



**Town of Surfside  
Regular Town Commission Meeting  
AGENDA**

**Tuesday, December 13, 2022**

**7:00 PM**

Commission Chambers - 9293 Harding Avenue  
Surfside, FL 33154

***Rule 7.05 Decorum. Any person making impertinent or slanderous remarks or who becomes boisterous while addressing the commission shall be barred from further appearance before the commission by the presiding officer, unless permission to continue or again address the commission is granted by the majority vote of the commission members present. No clapping, applauding, heckling or verbal outbursts in support or opposition to a speaker or his or her remarks shall be permitted. Signs or placards may be disallowed in the commission chamber by the presiding officer. Persons exiting the commission chambers shall do so quietly.***

***Rule 6.06 (a)3 Agenda. The good and welfare portion of the agenda set for 8:15 p.m. shall be restricted to discussion on subjects not already specifically scheduled on the agenda for discussion and debate. In no event shall this portion of the agenda be allotted more than 45 minutes with each speaker to be given no more than three minutes, unless by vote of a majority of the members of the commission present, it is agreed to extend the time frames. Likewise, commission members shall be restricted to speaking three minutes each unless an extension is granted in the same manner as set forth in the prior sentence.***

***Any person who received compensation, remuneration or expenses for conducting lobbying activities is required to register as a lobbyist with the Town Clerk prior to engaging in lobbying activities per Town Code Sec. 2-235. "Lobbyist" specifically includes the principal, as defined in this section, as well as any agent, officer or employee of a principal, regardless of whether such lobbying activities fall within the normal scope of employment of such agent, officer or employee. The term "lobbyist" specifically excludes any person who only appears as a representative of a not-for-profit community-based organization for the purpose of requesting a grant without special compensation or reimbursement for the appearance; and any person who only appears as a representative of a neighborhood, homeowners or condominium association without compensation for the appearance, whether direct or indirect or contingent, to express support of or opposition to any item.***

***Per Miami Dade County Fire Marshal, the Commission Chambers has a maximum capacity of 99 people. Once this capacity has been reached, people will be asked to watch the meeting from the first floor.***

1. **Opening**
  - 1.A **Call to Order**
  - 1.B **Roll Call of Members**
  - 1.C **Pledge of Allegiance**
  - 1.D **Mayor and Commission Remarks** - Mayor Shlomo Danzinger
  - 1.E **Agenda and Order of Business** Additions, deletions and linkages
  - 1.F **Community Notes** - Mayor Shlomo Danzinger

2. **Quasi-Judicial Hearings**

3. **Consent Agenda**

*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 that an item be removed from the Consent Agenda and discussed separately. If the public wishes to speak on a matter on the consent agenda they must inform the Town Clerk prior to the start of the meeting by completing a speaker card. They will be recognized to speak prior to the approval of the consent agenda.*

- 3.A **Approval of Minutes** - Sandra N. McCready, MMC., Town Clerk
  - [11-15-2022 Regular Town Commission Meeting Minutes.pdf](#)
  - [11-15-2022 Special Town Commission Meeting Minutes.pdf](#)
  - [11-15-2022 Town Commission Workshop Minutes.pdf](#)
  - [11-29-2022 Special Town Commission Meeting-Quasi-Judicial Hearing Minutes.pdf](#)

- 3.B **Downtown Walkability Design and Public Outreach** - Andrew Hyatt, Town Manager
  - [Resolution Approving and Authorizing Expenditure of Funds to Marlin Engineering for Downtown Walkability Study - Phase 2](#)
  - [Exhibit A - Scope Downtown Walkability Phase 2.pdf](#)

- 3.C **Fiscal Year 2023 Budget Amendment Resolution No. 3** - Andrew Hyatt, Town Manager

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING BUDGET AMENDMENT NO. 3 FOR THE FISCAL YEAR 2023 BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

[Resolution Approving Budget Amendment No. 3.](#)  
[FY 2023 Budget Amendment No 3.pdf](#)

- 3.D **Approval of License Agreement with Florida Department of Transportation (FDOT) for Town Right of Way Use for Crosswalk Improvements at the**

**Intersection of 88<sup>th</sup> Street and Harding Avenue - Andrew Hyatt, Town Manager**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING A LICENSE AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR USE OF THE TOWN RIGHT-OF-WAY ON 88TH STREET AND VETERANS PARK IN CONNECTION WITH CROSSWALK IMPROVEMENTS AT THE INTERSECTION OF 88<sup>TH</sup> STREET AND STATE A1A HARDING AVENUE (FDOT PROJECT NO. 443899); AUTHORIZING EXPENDITURE OF FUNDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

[45L1263-Reso Approving License with FDOT - Crosswalk Improvements 88th St and Harding Avenue.DOCX](#)  
[Exhibit A - License Agreement](#)

**3.E Authorization to Purchase a Spare Sanitary Sewer 60 HP HOMA Submersible Pump to Replaced Damaged Sewer Pump - Andrew Hyatt, Town Manager**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING AND AUTHORIZING THE PURCHASE OF A SPARE SANITARY SEWER 60 HP HOMA SUBMERSIBLE PUMP FROM BARNEY'S PUMPS INC.; FINDING THAT THE PURCHASE IS EXEMPT FROM COMPETITIVE BIDDING PURSUANT TO SECTION 3-13(7)(F) OF THE TOWN CODE AS A PUBLIC WORKS OR UTILITIES PURCHASE FOR TOWN INFRASTRUCTURE FACILITIES; AUTHORIZING THE TOWN MANAGER TO ENTER INTO A PURCHASE ORDER FOR SUCH PURCHASE; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

[Resolution Approving and Authorizing Purchase of Spare Sanitary Sewer Pump.DOCX](#)  
[Exhibit A - Pump Quote](#)

**3.F Civic Plus Annual Agreement - Town Clerk, Sandra McCready**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING THE PURCHASE OF SUPPLEMENTATION SERVICES FROM CIVICPLUS, LLC FOR CODIFICATION OF TOWN ORDINANCES IN MUNICODE; FINDING THAT THE PURCHASE IS EXEMPT FROM COMPETITIVE BIDDING PURSUANT TO SECTIONS 3-13(2) AND (7)(j) OF THE TOWN CODE; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

[Resolution Approving CivicPlus Supplement Services Agreement - Annual Rate](#)  
[Exhibit A - CivicPlus Statement of Work - Supplementation Services.pdf](#)  
[Exhibit B - Civic Plus Agreement.DOCX](#)

**4. Ordinances**

**Second Reading**

**First Reading**

**5. Resolutions and Proclamations**

***If the public wishes to speak on a matter on this section of the agenda, they must inform the Town Clerk by completing a speaker card and they will be recognized to speak prior to the approval of any resolution..***

**5.A Authorization to Incorporate Decorative Street Signs and Poles as Part of Utilities Undergrounding Project Based on Staff Recommendation - Andrew Hyatt, Town Manager**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, INCORPORATING DECORATIVE STREET SIGNS AND TRAFFIC CONTROL POLES INTO THE TOWN'S UTILITY UNDERGROUNDING PROJECT; SELECTING A DESIGN OPTION FOR the DECORATIVE POLES AND BASE DESIGN; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

[Exhibit A - "Decorative Street Pole"](#)

[Exhibit B - "FDOT Stop Sign Proposal"](#)

[Exhibit C - " Vendor Estimates and Template"](#)

[Resolution Incorporating Street Name Signs into Undergrounding Project.DOCX](#)

[Exhibit A](#)

**5.B Key to the Town of Surfside and Brick Request - Shlomo Danzinger, Mayor**  
[Key to the Town Request Form - Sally Heyman.pdf](#)

**6. Good and Welfare (Set for approximately 8:15 p.m.)**  
***Public comments for subjects or items not on the agenda.***

**7. Town Manager and Town Attorney Reports**

**7.A Town Manager's Report - December 2022 - Town Manager Andrew Hyatt**  
[2022-12\\_December\\_Town\\_Manager\\_s\\_Report.pdf](#)

**7.B Town Attorney's Report - Town Attorney Lillian Arango**  
[Town Attorney's Report.DOCX](#)

**8. Unfinished Business and New Business**

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

**10. Adjournment**

Respectfully submitted,

Andrew Hyatt  
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 THAT ARE DISABLED; WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE TOWN CLERK AT 305-861-4863 EXT. 226 NO LATER THAN FOUR DAYS PRIOR TO SUCH PROCEEDING.

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.townofsufsidefl.gov](http://www.townofsufsidefl.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.



## MEMORANDUM

ITEM NO. 3.A

**To:** Honorable Mayor, Vice-Mayor and Members of the Town Commission  
**From:** Sandra N. McCready, MMC., Town Clerk  
**Date:** December 13, 2022  
**Subject:** **Approval of Minutes**

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[11-15-2022 Regular Town Commission Meeting Minutes.pdf](#)

[11-15-2022 Special Town Commission Meeting Minutes.pdf](#)

[11-15-2022 Town Commission Workshop Minutes.pdf](#)

[11-29-2022 Special Town Commission Meeting-Quasi-Judicial Hearing Minutes.pdf](#)



**Town of Surfside  
Regular Town Commission Meeting  
MINUTES**

**November 15, 2022  
7:00 PM**

Commission Chambers - 9293 Harding Avenue  
Surfside, FL 33154

**1. Opening**

Mayor Danzinger called the meeting to order at 7:10 p.m.

**1A. Roll Call of Members**

Town Clerk McCready called the roll with the following members present:

Present: Mayor Shlomo Danzinger, Vice Mayor Jeff Rose, Commissioner Marianne Meisheid, Commissioner Nelly Velasquez and Commissioner Fred Landsman.

Also present were Town Manager Andrew Hyatt, Assistant Town Manager Jason Greene, Town Attorney Lillian Arango and Town Attorney Tony Recio.

**1B. Call to Order**

**1C. Pledge of Allegiance**

Chief Torres provided the pledge of allegiance.

**1D. Mayor and Commission Remarks - Mayor Shlomo Danzinger**

Mayor Danzinger expressed their sympathy to the family of a Surfside resident who passed away. He spoke regarding the paddletopia event and thanked the Tourist Board even though there were obstacles. He wished his daughter Chashi a happy 9th birthday.

Vice Mayor Rose spoke regarding the Veteran's Day event and thanked the Town. He stated that they love their Public Works Department and they are not privatizing that department and asked the Town Manager for confirmation.

Town Manager Hyatt stated that at no given time was there any talk about privatizing the Public Works Department.

Commissioner Meisheid thanked the staff for all their hard work and they are doing a fantastic job.

Commissioner Landsman thanked everyone and wished everyone a happy thanksgiving. He also spoke about the great Veteran's Day event as well as the paddletopia event. He acknowledged the hard work and great effort of their Planning and Zoning Department and acknowledged some of the members present.

Commissioner Velasquez thanked the entire staff including the Police Department, Town Manager and Town Clerk. She spoke regarding the misinformation regarding the privatizing solid waste services.

## **1E. Agenda and Order of Business Additions, deletions and linkages**

A motion was made by Commissioner Landsman to add items 2D (Parking Trust Fund) and item 2E (Incorporating Sustainability and Resiliency Into Town Planning) from the 5:30 Special Town Commission meeting under item 9 (Mayor, Commission and Staff Communications) to this agenda, seconded by Vice Mayor Rose. The motion carried with a 5-0 vote.

Mayor Danzinger spoke regarding tonight's agenda and the length of this agenda for tonight's meeting.

A motion was made by Mayor Danzinger requesting to move item 3E (Authorization to Purchase a Schwarze Industries A4 Storm 4.5 Cubic Yard Regenerative Air Street Sweeper Using Sourcewell Contract Number 093021-SWZ) under item 5 (Resolutions and Proclamations) as new item 5I , item 3M (Hawthorne Tot Lot Upgrades) item 5 (Resolutions and Proclamations) as new item 5A, and to defer item 3K (Tourist Board Multi-Year Event Agreement: Third Thursdays) and item 3L (Tourist Board Multi-Year Event Agreement: Music on the Beach) which are Tourist Board items to the December meeting due to the fact that the Tourist Board was unable to meet in November and provide their recommendations, seconded by Commissioner Landsman. The motion carried with a 5-0 vote.

Tourism and Communications Director Trigueros stated that what they were going to choose was the actual events but the vendors were approved.

Vice Chair Jacobson from the Tourist Board stated that there was no discussion of multi-year contracts.

Tourism and Communications Director Trigueros stated that the multi-year contracts was per the discussion by the Commission.

Mayor Danzinger asked if they are locked in or do they have an option to cancel.

Tourism and Communications Director Trigueros stated that they are able to cancel.

Vice Chair Jacobson stated that these vendors are already doing work with the Town and does not see why it should be multi-year contracts.

Mayor Danzinger asked the Commission if they want to defer it or vote on the item.

Town Manager Hyatt stated that the Commission requested a multi-year contract.

Mayor Danzinger stated that he remembers that if they want a multi-year contract then it would have to come before the Commission.

Commissioner Meisheid stated she is fine with the multi-year contract.

Mayor Danzinger stated that he is asking if this commission wants to bypass the Tourist Board since they weren't able to meet.

**1F. Community Notes - Mayor Shlomo Danzinger**

Mayor Danzinger encourages everyone to reach out to the elected officials and reminded everyone about the decorum statement.

**1G. Presentation of the 2022 Public Pension Standards Award for Funding and Administration - Andrew Hyatt, Town Manager**

Town Manager Hyatt introduced the item.

**2. Quasi-Judicial Hearings**

**3. Consent Agenda**

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Mayor Danzinger opened public comment.

The following individuals from the public spoke:

Gerardo Vildostegui spoke regarding the purchase of the police vehicles.

Ben Jacobson spoke regarding the items being purchased including the police radios. He spoke regarding the park design.

A motion was made by Vice Mayor Rose to approve the consent agenda minus the pulled items, seconded by Commissioner Meisheid. The motion carried with a 5-0 vote.

**3A. Approval of Minutes - Sandra N. McCreedy, MMC., Town Clerk**

Approved on consent.

[10-12-2022 Special Town Commission Meeting Minutes.pdf](#)

[10-12-2022 Regular Town Commission Meeting Minutes.pdf](#)

**3B. Approval of 2023 Meeting Calendar - Sandra N. McCreedy, MMC, Town Clerk**

Minutes  
Regular Town Commission Meeting  
Tuesday, November 15, 2022

Approved on consent.  
[2023 Agenda Deadline Dates.pdf](#)

**3C. Purchase of Radios for the Police Department** - Andrew Hyatt, Town Manager

Town Administration recommends approval of the authorization to expend for radios for the Police Department in the amount of \$277,986.95.

Approved on consent.  
[Resolution Approving Purchase of Police Radios.DOCX](#)  
[Exhibit A - Piggyback Agreement - Motorola Solutions Inc - Radios and Related Services.DOCX](#)  
[Appendix A-Miami Dade County Contract with Motorola.pdf](#)  
[Appendix B: Surfside PD - Motorola Quote Per Miami-Dade Contract D-10253 Contract](#)

**3D. Authorization for Expenditure to Update the Zoning Code and Design Guidelines** - Andrew Hyatt, Town Manager

The Town Administration recommends authorization of up to \$40,000 to Marlin Engineering to update the Zoning Code and Design Guidelines.

Approved on consent.  
[Resolution Authorizing Expenditure for Zoning Code & Design Guidelines Update Exhibit A - Scope of Work Zoning Code Design Stds FY2023.docx](#)

**3E. Authorization to Purchase a Schwarze Industries A4 Storm 4.5 Cubic Yard Regenerative Air Street Sweeper Using Sourcewell Contract Number 093021-SWZ** - Andrew Hyatt, Town Manager

Town Administration is seeking Town Commission authorization to purchase a Schwarze Industries A4 Storm 4.5 Cubic Yard Regenerative Air Street Sweeper using Sourcewell Contract Number 093021-SWZ for a total amount of \$198,575 purchased from Tampa Crane and Body.

Item was moved to be heard after item after old item 5G new item 5H (Fiscal Year 2023 Budget Amendment Resolution No. 2).

Town Clerk McCready read the title of the resolution into the record.

Mayor Danzinger opened public comment.

There were no public speakers

Mayor Danzinger closed public comment.

Mayor Danzinger spoke regarding the RFP process and spoke regarding everything skipping the RFP process. He stated that he wanted to make sure they felt

comfortable with the pricing they received.

Commissioner Landsman also agrees with the Mayor and would be in favor of going out to bid.

Public Works Director Gomez stated that they did look at the pricing out there and they also looked at the Sheriff's contracts and spoke regarding the cost and lead time for delivery.

A motion was made by Vice Mayor Rose to extend the meeting for 30 minutes at 11:04 p.m., seconded by Commissioner Landsman. The motion carried with a 5-0 vote.

A motion was made by Vice Mayor Rose to approve the resolution, seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

[Exhibit B - Sourcewell Authorization Letter](#)

[Attachment A - "Street Sweeper"](#)

[Resolution Authorizing Purchase Of Street Sweeper](#)

[Exhibit A - Quote / Cost Proposal](#)

**3F. Approving and Authorizing the Purchase of Nine (9) 2023 Police Vehicles, Together with Emergency Lighting Equipment, Graphics, Radio Equipment and Radio Programming - Andrew Hyatt, Town Manager**

Town Administration recommends approval of the authorization to expend for police vehicles in the amount for the Police Department in the amount of \$573,978.75.

Approved on consent.

