



**Town of Surfside  
Town Commission Meeting  
MINUTES  
March 8, 2016  
7 p.m.**

Town Hall Commission Chambers - 9293 Harding Ave, 2<sup>nd</sup> Floor  
Surfside, FL 33154

**1. Opening**

**A. Call to Order**

Mayor Dietch called the meeting to order at 7:00 P.M.

**B. Roll Call of Members**

Town Clerk Sandra Novoa called the roll with the following members present: Mayor Dietch, Commissioner Karukin and Commissioner Cohen. Vice Mayor Tourgeman and Commissioner Olchyk were absent for the roll call.

Commissioner Olchyk arrived at 7:01 p.m. Vice Mayor Tourgeman arrived at 7:02 p.m.

**C. Pledge of Allegiance**

Police Chief Allen led the Pledge of Allegiance

As a point of privilege the Mayor paid tribute to former Vice Mayor Novak who recently passed away and asked for a moment of silence in her honor.

**D. Mayor and Commission Remarks – Mayor Daniel Dietch**

Commissioner Olchyk thanked the residents for their confidence in her and electing her to the Commission over the past years. Commissioner Cohen also recognized former Vice Mayor Novak. He thanked the residents for allowing him to serve them over the past two years and hopes to come back and serve again. Vice Mayor Tourgeman said it has been an honor to serve the past two years and encourages all to get involved and hopes to serve as a leader in the coming years.

Mayor Dietch said in recognition of her service and involvement in Surfside a “Marta Olchyk Day” was set aside to honor her. The Mayor thanked Commissioner Olchyk for her service to the town and said even though they disagreed on some items it was a pleasure to work with her. He also thanked the community and his colleagues for the privilege of serving the people of Surfside.

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

Vice Mayor Tourgeman made a motion to add Passive Park as a discussion item, 9C. The motion received a second from Commissioner Olchyk and all voted in favor.

**F. Community Notes – Mayor Daniel Dietch**

Mayor Dietch announced the upcoming community events which can be found in the Gazette and on the Town's website. He reminded all of the upcoming Municipal Election and Presidential Primary which will be held on March 15<sup>th</sup>. Vice Mayor Tourgeman gave an update on the Tourist Board. Commissioner Olchyk publically thanked Police Officer Hector Perez for looking after her well beings after the meetings.

**G. Surfside Police Department (SPD) Re-Accreditation – Guillermo Olmedillo, Town Manager**

Manager Olmedillo thanked Commissioner Olchyk for all the help she has given him. He then gave an update on the item and said they have received re-accreditation for another three-year period. Chief Allen also spoke on the item and thanked his command staff and especially Lieutenant John Bambis for which a plaque was given. Mayor Dietch praised Chief Allen for his leadership.

**2. Quasi-Judicial Hearings (None)**

**3. Consent Agenda**

Vice Mayor Tourgeman pulled Item 3C, Item 13, IT and TV Broadcasts. On behalf of the residents, Mayor Dietch pulled Item 3 E.

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

**A. Minutes – Sandra Novoa, MMC, Town Clerk**

**February 9, 2016 Regular Commission Meeting Minutes**

**B. Budget to Actual Summary as of December 31, 2015 – Guillermo Olmedillo, Town Manager**

**\*C. Town Manager's Report – Guillermo Olmedillo, Town Manager**

- 1. See Click Fix**
- 2. Development Applications**
- 3. Commercial Property Maintenance Standards Workshop**  
Pulled by Vice Mayor Tourgeman 3C, Item 13 IT & TV Broadcasts) The Vice Mayor had concerns that when telephone lines went down there was no communication with the Police Dept. Chief Allen responded and said that has been corrected and the Police lines do not go down completely as they have a backup.
- 4. Payments on Code Compliance Cases**
- 5. Programs**
- 6. Police Department Re-Accreditation**
- 7. Police Civilian of the Year**
- 8. Police Department Personnel Changes**
- 9. 2015 Leo Awards Finalists**
- 10. Police Events**

**11. 88<sup>th</sup> Street End/ Beach Access**

**12. Dumpsters**

**13. Information Technology and TV Broadcasts**

**\*D. Town Attorney's Report – Linda Miller, Town Attorney**

**E. Committee Reports – Guillermo Olmedillo, Town Manager**

- November 19, 2015 Pension Board Minutes
- January 20, 2016 Coastal Issues Committee Meeting Minutes
- January 28, 2016 Planning and Zoning Board Meeting Minutes
- March 2, 2016 Coastal Issues Committee Draft Report

(Pulled by Mayor Dietch 3E) Manager Olmedillo gave an update on the Coastal Issues Committee Report and said several meetings were held and were open to the public. The Mayor thought it prudent to have a workshop. Vice Mayor Tourgeman said the workshop should be all inclusive and property owners advised. Commissioner Karukin feels additional work has to be done as he does not agree with some of the Committee's recommendations.

