**Town of Surfside**
**Town Commission Meeting**
**AGENDA**
**SUPPLEMENTAL 2**
**October 9, 2012**
**7 p.m.**
Town Hall Commission Chambers - 9293 Harding Ave, 2nd Floor
Surfside, FL 33154

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. **Employees of the Quarter – Priscilla Krutules, Randy Stokes, Jose Nodarse, Josvani Iglesias, Julio Emilio, Gaspar Matos and Scott Harrison** – Yamileth Slate-McCloud, Human Resources Manager
   H. **Police Officer of the Month of July – Sgt Jay Matelis, Officer Loxley Arch, Officer Bryant Luke** – David Allen, Chief of Police
   I. **Police Civilian of the Month of July – Communications Supervisor Susie Sperbeck** – David Allen, Chief of Police
   J. **Police Officer of the Month of August – Sgt. Julio Torres** – David Allen, Chief of Police
   K. **Police Civilian of the Month of August – Executive Assistance Dina Goldstein** – David Allen, Chief of Police

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, 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.**

**** 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.***

*A. **Minutes** - September 10, 2012 – First Budget Hearing **Page 1 - 3**
September 19, 2012 – Regular Commission Meeting **Page 4 - 13**
September 24, 2012 – Second Budget Hearing **Page 14 - 15**
September 24, 2012 – Special Commission Meeting **Page 16 - 17**

B. **Budget to Actual Summary as of July 31, 2012** – Donald Nelson, Finance Director **Page 18 - 19**

*C. **Town Manager's Report (Points of Light)** – Roger M. Carlton, Town Manager **Page 20 - 70**

*D. **Town Attorney's Report** – Lynn M. Dannheisser, Town Attorney **Page 71 - 76**

*E. **Projects Progress Report** – Calvin, Giordano and Associates, Inc. **Page 77 - 79**

F. **Committee Minutes**– Roger M. Carlton, Town Manager (***The most recent approved minutes have been included)***

- August 6, 2012 – Parks and Recreation Committee Meeting **Page 80 - 81**
- August 6, 2012 - Tourist Board Meeting **Page 82 - 83**
- June 28, 2012 Planning and Zoning Board Meeting **Page 84 - 86**

## 4. Ordinances

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

### A. Second Readings (Ordinances and Public Hearing)

*1. **Amendment to Floodplain Ordinance per FEMA** – Lynn Dannheisser, Town Attorney **Page 87 – 95** *(Cover memo included)*

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 42 AND SPECIFICALLY SECTION 42-41 "DEFINITIONS"; SECTION 42-76 "PERMIT PROCEDURES"; SECTION 42-77 "DUTIES AND RESPONSIBILITIES OF THE FLOODPLAIN ADMINISTRATOR"; SECTION 42-91 "GENERAL STANDARDS"; SECTION 42-92 "SPECIFIC STANDARDS"; AND SECTION 42-95 COASTAL HIGH HAZARD AREAS (V-ZONES) 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**

2. **Spa Ordinance** – Sarah Sinatra, Town Planner **Page 96 – 100** *(There may be a second supplemental agenda with modifications to this ordinance)*

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90 ZONING AND MORE SPECIFICALLY SECTION 90-41(d)(7) REGULATED USES INCLUDING SPAS; PROVIDING FOR INCLUSION IN THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.**

*3. **Amending Chapter 90 – Zoning and Amending Section 90-56.1 Construction Fencing** – Lynn Dannheisser, Town Attorney **Page 101 - 112**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90 "ZONING" AND SPECIFICALLY AMENDING SECTION 90-56.1 "CONSTRUCTION FENCING" OF THE TOWN OF SURFSIDE CODE OF ORDINANCES TO RENUMBER AND SUPPLEMENT WITH SECTION 90.56.1.B AND TO INCLUDE A REQUIREMENT THAT ALL CONSTRUCTION SITES SHALL PROVIDE A CONSTRUCTION FENCE TO SECURE THE SITE–UNTIL THE COMPLETION OF CONSTRUCTION; PROVIDING FOR INCLUSION IN THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.**

***(Set for approximately 8:45 p.m.) (Note: Good and Welfare must begin at 8:15)***

**B. First Reading Ordinances**

*1. **Reduced Rate for Solid Waste Removal** – Donald Nelson, Finance Director **Page 113 - 116**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING SECTION 66-35, "SCHEDULE OF FEES" OF THE CODE OF ORDINANCES TO ESTABLISH A NEW RATE FOR SOLID WASTE REMOVAL TO DOWNTOWN BUSINESSES ABOVE STREET LEVEL WITH A 25% FEE REDUCTION WHICH SHALL BE EFFECTIVE OCTOBER 1, 2012; PROVIDING FOR INCLUSION IN THE CODE BY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.**