[Appendix A: Quotes for Vehicles and Equipment.pdf](#)

[Appendix B: HG2 Emergency Lighting Contract with Seminole County Sheriff.pdf](#)

[Appendix\\_C\\_Miami\\_Dade\\_Contract\\_Contract\\_No.\\_D-10253\\_Motorola\\_Public\\_Safety\\_Radios.pdf](#)

[Appendix D: Police Vehicles Intended to be Replaced.pdf](#)

[Appendix F: Cost Breakdown by Vendor.pdf](#)

[Resolution Approving Purchase of Police Vehicles and Equipment.DOCX](#)

[Exhibit A - Vehicle Purchase Quote from Garber Ford.PDF](#)

[Exhibit B - Lighting Purchase for Police Vehicles-HG2 Emergency Lighting.PDF](#)

[Exhibit C - Graphics Purchase for Police Vehicles from Sign Savers.PDF](#)

[Exhibit D - Radio Purchase for Police Vehicles from Motorola.PDF](#)

[Exhibit E - Radio Programming for Police Vehicles from Miami-Dade County.PDF](#)

**3G. Approval and Acceptance of a Grant Agreement between the State of Florida and the Town of Surfside for the Champlain Towers South Memorial - Andrew Hyatt, Town Manager**

Town Administration recommends approval of the attached resolution.

Approved on consent.



[Resolution Approving Grant from State CTS Memorial.DOCX](#)  
[Exhibit A - Grant Award Agreement.pdf](#)

**3H. Approval and Acceptance of Grant Agreement with the State of Florida Department of Environmental Protection (FDEP) for Matching Grant Towards Abbott Avenue Stormwater Improvements** - Andrew Hyatt, Town Manager

The Town Administration recommends Town Commission to accept and approve matching grant agreement with FDEP for the Abbott Avenue Stormwater Improvements.

Approved on consent.

[Resolution Approving FDEP Grant - Abbott Avenue Stormwater Improvements.DOCX](#)  
[Grant agreement\\_Abbott Avenue Stormwater Improvements.pdf](#)

**3I. Approval and Acceptance of a State-funded Grant Agreement between the State of Florida Department of Transportation and the Town of Surfside for Surfside Boulevard Improvements** - Andrew Haytt, Town Manager

Town Administration recommends approval of the attached resolution.

Approved on consent.

[Resolution Approving Grant from FDOT Surfside Boulevard Improvements.DOCX](#)  
[Exhibit A - Surfside Blvd. Grant Agreement.docx](#)

**3J. Authorization to Expend to Preserve Historical Town Records** - Sandra N. McCready, MMC., Town Clerk

The Town Administration recommends approval to expend in the amount of \$68,008.50 for preservation of historical town records.

Approved on consent.

[Resolution Approving Purchase of Phase 2 Services Koflie Historical Town Records.DOCX](#)  
[Exhibit B - FL\\_Town\\_Surfside\\_Quote\\_PRVIM\\_2022\\_10.pdf](#)  
[Exhibit B - Koflie Technologies Sole Source.pdf](#)

**3K. Tourist Board Multi-Year Event Agreement: Third Thursdays** - Andrew Hyatt, Town Manager

The Town Administration recommends that the Town Commission approve an authorization to expend in the amount of \$98,000 per fiscal year with a two-year contract with Beachside Events LLC for the production of the Third Thursdays block parties.

Deferred to the December meeting.

[Resolution Approving Beachside Events LLC Agreement - Third Thursdays.DOCX](#)  
[Exhibit A - Beachside Events LLC Agreement - Third Thursdays.DOCX](#)

**3L. Tourist Board Multi Year Event Agreement: Music on the Beach** - Andrew Hyatt, Town Manager

The Town Administration recommends approving a two-year contract with Beachside Events LLC for the production of the Music on the Beach event series in an amount of \$102,000 per fiscal year.

Deferred to the December meeting.

[Resolution Approving Beachside Events LLC Agreement - Music on the Beach.DOCX](#)

[Exhibit A - Agreement - Beachside Events LLC - Music on the Beach.DOCX](#)

[Music on the Beach Series 2022 23 Proposal.pdf](#)

**3M. Hawthorne Tot Lot Upgrades** - Andrew Hyatt - Town Manager

Town Administration, for the Hawthorne Tot Lot Improvement Project, is requesting approval to expend and execute an agreement with GameTime in the amount of \$474,821.57, approval to expend with Brightview Landscape Services for \$29,517.71, and approval to expend with Streamline Voice & Data Inc. for \$12,371.

Item was moved to be heard before old item 5A (Authorization of Project Specific Agreement with the Corradino Group for Tennis/Recreation Center Building Design Services) making this new item 5A.

Town Clerk McCready read the title of the resolution into the record.

Mayor Danzinger opened the floor to public comment.

The following individual from the public spoke:

Jeff Zomberg spoke regarding the Community Center pool and beach chairs and allowing hotel guests west of Collins to use the beach chairs.

Mayor Danzinger closed the floor to public comment.

Mayor Danzinger took a recess at 8:00 p.m.

Mayor Danzinger resumed the meeting at 8:06 p.m.

Town Manager Hyatt introduced the item.

Parks and Recreation Director Milian provided an overview of the project.

Mayor Danzinger provided some of his concerns which include the landscaping as well as the Voice and Data cost. He spoke regarding the RFP process and the piggy backing with North Carolina. He stated that he would have liked to have seen some other pricing. He asked regarding the shade and if they can be taken down.

Parks and Recreation Director Milian provided responses to the Mayor's questions and concerns.

Town Manager Hyatt spoke regarding the exercise equipment and they are trying to produce an environment of walkability.

Commissioner Velasquez asked regarding the equipment that will be installed.

A motion was made by Vice Mayor Rose to approve the resolution, seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

[Exhibit A -Agreement\\_-\\_GameTime\\_Hawthorne\\_Park.pdf](#)

[Exhibit B - Brightview Quote-Landscaping Services.pdf](#)

[Exhibit C - Estimate Streamline Voice Data Inc.pdf](#)

[Reso Approving Purchases of Equipment and Services for Hawthorne Tot Lot.docx](#)

[Reso\\_Exhibit\\_A\\_-\\_Agreement\\_-\\_GameTime\\_Hawthorne\\_Park.pdf](#)

## 4. Ordinances

### Second Reading

#### **4A1. Planning and Zoning Ordinance Change - Membership qualification requirements.** - Lilian Arango, Town Attorney

Consider and adopt an Ordinance at second reading to amend the zoning code to modify the Planning and Zoning Board membership qualification requirements.

Town Clerk McCready read the title of the ordinance into the record.

Mayor Danzinger opened the floor to public comment.

The following individuals from the public spoke:

George Kousoulas

Eliana Salzhauer spoke against the item.

Gerardo Vildostegui spoke regarding having a diversity of an opinion on the board.

Mayor Danzinger closed public comment.

Mayor Danzinger stated that there is no reason to get rid of Ruben Bravo on the Planning and Zoning and provided his support of Mr. Bravo. He spoke regarding the requirement and the reason for this ordinance. He spoke regarding the different sustainability areas the Commission has moved forward.

Vice Mayor Rose clarified misinformation that is being put out there. He stated that he has been going to the Planning and Zoning Board meetings and the previous commission removed real estate developer from one of the requirements which was on there before and back then it was not an issue but now they have an issue with including it back.

Commissioner Landsman stated that they do have someone currently on the

Planning and Zoning Board and you cannot guarantee that Mr. Bravo will always be on the board. He stated this is to make sure to be able to recruit individuals to be on our Board. He stated that the Board has no ability to ensure or guarantee sustainability, it is about looking at plans that meet their design and review guidelines and the code. They cannot enforce someone to have a more sustainable home. He stated this ordinance allows more flexibility in selecting people to serve on the Board.

Mayor Danzinger appreciates Commissioner Landsman's input on this item.

Commissioner Meischeid spoke regarding the previous sustainability committee which the previous commission abolished and added that as a mandatory qualification for the Planning and Zoning and Town Code does not address sustainability as a reason of approval.

Commissioner Velasquez stated that she was part of the previous commission and they did put this requirement into the planning and zoning board and does agree to not make it mandatory as part of the qualification.

Town Attorney Arango stated that the Planning and Zoning Board recommended approval with some recommended changes to provide clarification "at least 3 of the members or alternates would meet at least one of the following" and number 10 "active" licensed in real estate.

A motion was made by Commissioner Meischeid to approve the ordinance on second reading, seconded by Vice Mayor Rose. The motion carried with a 5-0 vote.  
[Ordinance Amending Planning & Zoning Board Membership - 2nd Reading.DOCX](#)

## First Reading

### 5. Resolutions and Proclamations

***If the public wishes to speak on a matter on this section of the agenda, they must inform the Town Clerk by completing a speaker card and they will be recognized to speak prior to the approval of any resolution..***

#### **5A. Authorization of Project Specific Agreement with the Corradino Group for Tennis/Recreation Center Building Design Services - Andrew Hyatt, Town Manager**

Town Administration recommends approval to execute the Project Agreement with the Corradino Group for Tennis/Recreation Center Building for engineering and permitting services in the amount of \$358,872.21 and \$25,000 in design phase contingency for a total authorization to expend of \$383,872.21.

Town Clerk McCready read the title of the resolution into the record.

Mayor Danzinger opened the floor to public comment.

The following individual from the public spoke:

Eliana Salzhauer stated that there needs to be planning on where to place things. She spoke against the item.

Mayor Danzinger closed public comment.

Vice Mayor Rose stated he believes this is a great project and many residents are asking for this.

Commissioner Velasquez stated that she believes this project would be great. She stated it would be a beautiful project.

Commissioner Landsman responded to the resident that says they are doing too much and believes the previous commission did too little if anything. He stated they are trying to catch up and do improvements while keeping the budget constraints in mind.

Commissioner Meisheid believes this is a great project.

Town Manager Hyatt stated that it is the responsibility of the Commission to put that money back into the community from the taxes you are collecting and doing those projects.

Mayor Danzinger asked regarding the scheduling of the design process and is that standard.

Vice Mayor Rose stated that what they meant is from beginning to get designed, permitted and approved.

A motion was made by Vice Mayor Rose to approve the resolution, seconded by Commissioner Landsman. The motion carried with a 5-0 vote.

[Resolution Approving Project Agreement with Corradino Group - Tennis Center Reconstruction Project .DOCX](#)

[Exhibit A - Project Agreement Corradino Group-Tennis Center Design - 2023.pdf](#)

**5B. Beach Ends - Outdoor Fitness Equipment - Andrew Hyatt - Town Manager**

Town Administration is requesting approval of the Agreement with GameTime a Playcore company to "piggy-back" of the state contract and to authorize the expenditure of funds of \$58,259.98 for outdoor fitness equipment in the selected beach ends.

Town Clerk McCready read the title of the resolution into the record.

Mayor Danzinger opened the floor to public comment.

The following individual from the public spoke:

Eliana Salzhauer spoke regarding keeping transparency when getting the quotes and contracts.

Mayor Danzinger closed public comment.

Commissioner Velasquez stated this is a great idea and supports this and thanked Town staff.

Vice Mayor Rose agrees with Commissioner Velasquez and thanked Town staff in getting this moving so quickly.

Commissioner Meischeid agrees and is happy this is happening.

Commissioner Landsman stated that the contract they are piggybacking off of was competitively bid and it helps in reducing the timeline.

Mayor Danzinger spoke regarding the process and it was gone through by another government entity and it does save time. He asked regarding the placement of the equipment and why they did not put one on 96th Street. He also asked regarding the warranty of the equipment.

Parks and Recreation Director Milian addressed the comments by the Mayor.

A motion was made by Vice Mayor Rose to approve the resolution, seconded by Commissioner Meischeid. The motion carried with a 5-0 vote.

[Attachment A-Gametime contract.PDF](#)

[Attachment B - GameTime Beach End Outdoor Fitness Equipment Quote.pdf](#)

[Resolution Approving Purchase of GameTime Outdoor Fitness Equipment at Street Ends.DOCX](#)

[Exhibit A - Piggyback Agreement - Gametime Outdoor Fitness Equipment.DOCX](#)

#### **5C. Beach Furniture Service Operations - Andrew Hyatt - Town Manager**

Town Administration is seeking Commission approval for the Town Manager to negotiate and execute an agreement with Beach Time Max LLC for Beach Furniture Service Operations at the Community Center based on an initial cost of \$141,840.00 per fiscal year, a one time expense for the storage container purchase and installation of up to \$13,500.00 during the first fiscal year, and \$3,000 for additional furniture as needed.

Town Clerk McCready read the title of the resolution into the record.

Mayor Danzinger opened the floor to public comment.

The following individuals from the public spoke:

Eliana Salzhauer spoke against the item.

Shannon Gallagher spoke against the item.

Gerardo Vildostegui spoke against the item and something is being lost.

Alicia Bolmegreen spoke regarding the concern of tons of present beach chairs.

George Kousoulas supports the item.

Ben Jacobson supports the item and spoke regarding equality.

Mayor Danzinger closed public comment.

Vice Mayor Rose spoke regarding bringing quality and services back to residents.

Louis Soto, Beach Time Max addressed comments made by the Commission.

Vice Mayor Rose asked regarding the staffing.

Commissioner Velasquez believes this is a good idea to put these beach chairs but her concern is allowing hotel guests to use the beach chairs and if they remove that from the resolution and use funding from the general fund then she will agree with the resolution.

Commissioner Miescheid also would like for residents only.

Commissioner Landsman stated the Town has changed and is in favor of this item.

Commissioner Velasquez asked regarding the preset chairs and will they have two attendants just for the Town.

Mr. Soto stated they will have the attendants just for the Town.

Town Manager Hyatt stated that they do not have violators as it pertains to beach chairs and they only have 8-10 permits and there is not a lot out there.

Mayor Danzinger thanked Mr. Soto for coming out and is excited to move forward with the service. He stated that they did go out for bids and Mr. Soto came in as the lowest. He asked regarding the course of operation and would like to know the hours of operation. He asked if they could ask for water and towels.

Parks and Recreation Director Milian addressed the question from the Mayor and the hours of operation will fluctuate based on the hours of operation of the lifeguard towers. He stated that was not part of the bid.

Further discussion took place among the Commission and staff regarding safety concerns, specifics of the item and not have it be funded from Tourist dollars.

Vice Mayor Rose stated if it could not start as a soft opening by December 1 then wait till after the beginning of the year.

Parks and Recreation Director Milian stated that the December 1 date is tough.

Mr. Soto stated that they could start with a different type of chair while they wait for the chairs to come in.

Commissioner Velasquez asked what is a realistic time to receive the chairs.

Mr. Soto stated about 16 weeks.



Parks and Recreation Director Milian stated that they also have to look at the storing space and they want to do it but do it right.

After a lengthy discussion among the Commission, staff and Mr. Soto regarding the time frame for the delivery of the chairs as well as the contract the following motion was made.

A motion was made by Vice Mayor Rose to approve the resolution with the changes to be funded from the General Fund, seconded by Commissioner Meisheid. The motion carried with a 5-0 vote.

[Resolution Approving Agreement with Beach Time Max for Beach Furniture Service Operations.DOCX](#)

[Exhibit A - BeachTime Max.pdf](#)

[Attachment A - Beach Furniture Scope of Services.pdf](#)

[Attachment B- Bouche Brothers.pdf](#)

[Attachment C- Amenities Management Group South Florida LLC.pdf](#)

**5D. Authorization to Expend for Turtle Friendly Solar Bollards along the Hardpack for Maintenance and Safety - Andrew Hyatt, Town Manager**

Town Administration recommends Commission approval to expend \$57,472 for Phase I installation towards the purchase of 40 turtle friendly shielded solar bollards through a purchase agreement with First Light Technologies.

Town Clerk McCready read the title of the resolution into the record.

A motion was made by Vice Mayor Rose to take a 15 minute break at 9:56 p.m., seconded by Commissioner Meisheid. The motion carried with a 5-0 vote.

Meeting reconvened at 10:15 p.m.

Town Clerk McCready called the roll call and all members were present.

Mayor Danzinger stated if there is funding for the item.

Assistant Town Manager Greene advised he will address that under the budget amendment item.

Mayor Danzinger opened the floor to public comment.

The following individuals from the public spoke:

Eliana Salzhauer spoke regarding the bidding process.

Ben Jacobson stated the demo is amazing and that is a health and safety emergency to make it lighted and safer for people to walk outside. He stated that there is no other vendor selling it and the Public Works Department is installing them.

Mayor Danzinger closed public comment.

Public Works Director Gomez gave an overview of the solar bollards and there are only one that is FWC and FDEP certified and is a sole source vendor.

Commissioner Velasquez asked if they are voting for the larger ones or smaller ones.

Public Works Director Gomez stated that they installed both sizes and noticed the taller ones worked better on the hardpack and they used the smaller ones on the walking path.

Commissioner Landsman asked if they could install it in a way that they are not stolen.

Public Works Director Gomez addressed the comments made by the Commission.

Mayor Danzinger would like to move forward with phase 1 and have the buildings get on board to agree with this.

A motion was made by Commissioner Meischeid to approve the resolution, seconded by Vice Mayor Rose. The motion carried with a 5-0 vote.

[Attachment A - "Permitting"](#)

[Attachment B - "Product Specification"](#)

[Attachment C - "Phase I & Phase II Estimate Dated 10172022"](#)

[Resolution Approving Purchase & Expenditure Phase 1 Solar Ballards.DOCX](#)

[Exhibit A - "Phase I Estimate Dated 10172022"](#)

[Exhibit B - "Sole Source Letter"](#)

**5E. Authorization to Select and Award the Construction Contract Pursuant to RFP 2022-05, Construction of 96th Street Park, Based on Evaluation Committee Recommendation - Andrew Hyatt, Town Manager**

Town Administration is seeking approval from the Town Commission to select a proposer and award a contract for construction pursuant to RFP 2022-05, Construction of 96th Street Park, based on the recommendation of the Evaluation Committee, to Lunacon Engineering Group, Corp. ("Lunacon") with expenditure approval of the maximum guaranteed price of \$7,744,207.

Town Clerk McCready read the title of the resolution into the record.

Mayor Danzinger opened the floor to public comment.

The following individuals from the public spoke:

Eliana Salzhauer spoke in favor of the item.

George Kousoulas spoke in favor of the item.

Mayor Danzinger closed public comment.

Mayor Danzinger spoke regarding the fact that the Town still has reserves thanks to the Finance Department.

