



**Town of Surfside
Town Commission Meeting
AGENDA
April 9, 2013
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. Officers of the Month of March 2013 – Sgt. Patrick McKenna and Detective Marian Valino – Chief of Police David Allen**
- H. Recognition of Lieutenant Rory Alberto for Completing the FBI National Academy – Chief of Police David Allen**
- I. Recognition of Commissioner Michelle Kligman from the School Board of Miami Dade County for Spearheading the Bullying Program – 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, 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** – March 12, 2013 Regular Commission Meeting Minutes **Page 1 - 14**
March 18, 2013 Special Commission Meeting Minutes **Page 15 - 16**
- B. **Budget to Actual Summary as of January 30, 2013** – Donald Nelson, Finance Director **Page 17 - 19**
- *C. **Town Manager’s Report (Points of Light)** – Roger M. Carlton, Town Manager **Page 20 - 56**
- *D. **Town Attorney’s Report** – Linda Miller, Interim Town Attorney **Page 57 - 60**
- *E. **Projects Progress Report** – Calvin, Giordano and Associates, Inc. **Page 61 - 63**
- F. **Committee Reports** – Roger M. Carlton, Town Manager (*Note: Vice Mayor Karukin has requested that Committee minutes appear on the Consent Agenda. The most recent approved minutes have been included*) **Page 64 - 80**
 - December 17, 2012 Parks and Recreation Committee Meeting Minutes
 - December 18, 2012 Downtown Vision Advisory Committee Parking Structure Feasibility Study Subcommittee Meeting Minutes
 - January 7, 2013 Tourist Board Meeting Minutes
 - February 4, 2013 Tourist Board Meeting Minutes
 - February 11, 2013 Parks and Recreation Committee Meeting Minutes
 - March 20, 2013 Downtown Vision Advisory Committee Parking Structure Feasibility Study Subcommittee Meeting Minutes

4. **Ordinances**

(Set for approximately 9:15 p.m.) (*Note: Good and Welfare must begin at 8:15*)

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

- *1. **Outdoor Dining Ordinance** – Sarah Sinatra, Town Planner **Page 81 - 103**

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90 “ZONING”, ARTICLE IV “DISTRICT REGULATIONS” AND SPECIFICALLY AMENDING SECTION 90-41 “REGULATED USES” OF THE TOWN OF SURFSIDE CODE OF ORDINANCES ADDING OUTDOOR DINING AS A PERMITTED USE IN THE SD-B40 ZONING DISTRICT; 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 9:30 p.m.) (Note: Good and Welfare must begin at 8:15)

B. First Reading Ordinances

- 1. Corner Clearance Ordinance – Sarah Sinatra, Town Planner Page 104 - 116**

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING CHAPTER 90 “ZONING” AMENDING CODE SECTION 90-52 “REQUIRED CLEARANCES” AND STRIKING CODE SECTION 90-92 “SIGHT TRIANGLES AND CLEARANCES”; 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 9:45 p.m.) (Note: Depends upon length of Good and Welfare)

- *A. Town Hall Janitorial Services – John DiCenso, Interim Public Works Director Page 117 - 128**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING THE AGREEMENT WITH KELLY JANITORIAL SERVICES INC., FOR JANITORIAL SERVICES THROUGHOUT TOWN HALL; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE.

- B. Isaac Singer Boulevard Signage – John DiCenso, Interim Public Works Director Page 129 - 134**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA; AUTHORIZING A CORRECTION TO STREET SIGN NAME FROM "ISAAC SINGER BOULEVARD" TO "ISAAC BASHEVIS SINGER BOULEVARD; AUTHORIZING APPROXIMATELY \$1400 TO REPLACE THE EXISTING SIGNS AND INSTALL TWO (2) GROUND MOUNTED MEMORIAL DESIGNATION SIGNS AT EACH END OF 95TH STREET WHICH WERE NOT PART OF THE ORIGINAL PROJECT; PROVIDING FOR AN EFFECTIVE DATE.

