Commissioner Paul and Vice Mayor Cohen absent.

-Mayor Dietch pulled Item 3E
Commissioner Karukin made a motion to approve the pulled items from the consent agenda. The motion received a second from Commissioner Gielchinsky and the motion carried 3-0 with Commissioner Paul and Vice Mayor Cohen absent.

A. Minutes – Sandra Novoa, MMC, Town Clerk

- **November 14, 2017 Regular Commission Meeting Minutes**

***B. Town Manager's Report** – Guillermo Olmedillo, Town Manager

***C. Town Attorney's Report** – Weiss Serota, Town Attorney

D. Committee Reports – Guillermo Olmedillo, Town Manager

- August 3, 2017 Pension Board Meeting Minutes
- October 2, 2017 Tourist Board Meeting Minutes
- November 6, 2017 Tourist Board Meeting Minutes

- E. **Deco Bikes, LLC Concession Agreement Renewal - Guillermo Olmedillo, Town Manager (Item pulled by Mayor Dietch)**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING THE FIRST AMENDMENT TO CONCESSION AGREEMENT WITH DECO BIKE, LLC; PROVIDING FOR AUTHORIZATION AND IMPLEMENTATION OF THE AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Dietch directed the Manager to ask for no more than a three-year term with flexibility on years of agreement. The Commission discussed the item and were in agreement.

- F. **Interlocal Memorandum of Understanding (MOU) for the retention of the Lehman Center for Transportation Research at Florida International University to assess the existing shuttle bus services and provide a recommendation on transit routes – Guillermo Olmedillo, Town Manager**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING THE MEMORANDUM OF UNDERSTANDING (“MOU”) WITH THE VILLAGE OF BAL HARBOUR AND THE TOWN OF BAY HARBOR ISLANDS TO RETAIN THE LEHMAN CENTER FOR TRANSPORTATION RESEARCH AT FLORIDA INTERNATIONAL UNIVERSITY (FIU LCTR) TO ASSESS SHUTTLE BUS SERVICES; AUTHORIZING THE TOWN TO ENTER INTO AN AGREEMENT WITH FIU LCTR FOR SUCH SERVICES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Approved on consent.

- G. **Proposed Agreement with the Miami-Dade State Attorney’s Office to Prosecute Criminal Municipal Ordinances - Guillermo Olmedillo, Town Manager**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING THE AGREEMENT BETWEEN THE TOWN OF SURFSIDE, FLORIDA AND THE STATE OF FLORIDA, OFFICE OF THE STATE ATTORNEY FOR THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA, FOR REIMBURSEMENT TO THE STATE FOR THE COST OF STATE ATTORNEY PROSECUTION OF CRIMINAL VIOLATIONS OF THE TOWN OF SURFSIDE CODE; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING THE TOWN MANAGER AND TOWN OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

Approved on consent.

H. Seawall Coalition Resolution– Daniel Dietch, Mayor

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA PROVIDING FOR THE TOWN TO JOIN THE SEAWALL COALITION AND SUPPORTING ITS POLICIES; AUTHORIZING THE TOWN MANAGER TO TRANSMIT THIS RESOLUTION TO THE SEAWALL COALITION; AND PROVIDING FOR AN EFFECTIVE DATE.

Approved on consent.

I. High Definition Network Managed System Upgrade - Guillermo Olmedillo, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING THE GENERAL TERMS AND CONDITIONS, CUSTOMER CARE SERVICE AGREEMENT, SOFTWARE LICENSE AGREEMENT AND ADDENDUM (COLLECTIVELY, AGREEMENT) WITH AUDIO VISUAL INNOVATIONS, INC./SIGNAL PERFECTION, LTD. FOR THE HIGH DEFINITION NETWORK MANAGED BROADCAST SYSTEM; PROVIDING FOR AUTHORIZATION AND IMPLEMENTATION OF THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

Approved on consent.