Commissioner Landsman attended the bid opening and was thrilled that they received 5 bidders.

Commissioner Meischeid agrees with the recommendation and encouraged the execution of the contract be done soon.

Vice Mayor Rose stated he fully supports this and if it would have been done 5 years earlier it would have cost less. He stated that without those buildings people attack, they would not have the funding in order to do these projects.

Commissioner Velasquez is happy that they are at this point and wanted to see this park get done.

Mayor Danzinger spoke regarding the quote and pricing for the project. He stated this project is costing approximately \$9 million dollars. He spoke regarding removing the Silver LEED and reduce the pricing of the project.

Commissioner Velasquez agrees with removing the Silver LEED and spoke regarding what they are getting.

Further discussion took place among the Commission and staff regarding the project and removing the Silver LEED will put the project on a hold.

Town Attorney Arango stated that they have to speak with the designer, architects and contractor to see what it entails.

Commissioner Meischeid believes they should move on as is.

A motion was made by Commissioner Landsman to approve the resolution, seconded by Commissioner Velasquez.

Mayor Danzinger requested for the motion to be rescinded in order for him to speak.

Commissioner Landsman rescinded his motion.

Mayor Danzinger suggested making a motion to revisit the LEED certification with the caveat for the Town Attorney to look into the contract in removing the LEED certification without having to go out to bid again.

Commissioner Velasquez stated that to add that to the motion he would need an answer and when he would like to revisit it.

Town Attorney Arango stated that there are technical issues involved other than legal.

Commissioner Landsman stated that it is not simply a piece of paper to be certified as LEED certified. It has to do with the way construction is done.

Building Official McGuinness provided his opinion and stated the importance of being

LEED certified and the return on that investment.

A motion was made by Commissioner Landsman to approve the resolution as written, seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

[Attachment A - "Bid Opening Sheet"](#)

[Resolution Selecting and Awarding Lunacon Contract for 96th Street Park per RFP 2020-05.DOCX](#)

[Exhibit A - Construction Contract - 96th Street Park Project.PDF](#)

**5F. Authorization to Issue Project Specific Agreement to 300 Engineering Group, P.A. for 96<sup>th</sup> Street Park Construction Management and Owner Representation Services - Andrew Hyatt, Town Manager**

Town Administration is seeking Town Commission approval to execute an agreement with 300 Engineering, P.A. for 96<sup>th</sup> Street Park Construction Management and Owner Representation Services through a negotiated scope of services with a not to exceed total of \$125,792.

Town Clerk McCready read the title of the resolution into the record.

Mayor Danzinger opened the floor to public comment.

There were no public speakers.

Mayor Danzinger closed public comment.

A motion was made by Vice Mayor Rose to approve the resolution, seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

[Resolution Approving Project Agreement 300 Engineering 96th St Park Construction Managemet & Owner Rep Services.DOCX](#)

[Exhibit A - "Project Specific Agreement 300 Engineering"](#)

**5G. Fiscal Year 2023 Budget Amendment Resolution No. 2 - Andrew Hyatt, Town Manager**

Town Administration recommends approval of the budget amendment.

Town Clerk McCready read the title of the resolution into the record.

Mayor Danzinger opened the floor to public comment.

The following individual from the public spoke:

Eliana Salzhauer spoke regarding the amount of money being spent.

Mayor Danzinger closed public comment.

Assistant Town Manager Greene introduced the item

A motion was made by Vice Mayor Rose to approve the resolution as amended and

recommended by the Assistant Town Manager, seconded by Commissioner Landsman. The motion carried with a 5-0 vote.

[Resolution Budget Amendment No. 2](#)

[Attachment A - FY2023 Budget Amendment No. 2.pdf](#)

**6. Good and Welfare (Set for approximately 8:15 p.m.)**

***Public comments for subjects or items not on the agenda.***

Mayor Danzinger opened public comment.

The following individuals from the public spoke:

Gerardo Vildostegui spoke regarding considering a ban on smoking on the beach and idling trucks. He also spoke regarding walkability and glad that the gating idea was not discussed.

George Kousoulas spoke regarding Chapter 90 and the ambiguity and inconsistencies in the code and encouraged them to continue moving this forward.

Eliana Salzhauer spoke regarding what the commission is doing and that it is too much. She stated that more is not better, and the beach does not need more chairs and the parks do not need more exercise equipment. She spoke against the vape shops.

Alicia Bomelgreen would like to request more programming for the children.

Shannon Gallagher would like to ask the Commission to verify the residency of Commissioner Velasquez and her children do not attend school in Surfside. She spoke regarding the project coming up next to the Community Center. She spoke regarding the earlier meetings. She spoke regarding the smoking ban on the beach.

Ben Jacobson spoke regarding smart parking and increasing the pricing to help the residents and have not seen anything on that.

Mayor Danzinger closed public comment.

Vice Mayor Rose addressed the comments made including walkability and slowing traffic down, smoking ban, the zoning code ambiguities and the vaping which will be addressed. He agrees with more children activities. He stated that Commissioner Velasquez stated that she did sell her house and stated that she is living on Collins Avenue and was going to turn in paperwork with proof but has not done so as of yet and will let her address that.

Commissioner Landsman addressed the comments made by the public. He stated that they will continue getting things done.

Commissioner Meischeid addressed the comments made on the ban on smoking and that is something she will agree to.

Commissioner Velasquez stated that she did sell her house and did rent an apartment on Collins Avenue, and they could put a public records request with the Town Clerk for the address.

Mayor Danzinger addressed the comments made and is looking forward with dealing with the code ambiguities and addressed the comments made by a speaker saying that we are doing too much. He spoke regarding children programming. He spoke regarding the developer next to the Community Center and safety is their number one priority. He spoke regarding the meeting time and the smoking ban.

## **7. Town Manager and Town Attorney Reports**

A motion was made by Vice Mayor Rose to hear item 2D (new item 9A) (Parking Trust Fund) and Item 2E (new item 9B) (Incorporating Sustainability and Resiliency Into Town Planning) to be heard before the Town Manager's Report, seconded by Commissioner Meischeid. The motion carried with a 5-0 vote.

A motion was made by Mayor Danzinger to accept the Town Manager's Report and the Town Attorney's Report, seconded by Commissioner Landsman. The motion carried with a 5-0 vote.

### **7A. Town Manager's Report - Town Manager Andrew Hyatt**

Town Manager Hyatt provided a summary of the Town Manager's report.

Mayor Danzinger passed the gavel.

A motion was made by Mayor Danzinger to extend the meeting 15 minutes at 11:55 p.m., seconded Commissioner Landsman. The motion carried with a 5-0 vote.

Mayor Danzinger asked regarding the beach raker item, and it was not on this agenda.

Public Works Director Gomez addressed the question and stated that they obtained the information and spoke regarding the life span of the equipment and hiring the company for 7 days a week. He asked that they could bring it forth at the next commission meeting.

Mayor Danzinger asked to add the beach raking equipment to the December agenda.

Town Manager Hyatt wanted to thank the staff for all their hard work.

Mayor Danzinger asked regarding the project schedule, and they asked for a more detail schedule that is more comprehensive and he is still waiting.

Town Manager Hyatt stated that they have more information now to put together that detailed report. He spoke regarding the dogs on the beach and walking path, and they continue to work on that and on the signs.

[Town Managers Report.pdf](#)

## **7B. Town Attorney's Report - Town Attorney Lillian Arango**

Town Attorney Arango provided a summary of the Town Attorney's Report.

[Town Attorney's Report.DOCX](#)

## **8. Unfinished Business and New Business**

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

Item 2D (Parking Trust Fund) from the 5:30 p.m. special meeting being new item 9A was discussed.

Town Planner Frankel provided a summary of the item and what other municipalities are charging for parking.

Mayor Danzinger opened public comment.

The following individuals from the public spoke:

Eliana Salzhauer spoke against the item and does not encourage anyone from reviving this.

Gerardo Vildostegui stated that is great for buildings being built without building parking and is against the item.

George Kousoulas spoke regarding the price for space.

Alicia Boulemgreen spoke in support of sustainability.

Mayor Danzinger closed public comment.

Commissioner Velasquez stated that she does not understand why they need this trust fund and if a property cannot build their own parking spaces they should not be building. She stated that if they are going to build then they need to build sufficient parking.

Mayor Danzinger asked what they are looking at increasing the price to.

Town Planner Frankel was not making a recommendation just providing the information.

Town Attorney Arango clarified the change of the business in their use.

Further discussion took place among the commission and staff regarding the use, the details of the parking trust fund and where do they end up parking.

Mayor Danzinger stated he is not in support of expanding this.

Commissioner Velasquez is also not in support in expanding this.



A motion was made by Vice Mayor Rose to extend the meeting for 10 minutes at 11:31 p.m., seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

Consensus was reached not to move forward with this item.

Item 2E (Incorporating Sustainability and Resiliency Into Town Planning) from the 5:30 p.m. special meeting now new item 9B was discussed.

Commissioner Meischeid introduced the item and the importance to create the capability under the Town Planner to take on that responsibility.

Mayor Danzinger spoke regarding the flood assessment and how will these duties differ from the flood assessment.

Commissioner Meischeid stated that this would address the height of the seawalls and dunes.

Mayor Danzinger stated that they are working on a dune project.

Public Works Director Gomez stated they are working on a flood assessment, and they will evaluate comprehensively how the Town would adapt to the changes in conditions. He stated that there is another project approved by the Commission which is the dune project which entails raising the dunes.

Building Official McGuinness spoke regarding the item and resilient infrastructure and homes.

A motion was made by Vice Mayor Rose to extend the meeting 15 minutes at 11:43 p.m., seconded by Commissioner Meischeid. The motion carried with a 5-0 vote.

Vice Mayor Rose thanked Commissioner Meischeid for bringing this item up and is in support.

Commissioner Landsman stated that the challenge is the concept.

Town Planner Frankel addressed the comments made by the Commission.

Further discussion took place among the Commission regarding the sustainability and it pertaining to homes and having the residents updating their seawalls.

A motion was made by Commissioner Meischeid to move forward to reestablish the

resiliency functions under the Town Planner and with a minimum yearly update, seconded by Vice Mayor Rose. The motion carried with a 4-0 vote with Commissioner Velasquez absent.

#### **10. Adjournment**

A motion was made by Commissioner Landsman to adjourn the meeting at 12:03 a.m. (November 16, 2022).



**Town of Surfside**  
**Special Town Commission Meeting**  
**MINUTES**  
**November 15, 2022**  
**5:30 PM**  
Commission Chambers

**1. Opening**

Mayor Danzinger called the meeting to order at 5:35 p.m.

**1.A Roll Call of Members**

Town Clerk McCreedy called the roll with the following members present:

Present: Mayor Shlomo Danzinger, Vice Mayor Jeff Rose, Commissioner Marianne Meisheid, Commissioner Nelly Velasquez and Commissioner Fred Landsman.

Also present were Town Manager Andrew Hyatt, Assistant Town Manager Jason Greene, Town Attorney Lillian Arango and Town Attorney Tony Recio.

**1.B Call to Order**

**1.C Pledge of Allegiance**

Chief Torres provided the pledge of allegiance.

**2. Mayor, Commission and Staff Communication**

**2.A Utilities Undergrounding Project Residential Street Light Upgrade Options - Andrew Hyatt, Town Manager**

Town Administration is seeking guidance on the selection of residential streetlights due to Utilities Undergrounding Project.

Town Manager Hyatt introduced the item and Paul Abbott the consultant on the project.

Paul Abbott presented the different options for the street lighting and requested guidance on the selection due to the utilities undergrounding project.

Mayor Danzinger opened the floor to public comments.

The following individual from the public spoke:

George Kousoulas spoke regarding different consideration with traditional lighting,

Minutes

Special Town Commission Meeting

Tuesday, November 15, 2022

and he would recommend option B.

Mayor Danzinger closed public comment.

Commissioner Meischeid asked if this light project would take place after the undergrounding project.

Mr. Abbott stated it would be in conjunction and concurrent with the undergrounding project.

Commissioner Landsman asked if the intent would be to make a motion providing an option. He stated that his concern is that they have 5 designs and they might have 5 different choices. He stated that they would be making a decision for a community that has different suggested likes for the street lights. He asked if there would be an easier way to have some choices and have community input.

Commissioner Velasquez likes Option A and Option D. She asked if they could put banners on any of the designs.

Mr. Abbott stated that the banner is an option for any of the fixtures they would choose.

Vice Mayor Rose stated that the banner would be good for the downtown area. He likes Option B and Option D.

Commissioner Landsman likes Option D.

Commissioner Meischeid likes Option B.

Mayor Danzinger asked regarding the lighting supply chain and asked if the light fixtures are included in the budget.

Mr. Abbott stated it is included in the budget and what he is needing tonight is a choice of which fixture the Commission would like to choose.

Mayor Danzinger asked if they could get more options. He spoke regarding some concerns with some of the options provided like Option E which has the light shooting upwards. He spoke regarding the projection of the light.

Mr. Abbott stated that it was their responsibility to give them all of the options. He addressed the questions from the Mayor.

Mayor Danzinger stated that they should concentrate on the options that will be best and he would like to see more options focused on projecting more to the streets and more modern options.

Mr. Abbott stated that yes he could bring more options.

Mayor Danzinger would like to address those areas that are dark and if they do customized poles they might not be able to do it a year from now when a resident

complains that their street is too dark. He spoke regarding the lighting study that was put on hold.

Mr. Abbott stated that he will resend to the Commission the original lighting study that was performed and how they came up with their estimate. He stated that you cannot design the type of lighting until you choose the fixture.

Mayor Danzinger stated that they should know how many will be ordered. He asked if the banners are configurable and can they be changed.

Mr. Abbott stated that they have not ordered any and they are getting the data from all the utility providers. He provided his suggestions as it pertains to the banners.

Mayor Danzinger asked Commissioner Landsman as the liaison from Planning and Zoning if they should go before the Planning and Zoning Board.

Commissioner Velasquez asked if it fits in their town why should they have to go before another board which will delay everything.

Mr. Abbott reiterated that they would love to get down to 2 or 3 options and then they would have physical mock ups built so they could see them as live representations.

Ruben Bravo, Planning and Zoning Board Member, thanked the Commission for doing this and asked how readily available are these poles and possibly seeing more options that are more in tune with the architecture in town.

Mayor Danzinger stated that Option A is the one that shines light into the street and would like to see more options.

Mr. Abbott stated yes and explained the options again.

A motion was made by Vice Mayor Rose to move forward with options A and D, seconded by Commissioner Velasquez.

Mayor Danzinger asked if they could modify their motion to add more options.

The motion failed with a 2-3 vote with Commissioner Landsman, Commissioner Meisheid and Mayor Danzinger voting in opposition.

Mayor Danzinger passed the gavel.

A motion was made by Mayor Danzinger to have Mr. Abbott bring back five more options with a six foot pole with a more modern look, seconded by Vice Mayor Rose.

Commissioner Velasquez asked if it would raise the pricing.

The motion carried with a 4-1 vote with Commissioner Velasquez voting in opposition.

[Exhibit A - "Options"](#)

## **2.B Town-wide Traffic Study Update by Engineer of Record - The Corradino Group - Andrew Hyatt, Town Manager**

Town Manager Hyatt introduced the item.

Eric Czerniejewski, Corradino Group provided an update regarding the comprehensive traffic study the Town is currently undertaking.

Commissioner Landsman asked about the time frame of the project.

Mr. Czerniejewskinaski stated that it still looks like it will be completed next year.

Commissioner Velasquez asked if this study has the possibility of closing Byron Avenue and gating the community.

Mr. Czerniejewski stated that they have to look at the impact and there is a whole process. He stated the gating of the community is a whole entire process which includes a special taxing district and they would have to do a different and separate traffic study which goes through Miami Dade County, which includes a petition that goes to the residents. He stated that there is a whole process and the closing of Byron Avenue will be evaluated.

Vice Mayor Rose asked if this is a soft gate which can be manned like San Souci.

Mr. Czerniejewski stated that in their study neither one is included.

Public Works Director Gomez asked not to include it in this traffic study and to do a separate study in order for it not to impact this study any further.

Further discussion took place among the Commission and Mr. Czerniejewski regarding the different devices being taken into consideration for this study as well as the timeline.

Mr. Czerniejewski addressed the comments made by the Commission.

## **2.C Downtown Walkability Design and Public Outreach Guidance - Andrew Hyatt, Town Manager**

Town Administration requests further guidance on Downtown Walkability design and public outreach in order to proceed.

Town Manager Hyatt introduced the item and Town Planner Frankel.

Town Planner Frankel provided an overview and requested guidance on the Downtown Walkability design and public outreach in order to proceed. She provided a PowerPoint presentation with the different alternatives as well as the different alternatives for the parklets.

Mayor Danzinger gave an overview of what took place in the past meetings.

Commissioner Velasquez asked if it was 2 parklets before and now there are more. She would prefer to start with something smaller and see how it goes.

Town Planner Frankel explained the locations of the parklets.

Mayor Danzinger opened public comment.

The following individual from the public spoke:

George Kousoulas stated that the Town Planner gave a great synopsis and provided his input.

Vice Mayor Rose liked the presentation, and he believes that Option 1 is great idea. He believes that they won't see anything probably for another 14 months or so but believes we should move forward with the design.

Commissioner Meischeid stated that she also likes option 1 and having 6-8 parklets that are 8 x 22 feet.

Commissioner Landsman asked if there a funds available to move forward.

Assistant Town Manager Greene stated that in December they could come with a resolution, and he stated that there should be funding available in the transportation fund, but they will look to see where they could fund this from.

Mayor Danzinger wanted to make sure this is for the design.

Commissioner Velasquez asked if this is just for the design or are they talking about approving \$70,000 or \$120,000. She stated that what they want to approve is the entire \$120,000.

Mayor Danzinger stated that what they want is to approve the entire design.

Mayor Danzinger asked if they have an estimate of how much this project would cost.