Vice Mayor Tourgeman made a motion not to accept the Coastal Issues Committee Report. The motion received a second from Commissioner Karukin. The Mayor spoke about the Committee and the work they put into it and feels it disrespectful to reject as the report is not a reflection of the content of the report. The motion carried 4/1 with Mayor Dietch voting in opposition.

**Public Speakers:**

- Silvia Coltrane just wanted to say thank you to Commissioner Olchyk.
- Joel Simmonds said his organization is willing to work with the town as everyone has a right to enjoy the beach.
- Larisa Alonso encourages that everyone in the community be advised of the upcoming workshop. She also spoke about beach issues and hopes the new Commission listens to the needs of its residents.
- Deborah Cimadevilla has previously asked that the meetings of this Committee be televised and many residents were not aware of the meetings being held. She also spoke of beach issues they are facing and more to come.
- Ray Marvel was unhappy with the decisions made that have taken away their dream of living on the beach. A big issue is the placing of chairs by groups and which take up space and residents cannot come and place their chairs.
- Elizabeth Cimadevilla said the city has to think about its citizens not just the developers.

**F. Donation to Do the Right Thing Program – Guillermo Olmedillo, Town Manager**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS IN THE AMOUNT OF \$500.00 FOR A DONATION TO THE “DO THE RIGHT THING OF MIAMI, INC.” PROGRAM FROM THE FISCAL YEAR 2015/2016 GENERAL FUND, OTHER GRANTS/AID, ACCOUNT NO. 001-1000-511-8300; PROVIDING FOR APPROVAL AND AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Approved on consent.

**G. Marta Olchyk Day: After-the-Fact Resolution – Mayor Daniel Dietch**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING AN AFTER-THE-FACT PROCLAMATION PROCLAIMING MARCH 8, 2016 AS “MARTA OLCHYK DAY”; PROVIDING FOR APPROVAL AND AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Approved on consent.

**H. Approve a proclamation designating April 17, 2016 as the Town’s Arbor Day to be recognized as a Tree City USA participant and authorize the Mayor to execute – Guillermo Olmedillo, Town Manager**

**A RESOLUTION OF THE TOWN OF SURFSIDE ADOPTING A PROCLAMATION HONORING THE IMPORTANCE OF TREES FOR THE TOWN OF SURFSIDE’S COMMUNITY AND ENVIRONMENT; PROCLAIMING APRIL 17 IN THE TOWN OF SURFSIDE AS “ARBOR DAY”; PROVIDING APPROVAL AND AUTHORIZATION; PROVIDING FOR AN EFFECTIVE DATE.**

Approved on consent.

Commissioner Karukin made a motion to approve the pulled items. The motion received a second from Vice Mayor Tourgeman and all voted in favor.

**4. Ordinances**

**A. Second Reading Ordinances (none)**

**B. First Reading Ordinances (none)**

**5. Resolutions and Proclamations**

**A. Town Commission Climate Change Urging Resolution – Mayor Daniel Dietch**

**A RESOLUTION OF THE TOWN OF SURFSIDE, FLORIDA, URGING THE UNITED STATES CONGRESS TO ESTABLISH A FUND TO FINANCIALLY ASSIST AND SUPPORT LOCAL GOVERNMENTS, SUCH AS THE TOWN OF SURFSIDE, FLORIDA IN DEVELOPING AND IMPLEMENTING SOLUTIONS TO SEA LEVEL RISE AND RELATED IMPACTS; DIRECTING THE TOWN CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO EACH MEMBER OF THE FLORIDA CONGRESSIONAL DELEGATION, EACH MEMBER OF THE MIAMI-DADE COUNTY COMMISSION AND EACH MAYOR OF THE MUNICIPALITIES IN MIAMI-DADE COUNTY; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR APPROVAL AND AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk Sandra Novoa read the title of the resolution. Mayor Dietch gave an update on the item

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

**B. Approval to improve the Southwest parking lot at Town hall – Guillermo Olmedillo, Town Manager**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING THE EXPENDITURE OF FUNDS FOR THE RESTRUCTURING AND REPAVING OF THE TOWN HALL SOUTHWEST PARKING LOT; AMENDING THE TOWN'S BUDGET FOR FISCAL YEAR 2015/2016; AUTHORIZING THE APPROPRIATION AND EXPENDITURE IN THE AMOUNT OF \$30,000.00 FROM THE FISCAL YEAR 2015/2016 MUNICIPAL PARKING FUND, IMPROVEMENTS OTHER THAN BUILDING ACCOUNT; ACCOUNT NO. 402-9500-545-6310; PROVIDING FOR APPROVAL AND AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk Sandra Novoa read the title of the resolution.

