

RESOLUTION NO. 14 - 2261

A RESOLUTION OF THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING THE TOWN ADMINISTRATION TO RETAIN HAZARDOUS SUBSTANCE AND WASTE MANAGEMENT RESEARCH, INC. ("HSWMR") TO ASSIST THE TOWN IN THE EVALUATION OF POTENTIAL ENVIRONMENTAL AND HEALTH RISKS RELATED TO THE BEACH SAND IN SURFSIDE, FLORIDA; AUTHORIZING THE TOWN MANAGER TO EXECUTE AN AGREEMENT FOR RETENTION OF HSWMR FOR THE TOXICOLOGY EVALUATION OF THE SURFSIDE BEACH SAND; AUTHORIZING THE APPROPRIATION AND EXPENDITURE FROM THE 2013/2014 FISCAL YEAR BUDGET NOT TO EXCEED \$38,000.00 FROM THE GENERAL FUND, NON-DEPARTMENTAL ACCOUNT NO. 001-7900-590-3110; PROVIDING FOR AUTHORIZATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Thomas Tepper, P.E. from Terracon Consultants, Inc. presented the Town with the test results of sand which showed that all readings were within normal/acceptable levels except arsenic which exceeded the State's recommended default residential levels for arsenic; and

WHEREAS, in response to the residents' concerns expressed at the May 9, 2014 Town Commission Meeting, the Town Commission authorized the Town Manager to execute an agreement for retention of Hazardous Substance and Waste Management Research, Inc. ("HSWMR") for the toxicology evaluation of the Surfside Beach Sand in order to analyze and assess any health, welfare or safety issues of the community; and

WHEREAS, the Town Commission of the Town of Surfside believes it is in the Town's best interest to retain HSWMR for the toxicology evaluation due to the urgent nature of the issue which necessitated immediate action to be taken by the Town Commission; and

WHEREAS, the Town Commission of the Town of Surfside, Florida believes it is in the Town's best interest to enter into an agreement with HSWMR for the toxicology evaluation of the Surfside beach sand; and

WHEREAS, the Town Commission hereby amends the FY 2013/14 Budget and appropriates the amount of from the FY 2013/2014 Budget of no more than \$38,000.00 from the general fund, non-departmental account No. 001-7900-590-3110.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF 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. Authorization to Execute Agreement. The Town Commission hereby authorizes the Town Manager to execute an agreement subject to the approval as to form and legality by the Town Attorney.

Section 3. Authorization to Expend Funds. The Town Manager is authorized to expend funds from the FY 2013/2014 Budget of no more than \$38,000.00 from the general fund, non-departmental account No. 001-7900-590-3110 to implement the terms and conditions of the Agreement.

Section 4. Effective Date. That this Resolution shall be effective immediately upon adoption.


PASSED and ADOPTED on this 9th day of September 2014.

Motion by Vice Mayor Tourgeman,


Second by Commissioner Karukin.

FINAL VOTE ON ADOPTION

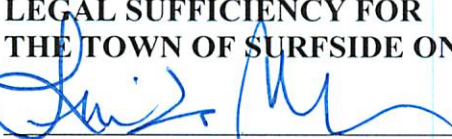
Commissioner Barry Cohen yes
Commissioner Michael Karukin yes
Commissioner Marta Olchyk yes
Vice-Mayor Eli Tourgeman yes
Mayor Daniel Dietch yes



Daniel Dietch, Mayor

ATTEST:


Sandra Novoa, Town Clerk

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


Linda Miller, Town Attorney