Town Planner Frankel stated it would be about \$600,000.

Consultant Town Planner Keller stated that the other park of the project is also the intersections being redone and make a gateway treatment to the Town. He stated that the big chunk is to do the construction drawings. He stated the construction for alternative 1 is about \$500,000.

Mayor Danzinger asked if this includes new sidewalks.

Consultant Planner Keller stated it does not include new sidewalks but the sidewalk treatments would be done in the designated areas. He stated that the measurements provided by Commissioner Meischeid might not be the correct measurements.

Mayor Danzinger stated that safety is very important. He asked Town Manager Hyatt to move ahead with nonslipping texture as a nontripping safety.



Town Manager Hyatt stated yes, they are already doing it.

Mayor Danzinger expressed his concerns. He stated that his recommendation is to defer the parklets to DVAC for them to determine which areas should have the parklets.

Commissioner Velasquez stated the major problem is walkability and will these parklets fix the walkability issue.

Mayor Danzinger stated he would like to also see improvement to the sidewalks. He spoke regarding options 2 and 3 to create more walkability but nobody wanted to lose parking.

A motion was made by Vice Mayor Rose to move forward with option 1 of the design walkability, seconded by Commissioner Meisheid. The motion carried with a 4-1 vote with Commissioner Velasquez voting in opposition.

A motion was made by Mayor Danzinger to move item 2D (Parking Trust Fund) and item 2E (Incorporating Sustainability and Resiliency Into Town Planning) to the Regular Commission Meeting starting at 7:00 p.m. under item 9 (Mayor, Commission and Staff Communication), seconded by Commissioner Meisheid. The motion carried with a 5-0 vote.

[Scope Downtown Walkability Phase 2.pdf](#)

#### **2.D Parking Trust Fund - Andrew Hyatt, Town Manager**

Deferred to the 7:00 p.m. Regular Commission Meeting on November 15, 2022.

[Parking Trust Additional Information.pdf](#)

#### **2.E Incorporating Sustainability and Resiliency Into Town Planning. - Commissioner Marianne Meisheid**

A motion to re-establish the resiliency capabilities under the planning function of the Town. This would be a resource under the Town Planner or supplied by one of the third-party firms working for the Town, such as the Marlin Group.

The task would be to identify and propose improvements to the sustainability and resiliency for various town elements found in the Comprehensive Plan. At a minimum, the Town Planner would prepare an annual Town Sustainability and Resiliency Assessment. This assessment would create/update an inventory of the town's elements (e.g. the elevations of buildings and homes above sea level), would establish the magnitude of any threats, and would bolster initiatives for the town's resilience (e.g. determine the proper and consistent height for seawalls).

Deferred to the 7:00 p.m. Regular Commission Meeting on November 15, 2022.

### **3. Adjournment**

A motion was made by Vice Mayor Rose to adjourn the meeting without objection at 6:54 p.m., seconded by Commissioner Landsman. The motion carried with a 5-0 vote.





**Town of Surfside  
Town Commission Workshop  
MINUTES  
November 15, 2022  
9:30 AM  
Manny Crawford Conference Room**

**1. Opening**

Mayor Danzinger called the meeting to order at 9:30 am.

**1.A Roll Call of Members**

Town Clerk McCreedy called the roll with the following members present:

Present: Mayor Shlomo Danzinger, Vice Mayor Jeff Rose, and Commissioner Fred Landsman.

Absent: Commissioner Marianne Meisheid, Commissioner Nelly Velasquez

Also present were Town Manager Andrew Hyatt, Assistant Town Manager Jason Greene, and Town Attorney Lillian Arango.

**1.B Call to Order**

**1.C Pledge of Allegiance**

No pledge of allegiance was conducted.

**2. Mayor, Commission and Staff Communication**

**2.A Mayor and Commission Roundtable Discussion**

Mayor Danzinger stated that this meeting is to be able to have communication among the Commission members due to Sunshine. He stated that this meeting is to be able to get things taken care of. He stated that he would have liked for Commissioner Velasquez to have been present in order to address some things.

Mayor Danzinger stated this is a more informal meeting and offers the ability for the Commission to speak about issues or things they would like to discuss without violating sunshine.

Commissioner Landsman stated that he spoke with the Town Attorney regarding what they are allowed to discuss today and thanked the Mayor for putting this

together. He stated that he is disappointed that two of the members are not present but Commissioner Meischeid just arrived.

Commissioner Meischeid arrived at 9:32 a.m.

Commissioner Landsman stated that he is disappointed that Commissioner Velasquez is not with them and obviously other things are a priority for her and obviously the Town is not. He spoke regarding making improvements to the Town and get things accomplished. He stated that they have committed an amount of funds to accomplish this and to make sure they keep funds in the reserves. He spoke regarding possibly looking into walkability and the zoning code.

Mayor Danzinger stated that there are times they could let the agenda breathe and not add so much to the agenda and let the work be done.

Commissioner Landsman agrees that they do not need 14 hours of work every month and give the community the ability to express their thoughts.

Vice Mayor Rose stated that in the next couple of months they should have less on the agenda and more discussion items. He stated that they need to get the developers to finish their projects in order to get the tax dollars into the Town's account. He spoke regarding how to get these projects that meet code done and the tax dollars on the books. He provided examples and how to provide more services. He stated that they need the money from new projects to get the resiliency plan in motion.

Commissioner Landsman spoke regarding committing funds to different projects and they have done more than their predecessors. He stated that they need to continue getting input from the community to change and enhance things and be cautious about FY 2025.

Vice Mayor Rose spoke regarding the walkability and that project will need funds to complete it.

Commissioner Landsman spoke regarding resiliency and gave an example of what occurred with the seawall that was breached.

Vice Mayor Rose stated that there was an email received from David Jacobson stating that Commissioner Velasquez sold her house and what would be the Town's liability with her still serving as a commissioner and voting on items when she is no longer a resident.

Town Attorney Arango stated that the charter states that you must be a legal resident of the Town in order to be able to sit as a commissioner. She gave information that it is based on intention and overt action and what her home is. She stated that most residencies are challenged in court. She stated that the risk is if she is not a resident anyone could challenge her vote for lack of residency.

Vice Mayor Rose stated that if it is a 3-2 vote it could be challenged.

Commissioner Meisheid asked if this is a problem and if she uses a P.O. Box address as a residency if that counts.

Town Attorney Arango stated that you look at overt acts and her intention and it is a totality of the facts and that would be a consideration and the court would look at that.

Mayor Danzinger stated that this has been going around for months. He stated that her house was on the market and what are we doing as a Town to protect ourselves and move forward and what defines a resident and who does not. He stated that it is known that she has had her house on the market for a while and she is still putting things on the agenda.

Town Attorney Arango stated that she must be asked where she lives and what her intention is.

Mayor Danzinger stated that as a chair of this commission they must address this and they cannot be complicit and the intention was to address it now off camera but she is not here and he will have no other choice than to address it at tonight's meeting.

Town Attorney Arango stated that it is up to the Commissioner to state where her intention is to reside. She stated that there is case law regarding this and what she is stating. It is also a question of overt facts.

Vice Mayor Rose stated he does not want it to become a two hour discussion tonight.

Town Attorney Arango stated that it is a combination of the facts and her intent and she is not judge and jury and that is why these types of determination end up in court.

Commissioner Landsman stated that there is a lot of interest that they are legally compliant for the best of the community and for someone to not be part of the community and still sit as a commissioner is not correct.

Mayor Danzinger stated it has been very clear that her children are registered in another town in school and now that her house is sold it is clear.

Commissioner Landsman stated that since it is clear that she sold her house she is not a resident and someone should bring it up and ask the question.

A lengthy discussion took place regarding the residency of Commissioner Velasquez, the sale of her home, her intent and proof of residency that she continues to live in Town and the Mayor not starting the meeting without clear proof that she is a resident as well as the voting issues that it could present.

Town Clerk McCready stated they would have to get an item on the agenda for discussion purposes in order to discuss that issue.

Town Attorney Arango stated that the first thing is to ask Commissioner Velasquez if she is still a resident.

Mayor Danzinger asked the Town Attorney to please look into the possibility of the Town Commission moving forward to challenge Commissioner Velasquez' residency in court and to bring it back to them tonight. He stated that they can not be complicit and have their votes challenged.

Mayor Danzinger asked regarding the building department and most of the calls he is receiving is that the permits are getting lost or taking too long. He did say that some of the times it is that the contractor's runner who is the problem. He asked where are they with digitizing the department.

Town Manager Hyatt provided an answer and stated that they are working with the software company. He stated that they are talking about streamlining things.

Vice Mayor Rose stated that another problem is implementing this when Surfside is quiet and that is not the case and there is no good time to do that. He also stated that the last commission cut the funding of digitizing it and now they are trying to get things streamlined. He stated that he has gotten very good feedback from residents since they got the inhouse Town Planner.

Town Manager Hyatt stated that was a conversation he had with Town Planner Frankel to meet with the contractors and applicants before they submit their applications.

Vice Mayor Rose stated it gets stuck on engineering and structural and that is where it is getting lost.

Town Manager Hyatt stated that they have received a lot of work to do and they are up for the challenge and he stated that the amount of pages is because of the backup. He spoke regarding the importance of the charter review committee and the fact that they need to keep in mind what they want accomplished in Town and what changes need to be made in the Charter to accomplish those things. He stated that Commissioner Velasquez' appointment is also a concern due to her residency.

Mayor Danzinger stated that they should not be bringing in individuals that were in government before.

Commissioner Velasquez arrived at 10:08 a.m.

Town Clerk McCready stated that the applications they have received have been emailed to the Commission and if the Commission knows of anyone that is interested to serve on the Charter Review Committee to please have them send an application to the Clerk's Office.

Commissioner Landsman encouraged individuals to apply.

Discussion took place regarding the charter review committee and their qualifications as well as those that should be selected by majority vote of the commission to serve.

Mayor Danzinger stated that Commissioner Velasquez served during COVID and thanked her. He also asked Commissioner Velasquez regarding the sale of her home.

Commissioner Velasquez stated that she rented an apartment and is still a resident and she will provide the address. She will inform the clerk when the meeting is over.

Mayor Danzinger stated the implications of her votes.

Town Attorney Arango asked Commissioner Velasquez to state for the record that it is her intent that her Collins Avenue apartment is the intent of her residency.

Mayor Danzinger asked her if she wanted to discuss anything.

Commissioner Velasquez asked for a summary of what was discussed before she got there.

Commissioner Landsman asked if they could open public comment.

Commissioner Landsman spoke regarding walkability.

Town Attorney Arango stated that they could not speak outside the sunshine meeting and this is a sunshine meeting.

Mayor Danzinger reiterated this is an informal meeting to make sure they are on the same page.

Mayor Danzinger opened public comment.

The following individuals from the public spoke:

George Kousoulas stated that steady is the right answer and there is no need to fast track projects and they should take the appropriate time and review. He stated that they do have a lot on their plate. He spoke regarding the upcoming projects. He also stated that you want the right balance and perspective to review the charter for the charter review and you don't want all retreads and all out of the box.

Ben Jacobson spoke regarding the concept in Town and being a small Town like this it makes it fun. He spoke regarding the Tourist Fund and making activities for the neighbors and residents. He stated that the beach chairs will be huge and hopefully tonight they will get it done. He stated the concept is unity over division.

Discussion took place regarding the undergrounding, its cost and the residents paying for the project.

Mayor Danzinger addressed the comments provided by the public and the funding of the Tourist Board and the programs. He spoke regarding misinformation that has been provided by different groups of what is being done during the undergrounding process and what will be done. He asked if there is a precise timing for the undergrounding project.

Assistant Town Manager Greene stated that it would take approximately 16-18 months.

Gerardo Vildostegui stated that there needs to be some coherent design of the Town and some of the designs does not match the architectural styles in the Town. He stated that design number 5 which is the modern one is more compatible and white instead of black.

Vice Mayor Rose stated that he likes that design but the light points up and it is not providing light down to the ground.

Mayor Danzinger spoke regarding the design of the town and it is changing.

### **3. Adjournment**

The meeting adjourned at 10:39 a.m.





**Town of Surfside**  
**Special Town Commission - Quasi-Judicial Hearing**  
**MINUTES**  
**November 29, 2022**  
**5:30 PM**  
Commission Chambers

**1. Opening**

**1.A Call to Order**

Mayor Danzinger called the meeting to order at 5:35 p.m.

**1.B Roll Call of Members**

Town Clerk McCready called the roll with the following members present:

Present: Mayor Shlomo Danzinger, Vice Mayor Jeff Rose, Commissioner Nelly Velasquez, Commissioner Marianne Meisheid and Commissioner Fred Landsman.

Also present were Town Manager Andrew Hyatt, Town Attorney Lillian Arango and Town Attorney Tony Recio.

**1.C Pledge of Allegiance**

Chief Torres provided the pledge of allegiance.

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

**2.A 9309-9317 Collins Avenue - Applicant known as R Palace Surfside, LLC - Andrew Hyatt, Town Manager**

It is recommended the Applicant's Site Plan package be approved by the Town Commission. The Site Plan application was approved by the Planning and Zoning Board at the meeting held on August 27<sup>th</sup>, 2022. All outstanding conditions identified by the Planning and Zoning Board have been resolved.

Development review requirements for this project must follow Sec 90-20(2)(a) of the Zoning Code. The following criteria and their responses are identified here, as:

- The development, as proposed, conforms to the Comprehensive Plan and the Zoning Code
  - Staff finds the proposal complies with the Town's Comprehensive Plan in that the developable portion of the parcel is west of the bulkhead line with

a density lower than the maximum allowed and the portion of the parcel which is east of the bulkhead line is solely private recreation. Staff also finds that the proposal complies with the Zoning Code and with the intent of Ordinance 21-1716.

- The development, as proposed, will have a favorable or unfavorable impact on the environment and natural resources, including a consideration of the means and estimated cost necessary to minimize the adverse impacts, if any
  - The project has minimal impacts on the environment and natural resources. The lower unit density and the combination of the new side setback/average setback option has significantly reduced the volume of the building thereby, minimizing construction impacts and providing greater air flow and light.
  - The impact will be favorable.
- The development, as proposed, will have a favorable or unfavorable impact on the economy of the Town of Surfside
  - Redevelopment of the parcel will have a favorable impact on the economy of the Town.
- The development, as proposed, will efficiently use or unduly burden water, sewer, solid waste disposal, education, recreation or other necessary public facilities which have been constructed or planned and budgeted for construction in the area.
  - Impacts to public facilities and transportation impacts will be reduced with improved access to Collins Avenue and more efficient passenger access to the building with on-site service deliveries. The project is located on the north side of the Town's Community Center which is a very active and important community facility land use in the Town. The design of the open under building floor areas and the open-air ground level lounge area will help to mitigate any visual impacts with the Center and to the Marbella Condominium on the north.
- The development, as proposed, will efficiently use or unduly burden or affect public transportation facilities, including mass transit, public streets, and roads, which have been planned and budgeted for construction in the area, and if the development is or will be accessible by private or public roads or streets
  - Traffic impacts from the redevelopment of the site are less than the prior building impacts. The site plan eliminates back out parking from Collins Avenue, provides improved circulation into the site and reduces the total daily and peak hour traffic volumes.
  - The development will not unduly burden transportation facilities.
- The development, as proposed, is consistent with the community character of the immediate neighborhood. In addition to consistency there must be congruity between the subject development and neighboring improvements and surroundings including but not limited to form, spacing, heights, setbacks, materials, color, rhythm and pattern of architectural or aesthetic interest or value as well as with any overlays and other development schemes or legislation; and, in the event of redevelopment, the Applicant shall also submit a detailed plan for demolition.
  - The design is consistent with the community character of the beach side neighborhood. The exterior building materials along with extensive landscaping reflect the natural environment of South Florida.
  - During the demolition of the existing structure and the construction of this

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site, the developer will implement a vibration monitoring program.

Mayor Danzinger stated the importance of safety when it comes to all the projects being heard tonight.

Town Attorney Recio read the quasi-judicial statement into the record.

Town Clerk McCready confirmed notice requirements.

Town Attorney Recio polled the Commission Members.

Mayor Danzinger stated that he had conversations months ago and has continued having conversations with the developers of 9309-9317 Collins Avenue.

Vice Mayor Rose stated that he also met with the developers of 9309-9317 Collins Avenue about a month ago.

Commissioner Meisheid stated that she also met with the developers of 9309-9317 Collins Avenue about a month ago.

Commissioner Landsman stated that he met with the developers of 9309-9317 Collins Avenue a few weeks ago.

Commissioner Velasquez stated that she also met with the developers of 9309-9317 Collins Avenue about a month ago.

Town Clerk McCready swore in all individuals that will be testifying in these proceedings.

Town Clerk McCready read the title of the resolution into the record.

Town Planner Frankel introduced the item and project along with staff recommendations. She also provided a summary of the process of this development. She stated that the DRG was supportive of moving the project to the Planning and Zoning Board. The Planning and Zoning Board approved this project with conditions and provided what those conditions were. She stated all those details have been resolved and this project complies with code. The development team also agreed to some conditions including the beach access path except when it is actively being reconstructed. The developer has agreed to provide an easement to the Town on the SE corner of the path and provided the other additional conditions agreed upon.

Graham Penn, Bercow and Radell representing the applicant provided an overview of the project along with the safety requirements in place for the Community Center and Marbella condominiums.

Bernardo Fort-Brecia, architect, Arquitectonica, representing the applicant provided a presentation of the architecture of the project.

Graham Penn, Bercow and Radell representing the applicant provided a summary of

the presentation and provided the agreement to the development order and the specifics.

Mayor Danzinger opened the floor to public comment.

The following individuals from the public spoke:

Dr. Michael Messing read an email he provided to the Town Manager and spoke against the project.

Eliana Salzhauer spoke against the project and having in the development order that any damage done to the Community Center pool should be paid by the developer as well as the removal of asbestos.

Patricio Millan spoke against the project and the fact that this project is not bringing residents but investors.