***2. Building Frontage Ordinance** – Vice Mayor Michael Karukin **Page 117 - 124**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY AMENDING CHAPTER 90 ZONING; SECTION 90-51 MAXIMUM FRONTAGE OF BUILDINGS; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.**

***3. Amendment to Chapter 90 Planning & Zoning to Merge Function of DRB into P&Z Board funcions** – Lynn Dannheisser, Town Attorney **Page 125 - 135**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90 "ZONING" BY DISSOLVING THE DESIGN REVIEW BOARD AND CONSOLIDATING THE DESIGN REVIEW FUNCTION INTO THE EXISTING FUNCTIONS OF THE PLANNING AND ZONING BOARDS, CHANGING MEMBERSHIP RQUIREMENTS FOR PLANNING & ZONING BOARD; AND PROVIDING FOR FILLING OF VACANCIES AND SPECIFICALLY AMENDING SECTIONS 90-15 "MEMBERSHIP/QUORUM, MINIMUM QUALIFICATIONS, OFFICERS, TERMS OF OFFICERS, VACANCIES, GENERAL REGULATIONS, RECOMMENDATIONS, EXPENDITURES, INDEBTNESS"; SECTION 90-17 "POWERS AND DUTIES"; SECTION 90-18 "DESIGN REVIEW BOARD"; SECTION 90-19 "SINGLE-FAMILY AND TWO-FAMILY DEVELOPMENT REVIEW PROCESS"; SECTION 90-20 "DEVELOPMENT REVIEW REQUIREMENTS FOR SUBMITTALS OTHER THAN SINGLE-FAMILY AND TWO-FAMILY"; SECTION 90-23 "CONDITIONAL USES"; AND SECTION 90-70 "SIGN PERMITS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**5. Resolutions and Proclamations**
***(Set for approximately 9:15 p.m.) (Note: Depends upon length of Good and Welfare)***

**A. Interlocal Agreement with Miami Dade County for Public Transportation Services** – Roger M. Carlton, Town Manager *(Town Manager will provide verbal report)*

**A RESOLUTION OF THE TOWN COMMISSION FOR THE TOWN OF SURFSIDE, FLORIDA ("TOWN"), AUTHORIZING AND DIRECTING THE TOWN MANAGER AND TOWN CLERK TO ENTER INTO AN AGREEMENT WITH MIAMI-DADE COUNTY TO PROVIDE PUBLIC TRANSPORTATION SERVICES TO THE RESIDENTS OF THE TOWN AND FOR THE TOWN TO PROVIDE ALTERNATIVE SUPPLEMENTAL PUBLIC TRANSIT THROUHOUT THE TOWN ON A DESIGNATED ROUTE AND SCHEDULE; 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, 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**

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

***A. Committee Appointments** – Sandra Novoa, Town Clerk **Page 136 - 137**
***B. Calvin Giordano & Associates (CGA) Agreement** - Roger M. Carlton, Town Manager **Page 138 - 181**
***C. Setting Priorities to Give Direction to the Town Manager and Town Attorney** – Roger M. Carlton, Town Manager **Page 182 - 185**
**D. Commission for Florida Law Enforcement Accreditation** – David Allen, Chief of Police **Page 186**
**E. Report on PACE Program** – Mayor Daniel Dietch (SET FOR TIME CERTAIN 7:30 P.M.) **Page 187 - 190**

F. **Interpersonal Styles Management and Priority Setting** – Mayor Daniel Dietch **Page 191**
G. **Regulating Home Offices** – Mayor Daniel Dietch **Page 192 – 198**
H. **Commissioner "Round Table" Get Together** – Commissioner Joe Graubart **(Linked to Item 9F)**
I. **Formalization of Authority to Complete the Water/Sewer/Storm Drainage Project (WSSD) Within a Budget of $23,635,381 - Roger M. Carlton, Town Manager**

**10. Adjournment**

Respectfully submitted,

Roger M. Carlton
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 ARE DISABLED; WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE TOWN CLERK AT 305-893-6511 EXT. 226 NO LATER THAN FOUR DAYS PRIOR TO SUCH PROCEEDING. HEARING IMPAIRED PERSONS MAY CONTACT THE TDD LINE AT 305-893-7936.

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.