J. Public Information Outreach for Charter Amendment - Guillermo Olmedillo, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING PUBLIC INFORMATION OUTREACH FOR PROPOSED CHARTER AMENDMENT AND AUTHORIZING THE EXPENDITURE OF FUNDS FROM THE FISCAL YEAR 2017/2018 BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Item pulled by Commissioner Paul

4. Ordinances

A. Second Reading Ordinances

1. Ethics Ordinance – Guillermo Olmedillo, Town Manager

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING ARTICLE VII. - “CODE OF ETHICS” BY AMENDING SECTION 2-230 TO PROVIDE FOR CONTINUING APPLICATION FOR TWO YEARS AFTER TOWN SERVICE; AMENDING SECTION 2-231 PROHIBITING CERTAIN APPEARANCES AND LOBBYING BY CURRENT PERSONNEL, OFFICERS, COMMITTEE AND BOARD MEMBERS; AND AMENDING SECTION 2-235 (1) TO AMEND THE DEFINITION OF LOBBYIST; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Novoa read the title of the ordinance.

The Town Attorney spoke on the item and changes were made on page 178 Section 2-231(D) (typo correction) and on page 176 Section 2-229 (C) amended.

The Mayor opened the public hearing. No one wishing to speak the Mayor closed the public hearing.

Commissioner Karukin made a motion to approve as amended. The motion received a second from Commissioner Paul and all voted in favor.

2. Ordinance providing for medical marijuana dispensaries and imposing restrictions for pharmacies and medical marijuana dispensaries – Guillermo Olmedillo, Town Manager

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY AMENDING SECTION 90-2, “DEFINITIONS”; AND BY AMENDING SECTION 90-41, “REGULATED USES”, TO CHANGE THE LIST OF PERMITTED USES RELATED TO DRUG STORES AND MEDICAL MARIJUANA DISPENSARIES AND PROVIDE RELATED REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Novoa read the title of the ordinance.

The Mayor opened the public hearing. No one wishing to speak the Mayor closed the public hearing.

Commissioner Gielchinsky made a motion to approve. The motion received a second from Commissioner Paul and the motion carried 3-2 with Commissioner Karukin and Vice Mayor Cohen voting in opposition.

B. First Reading Ordinances

1. Freeboard Modification – Guillermo Olmedillo, Town Manager

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 42 “FLOODS”, SECTION 42-92 “SPECIFIC STANDARDS” TO ADDRESS LOWEST FLOOR ELEVATION REQUIREMENTS FOR SINGLE FAMILY RESIDENTIAL STRUCTURES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Novoa read the title of the ordinance. Town Manager Olmedillo presented the item.

The Town Attorney confirmed that this ordinance does not affect the Town’s Charter.

Commissioner Karukin made a motion to approve. The motion received a second from Commissioner Paul and all voted in favor.

2. Roof Height Modification – Guillermo Olmedillo, Town Manager

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90 “ZONING,” SECTION 90-2 “DEFINITIONS,” TO REVISE THE MEASUREMENT OF ROOF HEIGHT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Novoa read the title of the ordinance. Town Manager Olmedillo gave a visual presentation. Town Attorney Arango confirmed that this ordinance does not affect the Town’s Charter. Commissioners Gielchinsky and Paul recognized P&Z Chair Lindsay Lecour and the P&Z Board for all their hard work on this item

Commissioner Karukin made a motion to approve. The motion received a second from Commissioner Paul and all voted in favor.

Commissioner Gielchinsky made a motion to move Item 4B-3 after Good and Welfare and take Item 9B next. The motion received a second from Vice Mayor Cohen and all voted in favor.

3. Town Commission Transmittal of the Comprehensive Plan EAR-Based Amendments - Guillermo Olmedillo, Town Manager

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN'S COMPREHENSIVE PLAN BY ADOPTING THE EVALUATION AND APPRAISAL BASED COMPREHENSIVE PLAN AMENDMENTS; AUTHORIZING TRANSMITTAL; PROVIDING FOR SEVERABILITY; CONFLICTS; AND FOR AN EFFECTIVE DATE.