Moshe Schneider, President of the HOA of the Marbella condominium stated he met with the developer several times and provided his support.

Mayor Danzinger closed public comment.

Graham Penn, Berkow and Radell addressed the comments made by Ms. Salzhauer and all those concerns are in the development order.

Mayor Danzinger reminded the public that the resolution and all the specifics were available online for their review.

Commissioner Landsman thanked everyone here and staff. He stated that he met with the developer and encouraged certain thoughts and ways to approach the project and thanked the developer for doing a lot of the work upfront to alleviate the concerns many have of the impact to the Community Center. He stated that the Planning and Zoning Board requested additional conditions that were incorporated.

Commissioner Meischeid stated it is a great project and how it goes along with the intent of the code. She stated that she also likes the fact that they have plenty of parking spaces. She suggested for the developer to volunteer and contribute any amount to the resiliency fund.

Commissioner Velasquez thanked the developer for bringing this project and understands the concerns the residents have as it pertains to the Community Center. She thanked them for the safety measures they are taking. She asked regarding the seismic monitoring and will they provide it to the Community Center.

Mr. Graham stated yes, they would be providing a seismic monitoring for the Community Center.

Commissioner Velasquez asked the Town Manager if the Town will take pictures of the Community Center before and after the construction of the building in the event there is damage during the construction the developer can then make the repairs.

Town Manager Hyatt stated yes that they will be doing that.

Commissioner Velasquez asked how the sanitation employees will be getting the

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garbage that will be located in the basement and they should not be adding additional strain to the workers to remove the containers.

Mr. Fort-Brescia stated that there is a dedicated jump elevator for the sanitation workers, and they will not have to go up the ramp.

Town Manager Hyatt stated that Public Works Director Gomez met with the developers, and they are satisfied with the project.

Commissioner Velasquez stated that she sees that the pedestrian walkway are pavers and all the Town is concrete, and it would look different. She asked if that is the way it will look.

Mr. Graham addressed the comments made by Commissioner Velasquez and if they add pavers in front of their property, they will then extend it to the Community Center.

Mayor Danzinger spoke regarding the pavers and gave examples and as newer developments come on board they will be using pavers and are being consistent with the other projects that have been developed.

Town Manager Hyatt addressed the comments made regarding the pavers.

Commissioner Velasquez thanked the developers and their representatives for a great project.

Vice Mayor Rose stated that the monitoring is part of the requirements in the code. He thanked the developers and architects, and it is a beautiful building and will be a nice addition to the Town. He stated that his most important control was the crane and thanked them for them not using a swinging crane. He spoke regarding the different items and conditions the developers agreed upon in the development order. He addressed the comments made regarding the number of units. He thanked the developers for reaching out to their neighbor the Marbella condominium.

Mayor Danzinger addressed some of the comments made tonight and stated that Florida is known for having lots of snowbirds. He reminded everyone that Surfside started off as vacation town. He stated that they are required to look at the legality of the project regardless of if we like the project. He addressed the comment as to why the Community Center never purchased the property and the Town could not afford to purchase that property. He spoke regarding the priorities which is the safety to the residents and all those have been addressed. He spoke regarding the letter of support from the Marbella condominium. He spoke regarding the cranes and that was a big deal for them since the Community Center was next door. He addressed the comment made by Commissioner Meischeid regarding resiliency and stated that traffic, water and sewage usage is being reduced and that goes towards the resiliency of the Town. He spoke regarding the proffers made to the Town and asked if it could be put into the general fund to use it for other things instead of putting it into the water and sewer account. He spoke regarding a concept of payment in lieu of building permit fees and put that money into the proffers, so it is not locked into the building fees account which is locked.

Commissioner Velasquez asked how much is in the building department account.

Mayor Danzinger stated that the building department account has \$3.2 million dollars. He stated that leaving it in that account would lock up that money in there and then the Town can not use it for other things. He stated that by putting it in the general fund it will allow them to tap into that for other projects.

Town Attorney Recio asked if this would be an additional condition. He stated the language to be added to the resolution and development order.

Mr. Penn stated that there are two different things between the proffers and what is being requested. He stated that they have no issue as to what account the Town puts the money into. He stated that it could become more complicated with a private provider.

Town Attorney Recio explained what they are asking for is the fees paid to the Town not to the private provider.

Mr. Penn stated that as long as it is consistent with the code and that is what it is, they have no objection.

Marcelo Kingston, applicant stated that he does not have an issue with that unless they have to use the private provider.

Vice Mayor Rose explained what the Town is requesting and how using a private provider works and there is a calculation that is used by law. He stated the easy way is to put the money in the general fund after they pay their private provider.

Building Official McGuinness objects to that request and stated that money goes into being able to use for inspectors which they will need for this project. He stated that building fees must stay within the department for training and additional inspectors.

Mayor Danzinger stated that they have done budget amendments multiple times if they would need to transfer the funds to the Building Department then they can do so. He addressed the comments made by Building Official McGuinness.

Commissioner Velasquez stated that this building will bring a lot of tax revenue to the Town and that funding can also be used for different projects and believes it should stay in the account it currently is in.

Mayor Danzinger stated that many municipalities use this process.

Commissioner Meischeid asked if it goes to the general fund, and they need more inspectors what would happen.

Mayor Danzinger stated that there will be more permit fees coming and if they need more money, it could be transferred out of the general fund.

Town Manager Hyatt provided Assistant Town Manager Greene's five-year projection and there is a saturation point per state law.

Mayor Danzinger spoke regarding covering the expense of the outdoor gym equipment and they have agreed to cover the outdoor gym equipment and the phase one lighting project to be placed behind the building.

Mayor Danzinger passed the gavel.

Town Attorney Recio wanted to ensure that the \$215,000 proffer can go anywhere and the additional \$100,000 they can still use it for water and sewer improvements if needed.

Commissioner Velasquez would like to leave the water and sewer where it needs to go to instead of going into the general fund.

Mayor Danzinger asked if there were funds allocated to the drainage improvement fund which was already approved.

Town Attorney Recio stated no it has not.

Town Manager Hyatt stated if it goes into the water and sewer fund it has to stay there.

Commissioner Velasquez stated that there are other improvements to be done in Town and there are other areas that have flooding.

Commissioner Landsman asked the Town Attorney regarding clarification of the proffers and whatever comes to the Town can be utilized beyond the Building Department.

Town Attorney Recio stated that if it is permitted by law, they will do it and if it cannot then they will leave it as is.

Mayor Danzinger stated that he has done his due diligence and spoke with the Town Attorneys.

Mr. Penn stated that the applicant has accepted the additional conditions.

A motion was made by Mayor Danzinger to approve the resolution as written with additional conditions to include that the \$100,000 goes towards the Community Center be put in the general fund account, an extra \$58,000 for the gym equipment, \$7,000 for the Phase One lighting behind the building and payment in lieu of paying building permit fees goes into the general fund as permitted by law, seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

[9309-9317\\_Collins\\_\\_Avenue-Table\\_1.pdf](#)

[9309-9317\\_Collins\\_Avenue-Letter\\_of\\_Intent\\_and\\_Traffic\\_Study\\_and\\_Ground\\_Lighting\\_Plan.pdf](#)

[9309-9317\\_Collins\\_Avenue\\_Site\\_Plan\\_Packet.pdf](#)

[Resolution\\_9309-9317\\_Collins\\_Avenue.pdf](#)

**2.B 8800 Collins Avenue (aka 8809 Harding Avenue) - Andrew Hyatt, Town Manager**

It is recommended the Applicant's Site Plan package be approved by the Town Commission. The Site Plan was approved by the Planning and Zoning Board at their September 29<sup>th</sup>, 2022 meeting. All outstanding conditions identified by the Planning and Zoning Board have been resolved.

Development review requirements for this project must follow Sec 90-20(2)(a) of the Zoning Code. The following criteria and their responses are identified here, as:

- The development, as proposed, conforms to the Comprehensive Plan and the Zoning Code
  - Staff finds the proposal complies with the Town's Comprehensive Plan in that the development is a residential use at a density lower than the maximum allowed. Staff also finds that the proposal complies with the Zoning Code.
  
- The development, as proposed, will have a favorable or unfavorable impact on the environment and natural resources, including a consideration of the means and estimated cost necessary to minimize the adverse impacts, if any
  - The project has minimal impacts on the environment and natural resources.
  
- The development, as proposed, will have a favorable or unfavorable impact on the economy of the Town of Surfside
  - Development of the vacant parcel will have a favorable impact on the economy of the Town
- The development, as proposed, will efficiently use or unduly burden water, sewer, solid waste disposal, education, recreation or other necessary public facilities which have been constructed or planned and budgeted for construction in the area
  - The Town's water main will need to be re-routed around the building per the Public Work's Department review. The Applicant will bear the cost of this relocation so that the Town will not be burdened.
- The development, as proposed, will efficiently use or unduly burden or affect public transportation facilities, including mass transit, public streets, and roads, which have been planned and budgeted for construction in the area, and if the development is or will be accessible by private or public roads or streets
  - Impacts to public facilities and transportation impacts can be accommodated with one-way access to the site from Harding Avenue



- and exiting to Collins Avenue with an on-site loading zone.
- The development has agreed to widen the sidewalk and add shade producing street trees on the north side of 88<sup>th</sup> Street between Collins and Harding Avenues
- The development, as proposed, is consistent with the community character of the immediate neighborhood. In addition to consistency there must be congruity between the subject development and neighboring improvements and surroundings including but not limited to form, spacing, heights, setbacks, materials, color, rhythm and pattern of architectural or aesthetic interest or value as well as with any overlays and other development schemes or legislation; and in the event of redevelopment, the Applicant shall also submit a detailed plan for demolition.
  
- Town Staff finds that the design of the building will be consistent with the community character of the Harding Avenue – Collins Avenue neighborhood.

Town Clerk McCready read the title of the resolution into the record.

Town Planner Frankel introduced the item and provided staff recommendations and gave an overview of the review process as it complies with zoning code.

Karly Koshal, Bercow and Radell representing the applicant provided a presentation of the project.

Rene Gonzalez, representing the applicant provided an overview of the project with the facades, landscaping and parking.

Ms. Koshal wrapped up the presentation and stated that the project complies with the code and has less units than allowed. She stated the proffers and the recommendations made by the Planning and Zoning Board which they have agreed on including shade trees.

Mayor Danzinger opened the floor to public comment.

The following individuals from the public spoke:

Eliana Salzhauer spoke regarding the project, and it is a nice project but be prepared for the bait and switch. She stated that any fees going into the building department should stay in the department.

George Kousoulas stated he has no connection with this project. He spoke regarding what took place at the Planning and Zoning Board and the importance of the modifications that were made are. He asked for them to look at the building the way you see them today and approve the project.

Mayor Danzinger closed public comment.

Ms. Koshal stated that they did increase the width of the sidewalk.

Commissioner Landsman stated that he did see this project presented at the Planning and Zoning Board and the amazing Town staff. He spoke regarding the great process of working with the Board and the applicants to make these applications ready to be presented and voted on.

Commissioner Meisheid agrees with Commissioner Landsman and is glad that the project complies with the zoning code and comprehensive plan. She stated she also attended the Planning and Zoning Board and is happy they implemented the suggestions made by the Board. She also asked to volunteer any amount to go towards the resiliency fund.

Commissioner Velasquez asked regarding the bump outs and are they taking away parking that is already existing on 88th Street.

Town Planner Frankel stated she spoke with Public Works Director Gomez and although they are being used as parking spots, they are curb cuts that are not to be used as parking.

Commissioner Velasquez stated that she has an issue with that, and they will need additional parking and by placing these bump outs it will reduce parking.

Town Planner Frankel reiterated that those are not parking spots and they are not allowed to park in those spots. She spoke regarding the shade trees.

Commissioner Velasquez asked if those are concrete walls on 88th Street, if there is any parking there, what is the function of those walls and how high are the walls.

Ms. Koshel addressed the comments made by Commissioner Velasquez and they are stone not concrete.

Mayor Danzinger stated that this goes through DRG, the Town Planner and the Planning and Zoning Board and their job is to see if they conform with the code. He stated that those are not parking spots, and no one is allowed to park there.

Commissioner Velasquez asked how much of the property is greenspace.

Ms. Koshel stated it is 20% which meets code.

Vice Mayor Rose stated it is a beautiful design and very detailed as well as the materials being used. He stated this is a gateway property and one of the things he looked at is the viability of the project. He stated this is a project that will succeed. He thanked the applicant for taking the recommendations of the Planning and Zoning Board and implementing them.

Mayor Danzinger thanked the applicant, and he stated that the applicant has agreed to raising their proffers from \$67,000 to \$85,000.

Mayor Danzinger reopened public comment.

The following individual from the public spoke:

Julio Corral, resident likes the project and would like to see the back of the building and not removing the parking spots.

Mayor Danzinger closed public comment.

Mayor Danzinger reiterated the requirements placed by the Town in the code that require developments to provide inspections to neighboring buildings and seismic monitoring.

Commissioner Velasquez spoke again regarding the parking spaces and taking those away is not a good idea especially now that they are extending the Tennis Center.

Vice Mayor Rose stated that they are not taking away spaces and where the curb cuts are they are putting trees and there are two illegal spaces that people are parking there when they are not supposed to.

Mayor Danzinger passed the gavel.

A motion was made by Mayor Danzinger to approve the resolution as written with increasing the proffer from \$67,000 to \$85,000, seconded by Commissioner Meisheid. The motion carried with a 4-1 vote with Commissioner Velasquez voting in opposition.

[8809\\_Harding\\_Avenue\\_Table\\_1.pdf](#)

[8800 Collins Avenue.pdf](#)

[Resolution 8800 Collins Avenue.pdf](#)

### **3. Adjournment**

A motion was made by Vice Mayor Rose to adjourn the meeting without objection at 7:43 p.m., seconded by Commissioner Meisheid. The motion carried with a 5-0 vote.



**Town of Surfside  
Regular Town Commission Meeting  
December 13, 2022**

**DISCUSSION ITEM MEMORANDUM**

**Agenda #:** 3.B

**Date:** December 13, 2022

**From:** Andrew Hyatt, Town Manager

**Subject:** Downtown Walkability Design and Public Outreach

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**Suggested Action:** – Town Administration requests authorization to expend funds up to \$120,000 on Option 1 for Downtown Walkability design, public outreach, permitting, and implementation strategy.

**Background/Analysis:** – Town Administration is requesting approval of funds to proceed with the "Option 1 - Parklets" design process. Scope of services is attached as Exhibit A.

Option 1 - Parklets Includes:

- Parklets: 6 to 8 High-quality, compact public spaces along the existing sidewalk to replace existing parking. Designed to be replicated and scalable as desired.
- Colored stamped concrete sidewalk corners
- Minor Landscape Improvements
- New Signage
- Pavement marking and striping plan for crosswalks

Funding for the design phase will be re-appropriated come from the Capital Project Fund Harding Avenue Lighting project which will be re-titled as the Downtown Walkability Improvements project via the associated budget amendment.

**RESOLUTION NO. 2022-\_\_\_\_\_**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING AND AUTHORIZING THE EXPENDITURE OF FUNDS IN AN AMOUNT NOT TO EXCEED \$120,000 TO ENGAGE MARLIN ENGINEERING, INC. FOR PHASE 2 OF THE DOWNTOWN WALKABILITY AND DESIGN STUDY; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on June 15, 2020, the Town issued Request for Qualifications No. 2020-05 (the “RFQ”) requesting proposals from firms that could provide general planning services (the “Services”); and

**WHEREAS**, on November 19, 2020, the Town Commission adopted Resolution No. 2020-2738 approving the award of an agreement to Marlin Engineering, Inc. (the “Consultant”) for the Services pursuant to the RFQ (the “Agreement”); and

**WHEREAS**, on January 11, 2022, the Town of Surfside (the “Town”) Commission adopted Resolution No. 2022-2852, which approved and authorized the expenditure of funds to engage the Consultant for a Downtown Walkability and Design Study (the “Study”) in order to identify opportunities to provide a more walkable experience for residents and visitors of the Town and improve overall roadway-pedestrian safety; and

**WHEREAS**, on September 13, 2022, the Consultant presented the results from the Study to the Town Commission, as well as three different alternatives for Phase 2 of the Study; and

**WHEREAS**, the Town Commission approved Alternative 1 for Phase 2 of the Study, which includes additional public outreach, preparation of parklet prototypes, preparation of construction plans for colored stamp concrete sidewalks and crosswalks

at 5 locations in the downtown, landscape improvements and coordination with the Town, Miami Dade County, the Florida Department of Transportation and utility providers (“Phase 2”); and

**WHEREAS**, the Town Administration is seeking approval and authorization to expend funds in an amount not to exceed \$120,000.00 to engage the Consultant for Phase 2 of the Study in accordance with the terms of the Agreement and the Scope of Work attached hereto as Exhibit “A”; and

**WHEREAS**, the Town Commission finds that this Resolution is in the best interest and welfare of the residents of the Town.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** Each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

**Section 2. Approving and Authorizing Expenditure of Funds.** The Town Commission approves and authorizes the expenditure of funds in an amount not to exceed \$120,000.00 to engage the Consultant for Phase 2 of the Study in accordance with the terms of the Agreement and the Scope of Work attached hereto as Exhibit “A.”

**Section 3. Implementation.** The Town Manager and Town Administration are authorized and directed to take any and all action necessary to accomplish the purposes of this Resolution.

**Section 4. Effective Date.** This Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED** on this 13<sup>th</sup> day of December, 2022.

