



**Town of Surfside
Special Town Commission Meeting
MINUTES**

April 23, 2013

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 7:03 P.M.

B. Roll Call of Members

Town Clerk Sandra Novoa called the roll with the following members present: Mayor Dietch, Vice Mayor Karukin, Commissioner Kligman and Commissioner Graubart. Commissioner Olchyk was absent

C. Pledge of Allegiance

Chief of Police David Allen led the Pledge of Allegiance

2. Quasi-Judicial Hearings

Please be advised that the following items on the Agenda are Quasi-Judicial in nature. If you wish to object or comment upon an item, please complete a Public Speaker's Card indicating the agenda item number on which you would like to comment. You must be sworn before addressing the Town Commission and you may be subject to cross-examination. If you refuse to submit to cross-examination, the Town Commission will not consider your comments in its final deliberation. Please also disclose any Ex-Parte communications you may have had with any members of the Town Commission. Town Commission members must also do the same.

A. Surf Club Application for Amended Site Plan – Roger M. Carlton, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF SURFSIDE, FLORIDA, APPROVING AN APPLICATION FOR AMENDED SITE PLAN, PURSUANT TO SECTION 90-41 ET SEQ. OF THE ZONING CODE, TO PERMIT A 285 UNIT CONDOMINIUM/HOTEL INCLUDING A GOURMET SPECIALTY FOOD PRODUCT STORE, A FOUR STAR HOTEL WITH A FIRST CLASS QUALITY SPA, ROOF TOP DECKS, POOLS, 668 PARKING SPACES, TANDEM PARKING, AND 24 HOUR VALET PARKING CONSISTING OF THREE 12-STORY BUILDINGS ON THE EAST SIDE OF COLLINS AVENUE AND TWO 4-STORY BUILDINGS ON THE WEST SIDE OF COLLINS AVENUE, AND CONDITIONAL USES, PURSUANT TO SECTION 90-23-2 OF THE ZONING CODE, TO PERMIT THE

DEVELOPMENT OF STRUCTURED PARKING, HOTEL SWIMMING POOLS, JACUZZI, OUTDOOR DINING, LOUNGES/BARS, AND A ROOF TOP BAR, ALL WITH AN ADDRESS OF 9011 COLLINS AVENUE, SURFSIDE, FL, AS SUBMITTED BY THE SURF CLUB, INC., SUBJECT TO CERTAIN CONDITIONS WHICH SHALL BE INCLUDED IN A RECORDED COVENANT RUNNING WITH THE LAND, AND PROVIDING FOR A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

Town Clerk Sandra Novoa swore in everyone wishing to speak in favor of or against the item.

Town Attorney Linda Miller spoke about the process and asked the Town Commission if anyone had ex-parte communications with the Applicant or any objector.

Commissioner Graubart stated that he met with the Town Manager, Town Staff and the Applicant a well.

Commissioner Kligman stated that she had no ex-parte communications with the Applicant.

Vice Mayor Karukin stated that he had ex-parte communications with the Applicant.

Mayor Dietch stated that he had ex-parte communications with the Applicant.

Town Planner Shelley Eichner introduced the item to the Town Commission.

Alexander Tachmes, Shutts & Bowen, representing the Applicant, presented the item to the Town Commission.

Architect Kobi Karp presented a power point presentation to the Town Commission with the proposed changes.

Mayor Dietch opened the public hearing.

Lynne Ohalpin representing the Beach House spoke in favor of the site plan amendment.

No one else wished to speak on the item. Mayor Dietch closed the public hearing.

Commissioner Graubart asked a question if the beach easement was the same as the one recently approved for the Chateau. Special Counsel Nancy Stroud responded affirmatively. He also asked if the proposal was in accordance with the Town's Charter and the Town's Comprehensive Plan. Special Counsel Nancy Stroud responded affirmatively. Commissioner Graubart asked the applicant if it was possible to have a Safety Officer on site during construction and he referred to item 5, page 19 of the Agenda Packet. Alexander Tachmes representing the applicant agreed to grant that request. Commissioner Graubart would like to add a traffic study to the 91st street and he referred to item 15, page 15.

Vice Mayor Karukin asked if the Town could use the just finalized Town Traffic Study to be able to secure the traffic signal at 91st street. Town Manager Roger M. Carlton stated that the Surf Club was conducting their own traffic study.

Commissioner Kligman stated that it is very rare that a project comes back in front of the board to reduce size and that she is very pleased with the proposed amendment. She made a clarification regarding her ex-parte communication that she e-mailed the applicant but never met in person.

Commissioner Kligman made a motion to approve the site plan amendments with the following conditions:

- Applicant will work cooperatively with the Town to apply for a traffic signal on 91st street and will appeal any denial of the traffic signal with the Florida Department of Transportation (FDOT).
- Applicant will provide a police officer on an as needed basis in consideration with the Town's Police Department at the crosswalk at intersection of 91st street and Collins Avenue if a traffic signal is not approved.
- Applicant will assign a safety officer during construction to ensure that vehicles entering Collins Avenue are clear of sand, dust and debris.
- Applicant will sift sand to remove stones/cobbles in the area east of 90th Street to the hardpack.
- If a traffic signal is approved on 91st street, applicant will provide a second outbound lane on Collins Avenue.
- Applicant will provide \$25,000 to the Parent Teacher Association (PTA) of Ruth K. Broad K-8 Center for the sole purpose to support the Building a Better Playgrounds Program.

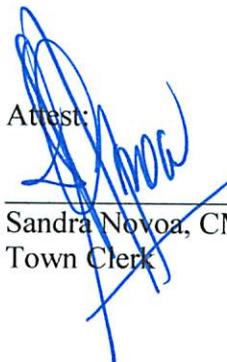
The motion received a second from Vice Mayor Karukin. The motion carried 4-0 with Commissioner Olchyk absent.

3. Adjournment

There being no further business to come before the Commission, the meeting adjourned at 8:04 p.m.

Accepted this 15th day of May, 2013

Attest:



Sandra Novoa, CMC
Town Clerk



Daniel Dietch, Mayor