Town Clerk Novoa read the title of the ordinance.

Town Manager Olmedillo stated that there are a number of updates that were added to the Comprehensive Plan. The one update that has attracted the most attention was the reduction of densities for the use of hotels in the areas between Collins Avenue and Harding Avenue. This was discussed during a joint meeting in May with the Planning and Zoning Board and Sustainability Subcommittee and the general direction was to look at the low end of density in that corridor particularly for hotels. There was opposition from an existing hotel which could become non-conforming due to the change as well as a property owner who is interested in constructing a hotel.

Commissioner Gielchinsky informed the Commission and provided an update from the Planning and Zoning Board meeting. Overall, they were pleased to recommend most of the amendments with the exception of the suggestion of updating the hotel allowable densities. After some discussion, the Planning and Zoning Board voted to recommend to the Town Commission to move forward on first reading with the density portion removed from the EAR based amendments and to have the Planning and Zoning Board study the density issue to be incorporated into a future change or to not move forward with first reading so that the Planning and Zoning Board can do a study to make more of a substantive recommendation.

Commissioner Paul commented that she would like to move forward and possibly amend the density portion. She does not want to remove it completely because she thinks there is a purpose in lowering the density but the issue is also bulk and mass. She recommended raising the numbers.

Commissioner Karukin suggested that the Moderate High Density Residential be reduced to match the residential number. The zone that was the most contentious was the Moderate Density Residential/Tourist. He believes that more research should be done on that item but approve the transmission.

Commissioner Karukin and Commissioner Paul both agreed to wanting to change the Moderate Density Residential/Tourist to 79 allowable rooms per acre.

Mayor Dietch opened the public hearing and the following members of the public spoke on the item:

-Sholom Lipskar

-Joel Simmonds - Commissioner Gielchinsky made a motion to extend 30 seconds speaking time. The motion received a second from Commissioner Paul and all voted in favor.

- Matthew Barnes - Commissioner Gielchinsky made a motion to extend 2 minutes speaking time. The motion received a second from Commissioner Paul and all voted in favor.

No one else wishing to speak, the Mayor closed the public hearing.

Commissioner Gielchinsky commented that this could create unintended consequences. He does not feel that he is in a position to move this forward with the density requirements being modified as proposed or with any other number that he has not had an opportunity to look into. Commissioner Gielchinsky suggested moving this ordinance forward without the density change and study it further or send it back to the Planning and Zoning Board for further review.

Discussion ensued regarding some of the concerns of the speakers.

Town Manager Olmedillo stated that the Town Commission needs to determine whether to address building size or density. He suggested that the Town Commission create a policy by the end of 2018 and that it be sent by the January deadline to be in compliance.

Mayor Dietch stated that it makes sense to him to transmit the plan and have it on time before the end of the year and to add the policy to study the impact so that the Commission articulates what the outcome is that they want and utilize the right tools.

Town Manager Olmedillo clarified that at a past meeting the direction to the Town Planner with regards to the density was to make them comparable. He hesitates to create numbers without doing the analysis.

After some discussion, Commissioner Gielchinsky motioned to approve the ordinance on first reading with the future land use elements item discussing density in the Moderate Density Residential and Moderate High Density Residential land use categories deleted but otherwise approving the EAR based amendments and this ordinance on first reading. The motion received a second from Vice Mayor Cohen and the motion carried 3-2 with Commissioner Karukin and Commissioner Paul voting in opposition.

Commissioner Gielchinsky motioned to direct Staff to bring the issue of density and any other planning tools that can be used to accomplish the intensity studies back to the Town Commission for further discussion of the policy that they may wish to transmit to the Planning and Zoning Board for further study.