Motion By: \_\_\_\_\_

Second By: \_\_\_\_\_

**FINAL VOTE ON ADOPTION:**

Commissioner Fred Landsman \_\_\_\_\_  
Commissioner Marianne Meisheid \_\_\_\_\_  
Commissioner Nelly Velasquez \_\_\_\_\_  
Vice Mayor Jeff Rose \_\_\_\_\_  
Mayor Shlomo Danzinger \_\_\_\_\_

\_\_\_\_\_  
Shlomo Danzinger, Mayor

Attest:

\_\_\_\_\_  
Sandra McCready, MMC  
Town Clerk

Approved as to Form and Legal Sufficiency:

\_\_\_\_\_  
Weiss Serota Helfman Cole & Bierman, P.L.  
Town Attorney

**DRAFT SCOPE FRAMEWORK**  
**DOWNTOWN WALKABILITY AND DESIGN STUDY – PHASE 2**  
**Alt 1 – Intersection/Crosswalk Aesthetic Upgrades & Parklet Implementation**  
**by Marlin Engineering, Inc.**

**I. General**

The two blocks of Harding Avenue from 94th Street to 96th Street provide the entrance to the Town of Surfside for those arriving from the north. It is also the commercial hub for residents and is visited by pedestrians, bicyclists, buses and vehicles. The Town was interested in evaluating the feasibility of providing wider sidewalks along this section of Harding Avenue to support safety, provide a more walkable experience for shoppers and slow vehicle speeds.

The Marlin Engineering 2022 Study included a literature review of prior Town documents, data collection, existing conditions analysis, public outreach including 162 resident and 18 business questionnaire surveys and three improvement alternatives for the downtown. The Town Commission approved Alternative 1 on September 13, 2022.

The Phase 2 Implementation Program involves additional public outreach, preparation of parklet prototypes, preparation of construction plans for colored stamp concrete sidewalks and crosswalks at 5 locations in the downtown, landscape improvements and coordination with the Town, Miami Dade County, the Florida Department of Transportation and utility providers.

**II. Scope of Work**

**Task 1 - Kick off Meeting and Project Management**

Marlin Engineering proposes to hold a kickoff meeting with key Town staff and will perform ongoing project management under this task.

**Task 2 – Public Outreach**

This activity builds on the public outreach from the Phase 1 Study. It is envisioned two interactive public workshops will be utilized to further accomplish plan refinement and public input on the implementation of Alternate 1 – Intersection/Crosswalk Aesthetic Upgrades and Parklet Implementation. The design concepts and improvement plans will also be presented to the Town Commission for approval.

**Task 3 – Parklet Prototype Designs**

This Task will further develop prototype designs for parklets with emphasis on providing public spaces and sidewalk cafes. Items to be considered by Marlin Engineering include highway safety, clear recovery, public use, aesthetics, landscaping, public seating, table space, day and night time use, ability to move to other locations, special events and cost. Three different concepts will be prepared.

**Task 4 – Construction Plans Package**

Marlin Engineering will prepare construction drawings considering the Florida Department of Transportation requirements, Miami Dade County requirements and the Town's requirements. The major emphasis of the Plan set are the signalized intersections of Harding Avenue and 96<sup>th</sup>



**DRAFT SCOPE FRAMEWORK**

Street, 95<sup>th</sup> Street and 94<sup>th</sup> Street and the two mid-block signalized pedestrian crosswalks north and south of 95<sup>th</sup> Street. These locations will include colored stamped concrete sidewalks and pedestrian crossings, minor landscape improvements, signage, pavement markings and striping plans and utilization of existing and proposed signalized pedestrian traffic control features. Marlin will also identify and incorporate any proposed underground utility improvements proposed by the Town.

#### Task 5 – Agency Coordination

This Task provides for on-going coordination and approvals from Miami Dade County and the Florida Department of Transportation. Marlin Engineering will also coordinate with the utility providers participating in the Town’s undergrounding program.

### III. 9 MONTH SCHEDULE

#### IV. BUDGET

Task 1 - Kick off Meeting and Project Management	\$10,000.00
Task 2 – Public Outreach	\$15,000.00
Task 3 – Parklet Prototype Designs	\$15,000.00
Task 4 – Construction Plans Package	\$70,000.00
Task 5 – Agency Coordination	<u>\$10,000.00</u>
Total Cost	\$120,000.00



## MEMORANDUM

ITEM NO. 3.C

**To:** Honorable Mayor, Vice-Mayor and Members of the Town Commission  
**From:** Andrew Hyatt, Town Manager  
**Date:** December 13, 2022  
**Subject:** **Fiscal Year 2023 Budget Amendment Resolution No. 3**

---

Town Administration recommends approval of the budget amendment.

The State of Florida, the Charter of the Town of Surfside, and sound financial management practices require monitoring of the Town's budgetary condition. Budget requirements include maintaining a balanced budget and a prohibition against entering into encumbrances for which there is not sufficient appropriation.

The Town Commission monitors the budget to actual summary at the fund level monthly on each agenda. The Town Manager is authorized by the Charter to make adjustments within funds so long as the appropriation for each fund is not exceeded. The purpose of this budget amendment is for the Town Commission to amend the FY 2023 annual budget and to recognize changes in revenues and expenditures that differ from the adopted budget.

The attached document represents the amendment that ensures compliance with State law, Town Charter, and sound financial management practices.

Staff has reviewed FY 2023 actual revenues and expenditures and recommends a change to the FY 2023 Annual Budget is as follows:

### **CAPITAL PROJECTS FUND (Attachment A)**

The Capital Projects Fund is being amended to:

1. Re-appropriate the fund balance carryover from the Harding Avenue Street Lighting capital improvement project funded in prior years in the amount of \$618,883 to the Downtown Walkability Improvements capital project expenditures.

[Resolution Approving Budget Amendment No. 3.](#)

[FY 2023 Budget Amendment No 3.pdf](#)



**RESOLUTION NO. 2022-\_\_\_\_\_**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING BUDGET AMENDMENT NO. 3 FOR THE FISCAL YEAR 2023 BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on September 28, 2022, the Town of Surfside (the “Town”) Commission adopted Resolution No. 2022-2922 approving the budget for Fiscal Year 2023 and establishing revenues and appropriations for the Town; and

**WHEREAS**, the Capital Projects Fund is being amended to re-appropriate the fund balance carryover from the Harding Avenue Street Lighting capital improvement project funded in prior years in the amount of \$618,883 to the Downtown Walkability Improvements capital project expenditures, as detailed in Attachment “A” attached hereto; and

**WHEREAS**, the Town Commission finds that this Resolution is in the best interest and welfare of the residents of the Town.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** That each of the above-stated recitals are hereby adopted, confirmed, and incorporated herein.

**Section 2. Approving Amended Budget; Budget Amendment No. 3.** That the Town Commission approves the 2023 fiscal year budget amendment provided for in Attachment “A” attached hereto.

**Section 3. Implementation.** The Town Manager and/or his designee are directed to take any and all action necessary to accomplish the Budget amendments and the purposes of this Resolution.

**Section 4. Effective Date.** This Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED** on this 13<sup>th</sup> day of December, 2022.

Motion By: \_\_\_\_\_

Second By: \_\_\_\_\_

**FINAL VOTE ON ADOPTION:**

Commissioner Fred Landsman \_\_\_\_\_  
Commissioner Marianne Meisheid \_\_\_\_\_  
Commissioner Nelly Velasquez \_\_\_\_\_  
Vice Mayor Jeff Rose \_\_\_\_\_  
Mayor Shlomo Danzinger \_\_\_\_\_

\_\_\_\_\_  
Shlomo Danzinger, Mayor

Attest:

\_\_\_\_\_  
Sandra McCready, MMC  
Town Clerk

Approved as to Form and Legal Sufficiency:

\_\_\_\_\_  
Weiss Serota Helfman Cole & Bierman, P.L.  
Town Attorney

**TOWN OF SURFSIDE  
BUDGET AMENDMENT  
ATTACHMENT A**

Fiscal Year            2022/2023  
 BA No.                 3  
 Fund Nos.            301 Capital Projects Fund

12/13/2022

Account Number	Account Description	Justification	Original/ Adjusted Budget	Increase	Decrease	Adjusted Budget
<b>CAPITAL PROJECTS FUND</b>						
<b>REVENUES</b>						
301-590-392-00-00	Appropriated Fund Balance	Reappropriate fund balances - carryover for capital projects funded in prior years	\$ 9,704,189	\$ 618,883		\$ 10,323,072
<b>TOTAL</b>	<b>CAPITAL PROJECTS FUND REVENUES</b>			<b>\$ 618,883</b>	<b>\$ -</b>	
<b>EXPENDITURES</b>						
301-4400-541-63-TBD	Downtown Walkability Improvements	Reappropriate fund balance - carryover Harding Avenue Street Lighting project to Downtown Walkability Improvements project	\$ -	\$ 618,883		\$ 618,883
<b>TOTAL</b>	<b>CAPITAL PROJECTS FUND EXPENDITURES</b>			<b>\$ 618,883</b>	<b>\$ -</b>	



## MEMORANDUM

ITEM NO. 3.D

**To:** Honorable Mayor, Vice-Mayor and Members of the Town Commission

**From:** Andrew Hyatt, Town Manager

**Date:** December 13, 2022

**Subject:** **Approval of License Agreement with Florida Department of Transportation (FDOT) for Town Right of Way Use for Crosswalk Improvements at the Intersection of 88<sup>th</sup> Street and Harding Avenue**

---

Town Administration is seeking Town Commission authorization to execute a License Agreement with Florida Department of Transportation (FDOT) in order to provide partial use at the southeast corner of the Town Right of Way located on 88<sup>th</sup> Street and Harding Avenue in order for the Department (FDOT) to perform crosswalk enhancements in conjunction with FDOT Project Number 443899.

Florida Department of Transportation (FDOT) is finalizing design documents, which include legal documents, in order to commence the State Request for Proposal (RFP) process for State Project Number 443899. The project involves the complete milling and resurfacing of Harding Avenue from 96<sup>th</sup> Street to Indian Creek Drive along with various sidewalks and crosswalks improvements. The project is scheduled to start in 2023.

As part of the crosswalks improvements to be performed on 88<sup>th</sup> Street and Harding Avenue, FDOT is requesting a License Agreement from the Town for the use of the southeast corner of the intersection for the installation of hand boxes for synchronization control of proposed crosswalk. After review, the Town administration has determined the request to not impact future developments of the area and find it minimal in nature and has no objections with granting the request. The proposed work will enhance crosswalk operations at the intersection. Refer to **Exhibit A** - "License Agreement".

[45L1263-Reso Approving License with FDOT - Crosswalk Improvements 88th St and Harding Avenue.DOCX](#)

[Exhibit A - License Agreement](#)

**RESOLUTION NO. 2022-\_\_\_\_\_**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING A LICENSE AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR USE OF THE TOWN RIGHT-OF-WAY ON 88TH STREET AND VETERANS PARK IN CONNECTION WITH CROSSWALK IMPROVEMENTS AT THE INTERSECTION OF 88<sup>TH</sup> STREET AND STATE A1A HARDING AVENUE (FDOT PROJECT NO. 443899); AUTHORIZING EXPENDITURE OF FUNDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the State of Florida Department of Transportation (“FDOT”) is currently engaging in FDOT Project No. 443899 for crosswalk improvements at the intersection of 88<sup>th</sup> Street and A1A Harding Avenue, including replacing the existing concrete sidewalk, removing the existing pedestrian signal assembly and push buttons from the existing mast arm, sloping grading and harmonizing sidewalk, and reconnecting existing features of the property to the roadway improvements (the “Project”); and

**WHEREAS**, FDOT requires that the Town enter into the License Agreement, in substantially the form attached hereto as Exhibit “A” for the Project, which would allow temporary use of the 88<sup>th</sup> Street Right-of-Way and Veterans Park in connection with the Project (the “License”); and

**WHEREAS**, the Town Commission finds that the Project and this Resolution is in the best interest and welfare of the Town.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above-stated recitals are true and correct and are incorporated herein by this reference.



**Section 2. Approval of License.** The Town Commission approves the License in substantially the form attached hereto as Exhibit "A," together with such changes as may be acceptable to the Town Manager and Town Attorney.

**Section 3. Authorization to Execute License.** The Town Manager is authorized to execute the License, in substantially the form attached hereto as Exhibit "A," with FDOT on behalf of the Town, subject to the approval as to form and legal sufficiency by the Town Manager and Town Attorney.

**Section 4. Implementation.** The Town Manager and Town Officials are hereby authorized to take any and all actions which are necessary to implement the License and the purposes of this Resolution.

**Section 5. Effective Date.** This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED this 13<sup>th</sup> day of December, 2022.

Motion By: \_\_\_\_\_  
Second By: \_\_\_\_\_

**FINAL VOTE ON ADOPTION:**

Commissioner Fred Landsman \_\_\_\_\_  
Commissioner Marianne Meischeid \_\_\_\_\_  
Commissioner Nelly Velasquez \_\_\_\_\_  
Vice Mayor Jeffrey Rose \_\_\_\_\_  
Mayor Shlomo Danzinger \_\_\_\_\_

\_\_\_\_\_  
Shlomo Danzinger, Mayor

**ATTEST:**

---

Sandra McCready, MMC  
Town Clerk

**APPROVED AS TO FORM AND LEGALITY FOR THE USE  
AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**

---

Weiss Serota Helfman Cole & Bierman, P.L.  
Town Attorney

09-LA.02-05/2000

This instrument prepared by, or under the direction of,  
Alicia Trujillo, Esq., District Six Chief Counsel  
State of Florida Department of Transportation  
1000 N.W. 111<sup>th</sup> Avenue, Miami, Florida 33172  
April 20, 2021 - MF

Parcel No : 901R(9/26/2022)MF  
Item/Segment No. : 443899-1  
Managing District : 6

**LICENSE**

THIS AGREEMENT, Made the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by and between **TOWN OF SURFSIDE**, herein called Licensor and the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, herein called Licensee.

In consideration of the benefits, the parties agree as follows:

**TOWN OF SURFSIDE**, hereby grants to the Licensee a License to occupy and use the following described premises:

Parcel 901

FIN No. 443899-1

A 29.60 feet strip of land lying 3.86 feet Southerly of the Northerly line of the property located at:  
8750 Collins Avenue, Surfside, FL.  
Folio Number: 14-2235-005-0500.

The premises may be occupied and used by Licensee solely for sloping, grading, tying in, harmonizing and reconnecting existing features of the property with the highway improvements including the installation of a pedestrian signal push button which are to be constructed together with incidental purposes related thereto during the period beginning with the date written above and continuing until completion of the transportation project, but not later than the last day of December 2024.

The execution of this agreement by Licensor, has been induced by no representations, statements, warranties, or agreements other than those contained here. This agreement contains the entire understanding of the parties and there are no other agreements or understandings, written or oral, in effect between the parties relating to this matter.

IN WITNESS WHEREOF, the Licensor has signed this the day and year as written above.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print name

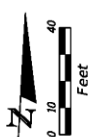
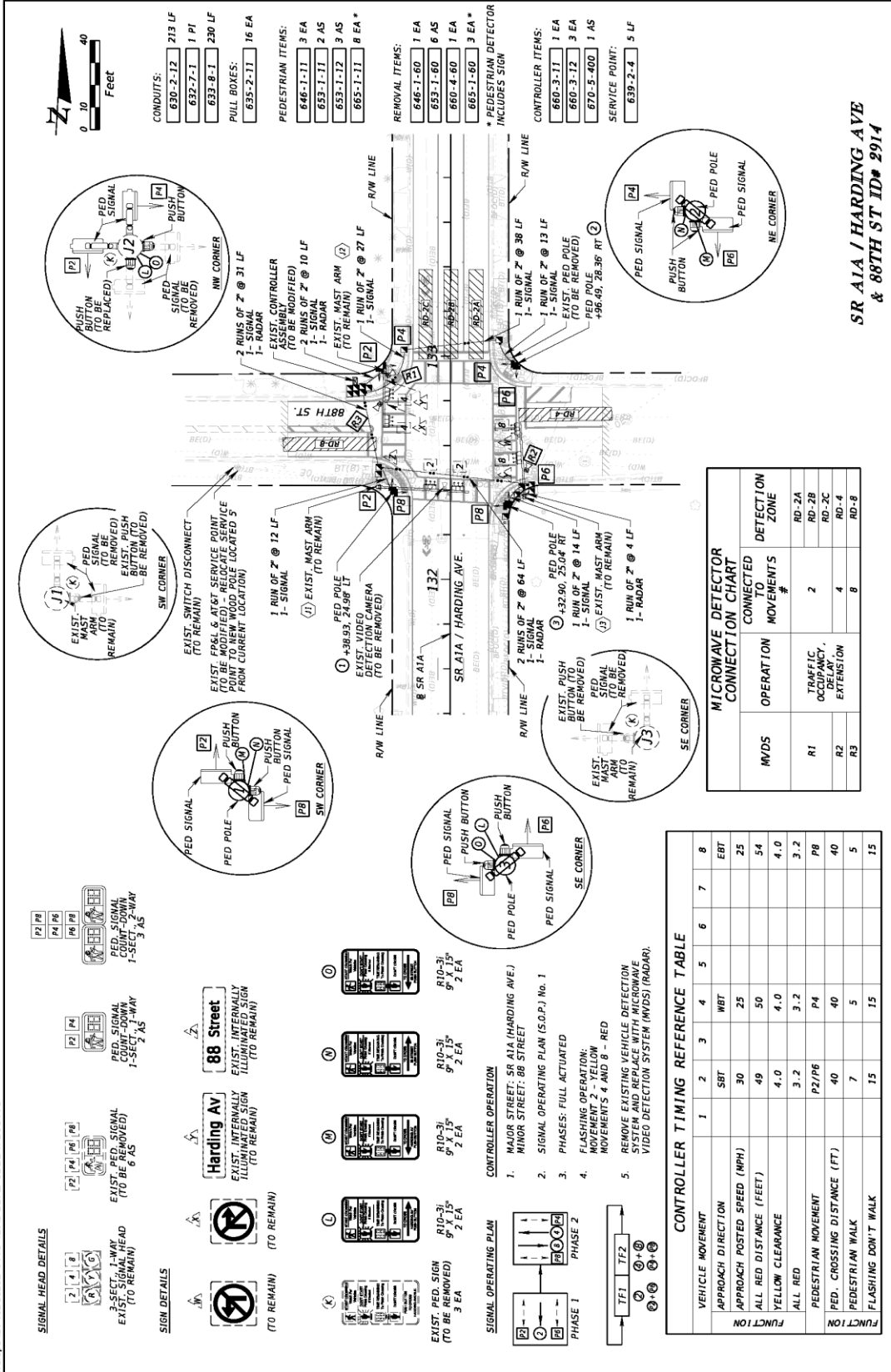