***C. Resolution In Opposition to House Bill 999 – Roger M. Carlton, Town Manager
Page 135 - 141**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, URGING THE HONORABLE GOVERNOR AND THE STATE OF FLORIDA LEGISLATURE TO OPPOSE THE PROPOSED HOUSE BILL 999 “ENVIRONMENTAL REGULATION” LIMITING A MUNICIPALITY’S ABILITY TO REQUEST ADDITIONAL INFORMATION FROM A DEVELOPMENT APPLICANT AFTER A PRE-APPLICATION MEETING; PROVIDING FOR AUTHORIZATION; PROVIDING FOR AN EFFECTIVE DATE.

D. Expressing Sympathy to the Family of Susan McGlynn, Head Librarian for the Town of Surfside – Tim Milian, Parks and Recreation Director Page 142 - 144

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA; EXPRESSING SYMPATHY TO THE FAMILY OF SUSAN MCGLYNN, HEAD LIBRARIAN FOR THE TOWN OF SURFSIDE FOR 17 YEARS; AUTHORIZING PLACEMENT OF A MEMORIAL BRICK IN THE SURFSIDE COMMUNITY CENTER; PROVIDING FOR AN EFFECTIVE DATE.

***E. FY 12/13 Proposed Mid-Year Budget Amendment Resolution – Roger M. Carlton, Town Manager (To be delivered under separate cover)**

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.

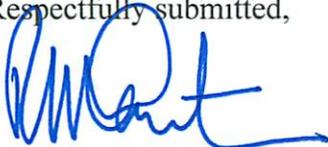
8. Unfinished Business and New Business

9. Mayor, Commission and Staff Communications

- A. **Financing the Proposed Conversion of Overhead Utilities to Underground – Commissioner Joe Graubart Page 145-153**
- B. **Severance/Compensation – Commissioner Joe Graubart Page 154**
- C. **Town Calendar – Commissioner Joe Graubart Page 155**
- D. **Commission Directive: Town Manager Short Term Priorities – Commissioner Joe Graubart Page 156 - 162**
- E. **Surfside Walking Path – Commissioner Marta Olchyk Page 163**
- F. **Performance Pay for Town Manager – Vice Mayor Michael Karukin Page 164**
- *G. **FPL Undergrounding Update Seven – Roger M. Carlton, Town Manager Page 165 - 167**
- H. **Surfside Ballot Question(s) for the March Election of 2014; Regarding Multi-level Parking Garage(s) – A/K/A Parking Structures and Their Location (s) – Commissioner Joe Graubart Page 168 - 170**
- I. **Short Term Parking Meters 15-30 Minutes – Commissioner Joe Graubart Page 171 - 172**
- J. **Donation of \$250 to the Miami Lighthouse in Memory of Frances Estelle Kopelman – Roger M. Carlton, Town Manager Page 173**
- *K. **Miami Dade County Special Election Regarding Sun Life Stadium Improvements Conflicting with Regularly Schedule Town Commission Meeting on May 14, 2013 – Roger M. Carlton, Town Manager Page 174-175**
- L. **50,000 Guests at the Community Center – Tim Milian, Parks and Recreation Director Page 176**
- *M. **FY 11/12 Comprehensive Annual Financial Report (CAFR) Acceptance – Finance Director Donald Nelson (SET FOR TIME CERTAIN 7:45 PM) Page 177 - 180**
- *N. **Traffic Study (Please bring the Traffic Study book provided in December 2012) – Roger M. Carlton, Town Manager (SET FOR TIME CERTAIN 8:30 PM) Page 181**
- *O. **Parking Structure Feasibility Study –Roger M. Carlton, Town Manager (SET FOR TIME CERTAIN 9:00 PM)**

10. Adjournment

Respectfully submitted,



Roger M. Carlton
Town Manager

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.