After some discussion, Commissioner Gielchinsky amended his motion to direct Staff to schedule a meeting between the Town Commission and the Planning and Zoning Board to further discuss this item in February 2018. The motion was seconded by Vice Mayor Cohen and all voted in favor.

5. Resolutions and Proclamations

- A. Approval for work authorization No. 102 to Calvin Giordano & Associates, Inc. for services related to the Surfside Traffic Signal Modifications at the intersection of 95th Street and Harding Avenue – Guillermo Olmedillo, Town Manager**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING A WORK AUTHORIZATION TO CALVIN GIORDANO & ASSOCIATES, INC. TO PROVIDE GENERAL ENGINEERING SERVICES FOR TRAFFIC SIGNAL MODIFICATIONS AT THE INTERSECTION OF 95th STREET AND HARDING AVENUE; AUTHORIZING THE TOWN MANAGER TO IMPLEMENT THE TERMS AND CONDITIONS OF THE WORK AUTHORIZATION; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE WORK AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Novoa read the title of the resolution.

Commissioner Gielchinsky recused himself from this item. Town Manager Olmedillo presented the item and said he has been in negotiations with the applicant to review cost recovery. The Commission discussed the item.

Passing the gavel, Mayor Dietch made a motion to approve. The motion received a second from Vice Mayor Cohen. The Mayor rescinded the motion.

Commissioner Karukin made a motion to defer the item to next month and to direct the Town Manager to negotiate with the applicant to review the cost recovery process. Passing the gavel, the Mayor seconded the motion. The motion passed 4-0 with Commissioner Gielchinsky absent from the vote.

- B. Resolution urging the Florida Legislature and the Florida Public Service Commission to require the expeditious conversion of overhead electric distribution facilities to underground facilities; further urging the Florida Public Service Commission to condition any Hurricane Irma related cost recovery sought by the State's power utility providers on such providers' required conversion of their electric distribution facilities to underground facilities – Commissioner Daniel Gielchinsky**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, URGING THE FLORIDA LEGISLATURE AND THE FLORIDA PUBLIC SERVICE COMMISSION TO REQUIRE THE EXPEDITIOUS CONVERSION OF OVERHEAD ELECTRIC DISTRIBUTION FACILITIES TO UNDERGROUND FACILITIES; FURTHER URGING THE FLORIDA PUBLIC SERVICE COMMISSION TO CONDITION ANY HURRICANE IRMA COST RECOVERY SOUGHT BY THE STATE'S POWER COMPANIES ON SUCH COMPANIES' REQUIRED CONVERSION OF THEIR OVERHEAD ELECTRIC DISTRIBUTION FACILITIES TO UNDERGROUND FACILITIES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Novoa read the title of the resolution. Commissioner Gielchinsky presented the item.

Commissioner Karukin made a motion to adopt the resolution. The motion received a second from Commissioner Paul. Commissioner Karukin made a friendly amendment on page 216 whereas "cost savings as described below." Commissioner Gielchinsky and Commissioner Paul accepted the amendment. The motion carried with all voting in favor.

6. Good and Welfare -The Mayor opened Good and Welfare

Public Speakers:

- Jeffery Platt spoke on beach chairs, permits and violators
- Grace Murtada spoke on traffic concerns
- Victor May – spoke on various items
- Clara Diaz Leal Parker spoke on traffic concerns

No one else wishing to speak the Mayor closed Good and Welfare.

Members of the Commission and the Town Manager addressed some of the speakers concerns. For the record, the Town Clerk said she had not received a recent public request from Mr. May.

7. Town Manager and Town Attorney Reports

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

8. Unfinished Business and New Business

Vice Mayor Cohen left the meeting at 10:20 p.m.

9. Mayor, Commission and Staff Communications

A. Artificial Grass – Guillermo Olmedillo, Town Manager

Town Manager Olmedillo presented the item. The Commission discussed the item and a representative from CGA provided more information.