Manager Olmedillo gave an update on the item. Director Joe Kroll gave more details on the item. Commissioner Olchyk questioned the amount of money being spent and feels it is not justified. Commissioner Karukin supported the item. Vice Mayor Tourgeman asked the Manager where the money was coming from since it was not a budgeted item. The Manager said it was coming from the parking fund.

Commissioner Karukin made a motion to approve. The motion received a second from Commissioner Cohen. The motion carried 3/2 with Vice Mayor Tourgeman and Commissioner Olchyk voting in opposition.

**C. Resolution Authorizing Issuance of a contract for mandated smoke testing of the sanitary sewer system utilizing a previously competitive bid contract with a vendor providing similar services within the State – Guillermo Olmedillo, Town Manager**

Town Clerk Sandra Novoa read the title of the resolution. Chris Giordano from CGS presented the item.

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS IN THE AMOUNT OF \$11,238.49 TO CONTRACT WITH USSI TO PROVIDE SEWER SMOKE TESTING SERVICES FROM THE FISCAL YEAR 2015/2016 WATER AND SEWER FUND, ACCOUNT NO. 401-9900-536-3110; PIGGYBACKING OFF THE COMPETITELY BID CONTRACT AWARDED BY TOHO WATER AUTHORITY; PROVIDING FOR APPROVAL AND AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

The Mayor asked that the residents be informed of the project so they are not alarmed when seeing smoke coming out of the sewer.

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

**D. Approval for work authorization No. 96 to Calvin Giordano & Associates for Traffic Signal Modification Engineering – Guillermo Olmedillo Town Manager**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING CALVIN, GIORDANO & ASSOCIATES, INC. WORK AUTHORIZATION NO. 96 FOR ENGINEERING, SURVEYING AND DESIGN SERVICES FOR MODIFICATION TO THE EXISTING TRAFFIC SIGNALS; AMENDING THE TOWN'S BUDGET FOR FISCAL YEAR 2015/2016; AUTHORIZING THE APPROPRIATION AND EXPENDITURE IN THE AMOUNT OF \$84,994.62 FROM THE CITIZENS INDEPENDENT TRANSPORTATION TRUST FUND FROM THE FISCAL YEAR 2015/2016 MUNICIPAL TRANSPORTATION FUND RESERVES, ACCOUNT NO. 107-8500-549-3110; PROVIDING FOR APPROVAL AND AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk Sandra Novoa read the title of the resolution.

Manager Olmedillo presented the item. Chris Giordano from CGA clarified that this was not a study. Commissioner Olchyk thought this was outrageously expensive and said she was told that DOT could handle this. Mr. Giordano said DOT could not do this and any information she may have gotten to get this done cheaper was incorrect. He gave further details on what needs to be done. Mayor Dietch asked Manager Olmedillo his thoughts and the Manager said he felt this was a fair proposal. Commissioner Karukin had questions which Mr. Giordano answered to his satisfaction. Vice Mayor Tourgeman also had questioned light timing and did not agree with Mr. Giordano's response.

Commissioner Karukin made a motion to approve. The motion received a second from Commissioner Cohen. The motion carried 3/2 with Vice Mayor Tourgeman and Commissioner Olchyk voting in opposition.

**E. Recommendation to the United States Coast Guard to Support the Modification of the Operating Schedule for the 63 Street Bridge and the 96 Street Bridge – Guillermo Olmedillo, Town Manager**

**A RESOLUTION OF THE TOWN OF SURFSIDE, FLORIDA, SUPPORTING THE UNITED STATES COAST GUARD MODIFICATION OF THE OPERATING SCHEDULE OF THE 63<sup>RD</sup> STREET BRIDGE ACROSS INDIAN CREEK, MILE 4.0 AT MIAMI BEACH, FLORIDA, PURSUANT TO DOCKET NUMBER USCG-2015-0940; URGING THE UNITED STATES COAST GUARD TO CONSIDER MODIFICATIONS TO THE OPERATING SCHEDULE OF THE 96<sup>TH</sup> STREET BRIDGE ACROSS BAY HARBOR ISLANDS; DIRECTING THE TOWN CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE FEDERAL ERULEMAKING PORTAL, THE CLERK OF THE CITY OF MIAMI BEACH, THE CLERK OF THE TOWN OF BAY HARBOR ISLANDS, THE CLERK OF THE VILLAGE OF BAL HARBOUR, THE CLERK OF THE CITY OF NORTH MIAMI AND THE CLERK OF MIAMI-DADE COUNTY; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR APPROVAL AND AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

Town Clerk Sandra Novoa read the title of the resolution.

Manager Olmedillo presented the item. Chief Allen gave more details on the item.