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- CONDUITS:**
- 630-2-12 213 LF
  - 632-7-1 1 PI
  - 633-8-1 230 LF
  - 635-2-11 16 EA
- PEDESTRIAN ITEMS:**
- 646-1-11 3 EA
  - 653-1-11 2 AS
  - 653-1-12 3 AS
  - 665-1-11 8 EA \*
- REMOVAL ITEMS:**
- 646-1-60 1 EA
  - 653-1-60 6 AS
  - 660-4-60 3 EA \*
  - 665-1-60 3 EA \*
- CONTROLLER ITEMS:**
- 660-3-11 1 EA
  - 660-3-12 3 EA
  - 670-5-400 1 AS
  - SERVICE POINT: 639-2-4 5 LF
- \* PEDESTRIAN DETECTOR INCLUDES SIGN

**MICROWAVE DETECTOR CONNECTION CHART**

MVDS	OPERATION TO CONNECTED MOVEMENTS	DETECTION ZONE
R1	TRAFFIC OCCUPANCY EXTENSION	RD-2A RD-2B RD-2C
R2		RD-4
R3		RD-8

**CONTROLLER TIMING REFERENCE TABLE**

VEHICLE MOVEMENT	1	2	3	4	5	6	7	8
APPROACH DIRECTION	SBT	WBT						EBT
APPROACH POSTED SPEED (MPH)	30	25						25
ALL RED DISTANCE (FEET)	49	50						54
YELLOW CLEARANCE	4.0	4.0						4.0
ALL RED	3.2	3.2						3.2
PEDESTRIAN MOVEMENT	P2/P6	P4						P8
PED. CROSSING DISTANCE (FT.)	40	40						40
PEDESTRIAN WALK	7	5						5
FLASHING DON'T WALK	15	15						15

**SR A1A / HARDING AVE & 88TH ST ID# 2914**

**SIGNALIZATION PLAN**

STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION

ENGINEER OF RECORD: PARLO BIELECKI, P.E.  
LICENSE NUMBER 63061  
TECHNIKA CONSULTING, INC.  
10000 SW 11TH AVE, SUITE 211  
MIAMI, FLORIDA 33145

ROAD NO.: SR A1A  
COUNTY: MIAMI-DADE  
FINANCIAL PROJECT ID: 443899-1-52-01

DATE: \_\_\_\_\_  
REVISIONS: \_\_\_\_\_

DESCRIPTION: \_\_\_\_\_

SHEET NO.: T-13



DocuSign Envelope ID: 46D0325D-344C-4DA3-BDAD-5DDD1FB8C11C

132

R A1A / HARDING AVE.

Signalization  
Upgrades

P8

P6

P6

2 RUNS OF 2" @ 64 LF  
1- SIGNAL  
1- RADAR

3

PED POLE  
+32.90, 25.04' RT

1 RUN OF 2" @ 14 LF  
1- SIGNAL

J3

EXIST. MAST ARM  
(TO REMAIN)

1 RUN OF 2" @ 4 LF  
1- RADAR





## MEMORANDUM

ITEM NO. 3.E

**To:** Honorable Mayor, Vice-Mayor and Members of the Town Commission

**From:** Andrew Hyatt, Town Manager

**Date:** December 13, 2022

**Subject:** **Authorization to Purchase a Spare Sanitary Sewer 60 HP HOMA Submersible Pump to Replaced Damaged Sewer Pump**

---

Town administration is seeking Town Commission approval for a purchase of a replacement 60 HP HOMA Submersible pump used for sewer lift station operations with purchase being made through Barney's Pumps, Inc. in the amount of \$26,507.00.

The Town of Surfside has 2 (two) sanitary sewer lift stations located at 501 93<sup>rd</sup> Street and 601 89<sup>th</sup> Street. Each station is similar in design and both provide sewer collection for the entire Town. Both stations pump through a series of force mains to a larger collection force main located on Collins Ave. In order for the pumping to occur, each station was designed with 2 (two) pumps that interchange pumping sequences to allow for cool down time while the other operates. The Town of Surfside Public Works department monitors each station on a 24-hour basis using remote monitoring and on-site field servicing which includes preventative maintenance. Currently, the Town uses HOMA pumps which are a pump and motor hybrid that can be used at any Town of Surfside sewer lift station as designed during the infrastructure project that took place in 2013. The HOMA pumps are space and energy efficient; and, supplied by one vendor in the Florida territory, Barney's Pump Inc.

During the rain event that occurred on June 4, 2022, that impacted the entire county, the Town of Surfside Public Works staff was on site making emergency operation repairs to both sanitary sewer lift stations as a result of pump failures that occurred. The Town had to use both spare 60 HP HOMA pumps to re-commission sewer station operations. As a result, the Town currently does not have any spare pumps in stock to address any future sewer emergencies.

The purchase of a new pump exceeds the spending limit of the Public Works department. Refer to Exhibit A - "Pump Quote". Additionally, the Florida territory distributor for HOMA pumps is Barney's Pumps Inc; therefore, the supplier is an existing vendor the Town uses for

pump repairs and maintenance. Services are rendered as needed. The Town administration recommends that the commission approve the purchase of a spare HOMA sewer pump through the execution of Barney's Pumps Inc. quotation number 1004638 for a total of \$26,507.00. The purchase is being made per Sec. 3-13. - Exemptions from competitive building as an "A public works and utilities purchase or contract for materials, supplies, equipment, public improvements or services, repairs, maintenance and replacements, related to all town facilities, properties, fleet and infrastructure, including but not limited to, stormwater, electric, lighting, water, sewer, telecommunications, roads, buildings, and sidewalks".

[Resolution Approving and Authorizing Purchase of Spare Sanitary Sewer Pump.DOCX](#)

[Exhibit A - Pump Quote](#)

RESOLUTION NO. 2022-\_\_\_\_\_

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING AND AUTHORIZING THE PURCHASE OF A SPARE SANITARY SEWER 60 HP HOMA SUBMERSIBLE PUMP FROM BARNEY’S PUMPS INC.; FINDING THAT THE PURCHASE IS EXEMPT FROM COMPETITIVE BIDDING PURSUANT TO SECTION 3-13(7)(F) OF THE TOWN CODE AS A PUBLIC WORKS OR UTILITIES PURCHASE FOR TOWN INFRASTRUCTURE FACILITIES; AUTHORIZING THE TOWN MANAGER TO ENTER INTO A PURCHASE ORDER FOR SUCH PURCHASE; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on June 4, 2022, the Town of Surfside (“Town”) experienced a severe rain event that resulted in the failure of the Town’s sanitary sewer lift station pumps, which required the Town to replace the failed pumps with its spare 60 HP HOMA pumps; and

**WHEREAS**, the Town desires to purchase one (1) spare sanitary sewer 60 HP HOMA submersible pump (the “Pump Station Purchase”) to address any future sewer emergencies; and

**WHEREAS**, Berney’s Pumps Inc. (the “Vendor”) has submitted a proposal, attached hereto as Exhibit “A,” for the Pump Station Purchase at a cost of \$26,507.00; and

**WHEREAS**, pursuant to Section 3-13(7)(f) of the Town’s Code, public works or utilities purchases or work for Town facilities are exempt from competitive bidding; and

**WHEREAS**, the Town desires to approve and authorize the Pump Station Purchase from the Vendor in the amount of \$26,507.00, in accordance with the Proposal attached hereto as Exhibit “A”, and pursuant to a Purchase Order to be entered into by the Town and Vendor; and

**WHEREAS**, the Town Commission finds that this Resolution is in the best interest and welfare of the Town.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above-stated recitals are true and correct and are incorporated herein by this reference.

**Section 2. Approval and Authorization to Purchase the Pump Station Purchase from the Vendor.** The Town Commission approves and authorizes the Pump Station Purchase from the Vendor in an amount not to exceed \$26,507.00, in accordance with the Proposal attached hereto as Exhibit "A." The Town Commission finds that, pursuant to Section 3-13(7)(f) of the Town's Code, the Pump Station Purchase is exempt from competitive bidding.

**Section 3. Implementation.** That the Town Commission hereby authorizes the Town Manager to execute a purchase order or required documentation for the Pump Station Purchase described in this Resolution, subject to approval by the Town Attorney as to form and legal sufficiency, and to take any action which is reasonably necessary to implement the purpose of this Resolution.

**Section 4. Effective Date.** This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED this \_\_\_ day of \_\_\_\_\_, 2022.

Motion By: \_\_\_\_\_

Second By: \_\_\_\_\_

**FINAL VOTE ON ADOPTION:**

Commissioner Fred Landsman \_\_\_\_\_  
Commissioner Marianne Meisheid \_\_\_\_\_  
Commissioner Nelly Velasquez \_\_\_\_\_  
Vice Mayor Jeffrey Rose \_\_\_\_\_  
Mayor Shlomo Danzinger \_\_\_\_\_

\_\_\_\_\_  
Shlomo Danzinger, Mayor

**ATTEST:**

\_\_\_\_\_  
Sandra McCready, MMC  
Town Clerk

**APPROVED AS TO FORM AND LEGALITY FOR THE USE  
AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**

\_\_\_\_\_  
Weiss Serota Helfman Cole & Bierman, P.L.  
Town Attorney





## MEMORANDUM

ITEM NO. 3.F

**To:** Honorable Mayor, Vice-Mayor and Members of the Town Commission

**From:** Town Clerk, Sandra McCready

**Date:** December 13, 2022

**Subject:** **Civic Plus Annual Agreement**

---

The Town Administration recommends approving the new agreement with Municode ("CivicPlus") to include pricing for an initial annual rate of \$5,217.00 for the supplementation services, subject to 5.0% annual increases for each renewal term.

The Town utilizes Municode ("CivicPlus") for the codification of Town Ordinances. Per the Town's agreement with Municode ("CivicPlus"), the services have historically been invoiced on a per page amended basis. However, Municode ("CivicPlus") recently changed its billing process and now offers a flat annual rate for the services based on the Town's historic average cost for the past five (5) years.

The new agreement with Municode ("CivicPlus") includes new pricing at an initial annual rate of \$5,217.00 for the supplementation services, subject to 5.0% annual increases for each renewal term, as attached hereto as Exhibit "A."

[Resolution Approving CivicPlus Supplement Services Agreement - Annual Rate](#)

[Exhibit A - CivicPlus Statement of Work - Supplementation Services.pdf](#)

[Exhibit B - Civic Plus Agreement.DOCX](#)

**RESOLUTION NO. 2022- \_\_\_\_\_**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING THE PURCHASE OF SUPPLEMENTATION SERVICES FROM CIVICPLUS, LLC FOR CODIFICATION OF TOWN ORDINANCES IN MUNICODE; FINDING THAT THE PURCHASE IS EXEMPT FROM COMPETITIVE BIDDING PURSUANT TO SECTIONS 3-13(2) AND (7)(j) OF THE TOWN CODE; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Surfside (“Town”) entered into an agreement with Municode, LLC, a subsidiary of CivicPlus, LLC (the “Service Provider”), for supplementation services related to the codification of Town Ordinances (the “Supplementation Services”); and

**WHEREAS**, historically Supplementation Services have been invoiced on a per page amended basis; and

**WHEREAS**, the Service Provider has changed its billing process and now offers a flat annual rate for Supplementation Services based on the Town’s historic average cost for the past five (5) years; and

**WHEREAS**, the Service Provider has submitted a Statement of Work (“SOW”) for the Supplementation Services in an amount of \$5,217.00 for the first year, subject to 5% annual increases for each renewal term thereafter, as attached hereto as Exhibit “A”; and

**WHEREAS**, pursuant to Section 3-13(2) of the Town’s Code, contracts for professional services, except those governed by the Consultant’s Competitive Negotiations Act, are exempt from competitive bidding; and

**WHEREAS**, pursuant to Section 3-13(7)j. of the Town’s Code, purchases arising



out of renewal of software and hardware licenses and maintenance agreements, are exempt from competitive bidding; and

**WHEREAS**, the Town Commission desires to approve the purchase of the Supplementation Services from the Service Provider and authorize the Town Manager to enter into an agreement with the Service Provider, in substantially the form attached hereto as Exhibit “B” (the “Agreement”), for the Supplementation Services based on the SOW; and

**WHEREAS**, the Town Commission finds that the Supplementation Services are in the best interests, welfare, and safety of the Town.

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AS FOLLOWS:**

**Section 1. Recitals.** The above and foregoing recitals are true and correct and are hereby incorporated by reference.

**Section 2. Approval and Authorization to Purchase Services.** The Town Commission hereby approves the purchase of the Supplementation Services from the Service Provider in an amount not to exceed \$5,217 for the first year, subject to 5% annual increases for each renewal term thereafter. The Town Manager is authorized to execute the Agreement with the Service Provider, in substantially the form attached hereto as Exhibit “B,” based on the SOW, subject to the approval as to form, content, and legal sufficiency by the Town Attorney and Town Manager.

**Section 3. Exemption from Competitive Bidding.** The Town Commission finds that pursuant to Sections 3-13(2) and 3-13(7)j. of the Town’s Code, the purchase of the Supplementation Services is exempt from competitive bidding.

**Section 4. Implementation.** The Town Manager and Town Officials are authorized to take any and all necessary or further action to implement the purchase of the Services and the purposes of this Resolution.

**Section 4. Effective Date.** This Resolution will become effective upon adoption.

PASSED AND ADOPTED this 13<sup>th</sup> day of December, 2022.

Motion By: \_\_\_\_\_  
Second By: \_\_\_\_\_

**FINAL VOTE ON ADOPTION:**

Commissioner Fred Landsman \_\_\_\_\_  
Commissioner Marianne Meisheid \_\_\_\_\_  
Commissioner Nelly Vazquez \_\_\_\_\_  
Vice Mayor Jeffrey Rose \_\_\_\_\_  
Mayor Shlomo Danzinger \_\_\_\_\_

\_\_\_\_\_  
Shlomo Danzinger, Mayor

**ATTEST:**

\_\_\_\_\_  
Sandra McCready, MMC  
Town Clerk

**APPROVED AS TO FORM AND LEGALITY FOR THE USE  
AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**

\_\_\_\_\_  
Weiss Serota Helfman Cole & Bierman, P.L.  
Town Attorney



9/6/2022

Sandra McCready  
Town Clerk  
smccready@townofsurfsidefl.gov

Sandra McCready:

Thank you for your continued loyalty and business throughout the years! We are excited to offer an annual rate for supplementation services. We have included a discount of 20% for year one if you elect to adopt this new billing model within the calendar year of 2022!

The purpose of this amendment is to modify our current agreement to include pricing for an annual rate for the supplementation services in which you are currently enrolled. This annual rate will simplify your budget process, empower you to update your code regularly, provide reassurance that there are no hidden fees and allow for a simplified way to explain the entire supplementation process to staff. If you elect the annual supplementation rate, we have also included additional discounted offerings for Municode Meetings or CivicClerk.

With over 70 years of experience, Municode is the oldest and most trusted codifier in the nation. We currently provide codification services to over 4,200 municipalities throughout the United States and host nearly 4,000 municipal codes online via our code hosting platform, MunicodeNEXT.

We are extremely excited to have recently joined forces with CivicPlus, the nation's premier provider of integrated government technology solutions! CivicPlus shares our vision of strengthening democracy by connecting municipalities with their citizens in new, powerful, and meaningful ways.

Please let us know if you have any questions – we would love to discuss the many advantages this new billing model provides to our customers!

**Susan Webb – Customer Success Manager - Legal**

Email: [swebb@civicplus.com](mailto:swebb@civicplus.com)

Sincerely,



Steffanie W. Rasmussen  
Director of Legal/Services - CivicPlus  
Phone: 800-262-2633 ext. 1148  
[srasmussen@civicplus.com](mailto:srasmussen@civicplus.com)

CONTRACT ADDENDUM TO SUPPLEMENT BILLING  
**Supplement Service\***

Historically supplementation has been invoiced on a per page amended basis. This billing model often causes difficulties establishing an annual budget and approving costs for each scheduled supplement. Transitioning to an annual supplement billing model can provide the following benefits:

1. Easier Budgeting Process: With an annual fee, you will be able to easily budget for your supplementation cost. No more guessing or estimating how many ordinances your council or commission will pass.
2. Removal of supplement estimates: Under this model we can remove the estimate process per supplement allowing for our editorial staff to start the process sooner vs. waiting on approval for a supplement.
3. Increased Transparency: With this new model, you will not need to worry about how many ordinances you send to us for supplementation. With a few exceptions, such as full chapter replacements and/or the addition of new zoning codes, your annual fee is fixed, allowing you to send in as many ordinances as you would like. Over the years, we have found that many of our customers don't send all their ordinances so that they can save on the cost of supplementation. Our new approach will ensure that your code is always up to date for you and your residents.
4. Create billing efficiencies: Less invoices to process annually. No more counting pages or trying to reconcile your bill with your supplements.
5. Simplify: Training new team members and explaining supplementation to staff will be simplified. |
6. First Year Discount: To ease the transition to an annual fee, we would like to work with you to reduce the cost of your first year of supplementation by 20%.
7. Discounts on Additional CivicPlus Products: If you can work with us in 2022 to make the shift, our team will also be empowered to offer you a 50% discount on the first-year hosting and support cost on any new subscriptions to our Meeting and Agenda Management software solutions, Municode Meetings and CivicClerk.

\*All recurring services under this contract will be subject to a 5% annual increase each renewal term. Sales tax will be applied where applicable.