Commissioner Gielchinsky made a motion to request CGA to prepare a white paper on the pros and cons of environmental issues and other considerations relating to the use of artificial grass, and to direct code compliance staff to hold off further enforcement efforts. Commissioner Paul made a friendly amendment that documents on this issue be collected from universities and colleges.

Commissioner Gielchinsky revised his motion and made a motion to request CGA to prepare a white paper on the pros and cons of environmental issues and other considerations relating to the use of artificial grass. The motion received a second from Commissioner Paul and the motion carried 3-1 with Commissioner Karukin voting in opposition and Vice Mayor Cohen absent.

B. Legislative Priorities 2018 – Guillermo Olmedillo, Town Manager

Manny Reyes representing our lobbyist Fausto Gomez gave an update.

Commissioner Karukin suggested that the Town Commission create a list of items for the Town Lobbyist to address at the Public Service Commission Meeting.

Commissioner Gielchinsky recommended that if this resolution is passed, to reach out to the City of Miami Beach to see if they have a similar interest in creating a resolution and working together and Mayor Dietch suggested sending the resolution to the Miami-Dade County League of Cities and the Florida League of Cities for them to distribute. As the Miami-Dade County League of Cities Town Representative, Commissioner Karukin stated that he would be in favor of passing this resolution on to the Leagues if passed tonight.

To clarify for Commissioner Karukin, Mayor Dietch explained that there are some communities that have had the rates modified or loans forgiven from the State revolving loans. The Town has been asking every year since they borrowed the funds through the State revolving loan but there has been no traction yet.

Commissioner Paul commented on the floating LED barges in the ocean. Mr. Reyes stated that the proximity of the shore needs to be determined and depending on that, it

may fall under the authority of the Fish and Wildlife Commission. He requested that some documentation such as photos to further look into the matter. Mayor Dietch requested that staff get more information on this matter to share with our lobbyist.

Mayor Dietch had the following clarifications:

- Add a reference to working cooperatively with Bal Harbour under the renovations of beach ends and improving the 96th Street end. Mr. Reyes advised the Commission on dollars that were provided to the Governor from the House for economic development/job growth and the request for more funding. He suggested that the Town focus on zeroing in on those funds when speaking to neighboring municipalities.
- request funding for a transmitter for the southern part of the Town
- exploring opportunities for solar panels at municipal buildings

After some discussion, Mr. Reyes suggested that the Town Commission add Senate bill 658 and House bill 585 which expands the use of tourism development taxes to items needed to increase tourist related business activities such as transportation and sewer projects. It would take the bed tax and allow the use of it for transportation and sewer projects.

Mr. Reyes also recommended that the Town Commission add Public Education to their list to continue to monitor the Required Local Effort (RLE).

Commissioner Karukin made a motion to direct the Town Manager to transmit to our lobbying team a list of priorities. The motion was seconded by Commissioner Paul and all voted in favor.

- C. Purchase of Equipment and Repair and Maintenance of Public Works and Utilities Infrastructure** – Guillermo Olmedillo, Town Manager
Town Manager Olmedillo presented the item. The spending limits for the Town Manager were discussed.

Commissioner Karukin made a motion to accept. Commissioner Gielchinsky made a friendly amendment to add “routine” and not only preventive repairs, maintenance and replacement. Commissioner Karukin amended his motion to accept Commissioner Gielchinsky’s amendment. The motion received a second from Commissioner Gielchinsky and the motion carried 3-0 with Commissioner Paul absent for the vote and Vice Mayor Cohen absent.

- D. Tree Planting, Maintenance and Placement of Mulch in the Public Right-Of-Way** – Guillermo Olmedillo, Town Manager
Town Manager Olmedillo presented the item.

Commissioner Paul made a motion to direct the Town Manager to come back with legislation regarding trees, tree mulching and right of ways. The motion received a second from Commissioner Gielchinsky and the motion carried 4-0 with Vice Mayor Cohen absent.