Commissioner Karukin made a motion to approve. The motion received a second from Commissioner Olchyk. The motion carried 4/1 with Vice Mayor Tourgeman absent for the vote.

## **5. Good and Welfare**

Mayor Dietch opened the public speaking.

### Public Speakers:

-Sandra Argow thanked the Commission for sharing their time and service to Surfside and feels they have left the town better than when they first took office.

-Dr. Marvin Shuster spoke about speeding cars and the installation of speed bumps as no one pays attention to stop signs.

Steven Parker spoke about the Shul traffic and pick-up of children in the alley which causes lots of traffic in the residential area. He also spoke in general about traffic on Byron and 95<sup>th</sup> and gave some suggestions. He asked that when planning for the expansion of the business district consideration be given to traffic which may reflect on residential streets.

-Rebecca Shionis spoke about environmental change and the adding of parking lots only encourages the use of more cars. She also asked for more bike racks and more pedestrian friendly crossings. She feels we should reduce the amount of garbage pickups and increase the amount of recycling pickups.

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

The Mayor commented on the traffic issues by the Shul and also addressed environmental change and explained why some decisions are made. Commissioner Cohen spoke on access to the beach ocean for those who are in wheelchairs. Commissioner Olchyk commented on pedestrian access to cross streets even to go to a Publix.

## **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**

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

- A. Recommendation to Modify the Travel Lanes at 90 Street and Harding Avenue** – Guillermo Olmedillo, Town Manager  
Manger Olmedillo presented the item. There was a visual on the item.  
Chief Allen gave details on the item.

The Mayor opened the item to public hearing.

### Public Speakers:

-Konrad Danza had concerns especially on one-way traffic and construction.

-Deborah Cimadevilla agrees with Mr. Danza and would like to see a traffic light there. She also said we need to do something about Byron Ave.

-Elizabeth Cimadevilla agrees with Mr. Danza and does not think this is the solution to the problem. She believes a traffic light would help and thinks another solution should be looked at and all residents should have a say in this as this may be putting neighbor against neighbor.

The Mayor asked Chief Allen to address why some of the suggestions made were rejected by FDOT. He indicated that they have put in for a grant to put a pedestrian blinking light. Pedestrian safety was very much discussed. After hearing from the speakers, Commissioner Karukin was not too sure if this was the right way to go. Commissioner Cohen feels we have to look at this more closely and was concerned with the comment made by Ms. Cimadevilla regarding "neighbor against neighbor." Vice Mayor Tourgeman suggested having a gate bar on 94<sup>th</sup> Street and Abbott where residents would have a transponder.

Passing the gavel, the Mayor made a motion to direct the City Manager to come up with a comprehensive Traffic Mitigation Program and to put initiatives together as to everything that has been done and what can be done. Also, to have a workshop with the community within 45 days from now and present it to the new Commission. The motion received a second from Commissioner Olchyk and all voted in favor.

**B. Condominium Termination Law Urging Resolution – Mayor Daniel Dietch**

Mayor Dietch presented the item. He asked members of the Commission if they had been approached by condo residents for help. Commissioner Olchyk said she was told by some residents that they are being forced to move out of their homes. Commissioner Cohen feels this should be left for the new Commission as this is a very complex matter.

Commissioner Olchyk made a motion to have the town attorney look into it. Passing the gavel, Mayor Dietch seconded. The motion failed with Vice Mayor Tourgeman, Commission Cohen and Commissioner Karukin voting in opposition.

Commissioner Karukin and Commissioner Cohen changed their mind and a new vote was taken. The motion carried 4/1 with Vice Mayor Tourgeman in opposition.

Public Speaker Barbara Cohen said this is a moot point and it is too late now for this legislation session.

Commissioner Cohen made a motion to take Item 3E before Item 9C. The motion received a second from Commissioner Olchyk and all voted in favor.

**C. Passive Park (Item added by Vice Mayor Tourgeman)**

The Vice Mayor asked that the Commission consider a play area for children at the Community Center.

Vice Mayor Tourgeman made a motion to have the Parks and Recreation Dept. go to the process of exploring some play equipment for children in the back of the Community center. The motion received a second from Commissioner Karukin. Mayor Dietch reminded that there is a 5-year capital plan in place. Commissioner Karukin made a friendly amendment that the deliberation includes the 5-year plan. Vice Mayor Tourgeman accepted the amendment. The motion passed with all voting in favor.

**10. Adjournment**

The meeting adjourned at 10:02 pm.

Respectfully submitted,

Accepted this 12<sup>th</sup> day of April, 2016

  
\_\_\_\_\_  
Daniel Dietch, Mayor

Attest:

  
\_\_\_\_\_  
Sandra Novoa, MMC  
Town Clerk