Commissioner Karukin made a motion to extend the meeting to 11:30 p.m. The motion received a second from Commissioner Gielchinsky and the motion carried 3-1 with Commissioner Paul voting in opposition.

E. Additional Sustainability Initiatives – Mayor Daniel Dietch

Mayor Dietch presented the item and suggested directing the Town Manager to move forward on each initiative. The Commission discussed the item and presented their views regarding solar panels and Florida Ygrene.

Mayor Dietch would like to bring back next month the item on solar panels with additional information. Commissioner Gielchinsky made a motion to bring back the item next month. The motion received a second from Commissioner Paul and all voted in favor with Vice Mayor Cohen absent.

Commissioner Gielchinsky made a motion to refer item Exhibit B-green roof requirements to the Planning and Zoning Board for further consideration. The motion received a second from Commissioner Paul and all voted in favor with Vice Mayor Cohen absent.

Commissioner Gielchinsky made a motion to direct the Town Manager to move forward with Exhibit D- Florida Green Local Government Designation Standards and come back with a plan. The motion received a second from Commissioner Paul and all voted in favor with Vice Mayor Cohen absent.

Commissioner Gielchinsky made a motion to move forward with the Plastic Bag and Plastic Straw Ban. The motion received a second from Commissioner Paul and all voted in favor with Vice Mayor Cohen absent.

Commissioner Paul made a motion to evaluate the uses of organic fertilizer/herbicide requirements. The motion received a second from Commissioner Gielchinsky and all voted in favor with Vice Mayor Cohen absent.

Commissioner Karukin made a motion to move forward the Rain Barrel Workshop. The motion received a second from Commissioner Gielchinsky and all voted in favor with Vice Mayor Cohen absent.

F. SeeClickFix - Guillermo Olmedillo, Town Manager
Manager Olmedillo presented the item

Commissioner Karukin made a motion to not renew. The motion received a second from Commissioner Gielchinsky. Voting was tied with Commissioners Karukin and Gielchinsky for and Mayor Dietch and Commissioner Paul in opposition with Vice Mayor Cohen absent.

Commissioner Paul made a motion to renew one more year and seek other options. Passing the gavel, the motion received a second from Mayor Dietch. Voting was tied with Commissioner Paul and Mayor Dietch for and Commissioner Karukin and Gielchinsky in opposition with Vice Mayor Cohen absent.

Consensus amongst the Commission was to leave it up to the Town Manager's discretion to make the correct decision.

- G. Ordinance permitting law enforcement to consider potential anti-Semitic motivation for criminal offenses** – Commissioner Daniel Gielchinsky
Commissioner Gielchinsky presented the item.

Commissioner Paul made a motion to approve. The motion received a second from Commissioner Gielchinsky. The motion passed 3-1 with Commissioner Karukin voting in opposition with Vice Mayor Cohen absent.

Commissioner Gielchinsky made a motion to extend the meeting five minutes. The motion received a second from Commissioner Paul and all voted in favor.

- H. Board and Committees Vacancies [Verbal]** – Sandra Novoa, MMC, Town Clerk
➤ *Police Department Pension Trust – At Large*
No appointments were made.

- I. Annual Town Manager Performance Evaluation** – Mayor Daniel Dietch
Mayor Dietch presented the item. Deadline for submission is December 26, 2017.

Commissioner Karukin made a motion to accept. The motion received a second from Commissioner Paul and all voted in favor with Vice Mayor Cohen absent.

10. Adjournment

Commissioner Karukin made a motion to adjourn. The motion received a second from Commissioner Gielchinsky and all voted in favor. Meeting adjourned at 11:45 p.m.


Respectfully submitted,

Accepted this _____ day of _____, 2018

Attest:



Sandra Novoa, MMC
Town Clerk



Daniel Dietch, Mayor