**Annual Fees:** the annual billing month will be established upon final approval.

Supplementation annual fee: USD 5,216.60

To provide full transparency, we have provided a historical breakdown of the costs associated with your supplementation that will be built into your annual fee. The recommended annual supplement fee is based on this historical breakdown of billing. We will maintain your current supplement schedule.

<b>Line Item – Code of Ordinances</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>
Supplement charges (\$22.99 per page)	\$3586	\$7173	\$4644	\$6253	\$1931
Images, Graphics, Tabular Matter (\$10 each)	\$30	\$120	\$160	\$130	\$20
Administrative Support Fee	\$250	\$250	\$250	\$250	\$250
Freight	\$11	\$53	\$25	\$47	\$0
Folio/PDF/WORD	\$100	\$150	\$100	\$200	\$100
Color printing	\$0	\$0	\$0	\$0	\$0
Totals	\$3977	\$7746	\$5179	\$6880	\$2301
<b>Historical Average</b>	<b>USD 5,216.60</b>				

Annual Supplement Fee: USD 5,217.00 annually

- First 12 months of service will receive a 20% discount if approved in 2022
- We will maintain your current supplement schedule.
- Upgrades to your Full Service Plus supplement schedule will be pro-rated, then added to the annual fee.

The City is currently enrolled in a Quarterly supplement schedule and thus falls under our Full Service annual billing model. If desired the supplement schedule can be increased to the Schedule Plus model.

Contact your account manager to receive a price quote for more frequent supplementation schedules.

**Annual rate above includes:**

- Annual fee includes the supplementation of legislation permanent and general in nature. Omitted legislation is not included in annual fee.
- Acknowledgement of material
- Editorial work
- Proofreading
- Updating the index
- Updating online code upon completion of each supplement
- Printing\* 10 copies per "print" schedule enrolled in
- Freight for supplements
- Images, Graphics & tabular matter.

**Annual rate above excludes:**

- Additional copies, reprints, binders and tab orders
- Legal work, creation of fee schedules, gender neutral review/implementation, external linking
- Codifying complete replacement of complex subject matter such as, but not limited to, Zoning (or equivalent). This work is subject to a one-time editorial conversion fee and an increase in the annual supplement rate and online hosting fee(s). Quote provided upon receipt of material.
- Codifying a newly adopted full Chapter/Title/Appendix. This may be subject to a one-time additional editorial fee and an increase in the annual supplement rate and online hosting fee(s). Material to be reviewed upon receipt.
- Codifying a newly adopted term change legislation. This may be subject to a one-time additional editorial fee. Material to be reviewed upon receipt.
- The addition of Manuals, Policies, Procedures, Comprehensive Plans, Land Use, Unified Codes, Zoning (or equivalent). Quotation upon request.
- Online Code hosting and online features.

Invoices for Supplements will be submitted annually.

Additional services added throughout the term will be pro-rated added to the annual fee.

The annual billing month will be established upon signing of the Statement of Work.

\*Color printing and an increase in the desired number of supplement hard copies will result in an increase in the annual fee.



**CivicPlus**

302 South 4th St. Suite 500  
Manhattan, KS 66502  
US

**Quote #:** Q-28652-1  
**Date:** 8/25/2022 12:15 PM  
**Expires On:** 11/23/2022  
**Product:** Codification -  
Supplements

**Client:**  
Surfside FL - Code and Supp

**Bill To:**  
Surfside FL - Code and Supp

SALESPERSON	Phone	EMAIL	DELIVERY METHOD	PAYMENT METHOD
Susan Webb	x	swebb@civicplus.com		Net 45

Annual Supplements - Statement of Work

QTY	DESCRIPTION	PRODUCT TYPE
1.00	Full-Service Supplementation Subscription	Renewable
1.00	Year 1 Annual Fee Discount	Renewable
1.00	Print Supplementation will begin with the ordinances received from the municipality on a quarterly basis.	Renewable
1.00	Additional Printed Copies and Freight- 10 Copies	Renewable
1.00	Code in Folio	Renewable
Annual Recurring Supplement Services		5,217.00

1. This Statement of Work ("SOW") is between the Surfside Florida ("Client") and Municode, LLC, a wholly owned subsidiary of CivicPlus, LLC (collectively, the "Service Provider"), and shall be subject to the terms and conditions of the CivicPlus Master Services Agreement located at <https://www.civicplus.com/master-services-agreement> ("MSA"). By signing this SOW, Client expressly agrees to the terms and conditions of the MSA throughout the Term of this SOW.
2. At any time during the Term of this Agreement, Municode may assign its rights and obligations under this Agreement to CivicPlus, upon giving written notice to the Client. In the event of such assignment by Municode, CivicPlus shall be the sole performing party under this Agreement to the same extent as Municode prior to making such assignment.
3. This SOW shall remain in effect for an initial term ("Initial Term") starting at signing and running through the following Renewal Date (as defined below). In the event that neither party gives 60 days' notice to terminate prior to the end of the Initial Term, or any subsequent Renewal Term, this SOW will automatically renew for additional 1-year renewal terms ("Renewal Term"). The Initial Term and all Renewal Terms are collectively referred to as the "Term".
4. If Client elects, by selecting the "Start at Signing" option below, the Initial Term's Annual Recurring Supplement Services will be invoiced upon the signing of this SOW and may be prorated to align with Client's Renewal Date. If Client

elects, by selecting the “Start at Renewal Date” option below, the Initial Term’s Annual Recurring Supplement Services will be invoiced upon the Renewal Date and Client shall continue to be billed at their current per page rate and use terms set for the in the original supplements agreement between Client and Municode. The full Annual Recurring Supplement Services shall be invoiced each Renewal Date and shall be subject to a 5% annual increase each Renewal Term, starting on the second anniversary of the Renewal Date. Client will pay all invoices within 45 days of the date of such invoice. Additional services added throughout the Term will be pro-rated then added to the Annual Recurring Services fee.

5. If Client signs this SOW in 2022, Client will receive a 20% discount on the first twelve months of service.

6. Annual Recurring Supplement Services does NOT include:

- Additional copies, reprints, binders and tab orders;
- Documents that contain tables, graphics, unique formatting requirements, or any other form-based code requirements;
- Legal work, creation of fee schedules, gender neutral review/implementation, external linking;
- Codifying complete replacement of complex subject matter such as, but not limited to, Zoning (or equivalent). This work is subject to a one-time editorial conversion fee and an increase in the annual supplement rate and online hosting fee(s). Quote provided upon receipt of material;
- Codifying a newly adopted full Chapter/Title/Appendix. This may be subject to a one-time additional editorial fee and an increase in the annual supplement rate and online hosting fee(s). Material to be reviewed upon receipt;
- Codifying a newly adopted term change legislation. This may be subject to a one-time additional editorial fee. Material to be reviewed upon receipt;
- The addition of Manuals, Policies, Procedures, Comprehensive Plans, Land Use, Unified Codes, Zoning (or equivalent). Quotation upon request; and
- Online Code hosting and online features.

7. Client acknowledges that Service Provider may continually develop, alter, deliver, and provide to the Client ongoing innovation to the services, in the form of new features, functionality, and efficiencies. Accordingly, Service Provider reserves the right to modify the services from time to time. Any modifications or improvements to the services listed on the SOW will be provided to the Client at no additional charge. In the event that Service Provider creates new products or enhancements to the Services (“New Services”), and Client desires these New Services, then Client will have to pay Service Provider the appropriate fee for the access to and use of the New Services.

8. Client agrees to provide all necessary and correct documentation, materials and communication in a timely manner as agreed upon by the Parties following execution of this SOW and acknowledges Service Provider shall not begin work under this SOW until all necessary documentation, materials and communication is received.

9. Client acknowledges Service Provider reserves the right to ship and close out any project if no feedback to the proofs is received within 45 days.

10. Client acknowledges Service Provider does not permanently retain prior versions of the Client’s legal code or any other work product.

11. Additional services, including but not limited to additional labor required because of delays, errors or omissions on the part of Client, may be purchased upon mutual written agreement between the Parties.



12. Client acknowledges that Service Provider may provide legal analysis through codification, recodification or legal review services. Unless indicated otherwise, information sent via Internet email or through our websites cannot be guaranteed to be confidential. Client further acknowledges that any legal analysis provided by Service Provider is provided to Client's legal counsel for their use and direction. However, Client agrees the services provided for herein do not review legal codes for legal sufficiency, draw legal conclusions, provide legal advice, opinions or recommendations about Client's legal rights, remedies, defenses, options, selection of forms, or strategies, or apply the law to the facts of any particular situation or establish an attorney-client relationship. Service Provider is not a law firm and may not perform services performed by an attorney, and the services contemplated herein do not constitute a substitute for the advice or services of an attorney.

13. The Parties agree that Section 15 of the MSA shall not apply to public interpretation of legal code or work product. Service Provider shall not be responsible for the legal sufficiency or copyright infringement of any material initially or subsequently published.

14. In the event Client wishes to increase its Supplement Updates frequency, Client agrees to pay an annual increase in an amount to be agreed upon between the parties, such amount to be prorated from the time of purchase to align with Client's Renewal Date. Client shall provide CivicPlus with written notice, email is sufficient, of its intent to acquire such services. Rush Supplement requests will be assessed an additional one-time fee.

15. The Annual Recurring Supplement Services fee quoted in this SOW is exclusive of Client's existing annual fees, which may include, without limitation, Online Hosting Annual Fees, OrdBank, OrdLink, MuniDocs, SLR Linking, or other annual fee ("Existing Annual Fees"). Client understands and agrees the Existing Annual Fees will be invoiced by CivicPlus in their current renewal month previously established with Municode unless specifically added to this SOW in a line item above.

CLIENT TO FILL OUT THE FOLLOWING SECTION. PLEASE DO NOT LEAVE BLANK:

**Clients selected billing and renewal month: \_\_\_\_\_ (the “Renewal Date”). If this section is left empty, Client’s Renewal Date shall be the date of signing this SOW.**

You must select ONE of the following options. If this section is left blank or both options are selected, the Annual Recurring Supplement Services will Start at Signing.

	Start at Signing – As set forth in Section 4 above, by selecting this option, Client agrees to start the Annual Recurring Supplement Services upon signing this SOW, such fee to be prorated to align with Clients selected Renewal Date. For the sake of clarity, Client will no longer be billed the per page rate upon signing.
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	Start at Renewal Date - As set forth in Section 4 above, by selecting this option, Client agrees to continue paying the per page rate previously agreed upon in the original supplements agreement with Municode until the first Renewal Date, as selected by Client above. Upon the first Renewal Date, Client will be invoiced the total Annual Recurring Supplement Services.
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**Acceptance**

By signing below, the parties are agreeing to be bound by the covenants and obligations specified in this SOW and the MSA terms and conditions found at: <https://www.civicplus.com/master-services-agreement>.

IN WITNESS WHEREOF, the parties have caused this SOW to be executed by their duly authorized representatives as of the dates below.

Client

CivicPlus

By:

By:

\_\_\_\_\_  
Name:

\_\_\_\_\_  
Name:

\_\_\_\_\_  
Title:

\_\_\_\_\_  
Title:

\_\_\_\_\_  
Date:

\_\_\_\_\_  
Date:

**Contact Information**

\*all documents must be returned: Master Service Agreement, Statement of Work, and Contact Information Sheet.

<b>Organization</b>			URL
Street Address			
Address 2			
City	State	Postal Code	
CivicPlus provides telephone support for all trained clients from 7am –7pm Central Time, Monday-Friday (excluding holidays). Emergency Support is provided on a 24/7/365 basis for representatives named by the Client. Client is responsible for ensuring CivicPlus has current updates.			
<b>Emergency Contact &amp; Mobile Phone</b>			
<b>Emergency Contact &amp; Mobile Phone</b>			
<b>Emergency Contact &amp; Mobile Phone</b>			
<b>Billing Contact</b>			E-Mail
Phone	Ext.	Fax	
Billing Address			
Address 2			
City	State	Postal Code	
Tax ID #		Sales Tax Exempt #	
Billing Terms		Account Rep	
Info Required on Invoice (PO or Job #)			
Are you utilizing any external funding for your project (ex. FEMA, CARES):			
Y [       ] or N [       ]			
Please list all external sources: _____			
<b>Contract Contact</b>			Email
Phone	Ext.	Fax	
<b>Project Contact</b>			Email
Phone	Ext.	Fax	

**PROFESSIONAL SERVICES AGREEMENT  
BETWEEN  
THE TOWN OF SURFSIDE  
AND  
CIVIC PLUS, LLC**

**THIS AGREEMENT** (this “Agreement”) is made effective as of the \_\_\_\_\_ day of December, 2022 (the “Effective Date”), by and between the **TOWN OF SURFSIDE**, a Florida municipal corporation, (hereinafter the “Town”), and **CIVIC PLUS, LLC**, a Kansas limited liability company, (hereinafter, the “Consultant”).

**WHEREAS**, the Town desires certain professional information technology consulting services; and

**WHEREAS**, the Consultant will perform services on behalf of the Town, all as further set forth in Statement of Work (the “SOW”), attached hereto as Exhibit “A” (the “Services”); and

**WHEREAS**, the Consultant and Town, through mutual negotiation, have agreed upon a fee for the Services; and

**WHEREAS**, the Town desires to engage the Consultant to perform the Services and provide the deliverables as specified below.

**NOW, THEREFORE**, in consideration of the mutual covenants and conditions contained herein, the Consultant and the Town agree as follows:

**1. Scope of Services.**

**1.1.** Consultant shall provide the Services set forth in the Statement of Work (“SOW”) attached hereto as Exhibit “A” and incorporated herein by reference (the “Services”).

**1.2.** Consultant shall furnish all reports, documents, and information obtained pursuant to this Agreement, and recommendations during the term of this Agreement (hereinafter “Deliverables”) to the Town.

**2. Term/Commencement Date.**

**2.1.** The term of this Agreement shall be for a period of three (3) years from the Effective Date, unless earlier terminated in accordance with Paragraph 8. The term shall automatically for one year periods, unless terminated by either party with sixty (60) days advance written notice.

**2.2.** Consultant agrees that time is of the essence and Consultant shall complete the Services within the term of this Agreement, unless extended by the Town Manager. Notwithstanding the forgoing, Consultant will not be liable or responsible for any delay in the time or completion of the Services due to the action or inaction of Town.

**3. Compensation and Payment.**

- 3.1. Compensation for Services provided by Consultant shall be in accordance with the SOW attached hereto as Exhibit “A.”
- 3.2. Consultant shall deliver an invoice to in accordance with the SOW. The Town shall pay the Consultant in accordance with the Florida Prompt Payment Act.
- 3.3. Contractor’s invoices must contain the following information for prompt payment:
  - 3.3.1. Name and address of the Consultant;
  - 3.3.2. Purchase Order number;
  - 3.3.3. Contract number;
  - 3.3.4. Date of invoice;
  - 3.3.5. Invoice number (Invoice numbers cannot be repeated. Repeated invoice numbers will be rejected);
  - 3.3.6. Name and type of Services;
  - 3.3.7. Timeframe covered by the invoice; and
  - 3.3.8. Total value of invoice.
  - 3.3.9. Failure to include the above information may result in the delay of payment or rejection of the invoice. All invoices must be submitted electronically to [smccready@townofsurfsidefl.gov](mailto:smccready@townofsurfsidefl.gov).

**4. Subconsultants.**

- 4.1. The Consultant shall be responsible for all payments to any subconsultants and shall maintain responsibility for all work related to the Services.

**5. Town’s Responsibilities.**

- 5.1. Town shall make available any maps, plans, existing studies, reports, staff and representatives, and other data pertinent to the Services and in possession of the Town, and provide criteria requested by Consultant to assist Consultant in performing the Services.
- 5.2. Upon Consultant’s request, Town shall reasonably cooperate in arranging access to public information that may be required for Consultant to perform the Services.

**6. Consultant’s Responsibilities; Representations and Warranties.**

- 6.1. The Consultant shall exercise the same degree of care, skill and diligence in the performance of the Services as is ordinarily provided by a consultant under similar circumstances.

- 6.2.** The Consultant hereby warrants and represents that at all times during the term of this Agreement it shall maintain in good standing all required licenses, certifications and permits required under Federal, State and local laws applicable to and necessary to perform the Services for Town as an independent contractor of the Town. Consultant further warrants and represents that it has the required knowledge, expertise, and experience to perform the Services and carry out its obligations under this Agreement in a professional and first class manner.
- 6.3.** The Consultant represents that is an entity validly existing and in good standing under the laws of Florida. The execution, delivery and performance of this Agreement by Consultant have been duly authorized, and this Agreement is binding on Consultant and enforceable against Consultant in accordance with its terms. No consent of any other person or entity to such execution, delivery and performance is required.

**7. Conflict of Interest.**

- 7.1.** To avoid any conflict of interest or any appearance thereof, Consultant shall not, for the term of this Agreement, provide any consulting services to any private sector entities (developers, corporations, real estate investors, etc.), with any current, or foreseeable, adversarial issues in the Town in connection with the provision of the Services.

**8. Termination.**

- 8.1.** The Town Manager, without cause, may terminate this Agreement upon sixty (60) calendar days written notice to the Consultant, or immediately with cause.
- 8.2.** Upon receipt of the Town's written notice of termination, Consultant shall immediately stop work on the project unless directed otherwise by the Town Manager.
- 8.3.** In the event of termination by the Town, the Consultant shall be paid for all work accepted by the Town Manager up to the date of termination, provided that the Consultant has first complied with the provisions of Paragraph 8.4.
- 8.4.** The Consultant shall transfer all books, records, reports, working drafts, documents, maps, and data pertaining to the Services and the project to the Town, in a hard copy and electronic format within thirty (30) days from the date of the written notice of termination or the date of expiration of this Agreement.

**9. Insurance.**

- 9.1.** Consultant shall secure and maintain throughout the duration of this agreement insurance of such types and in such amounts not less than those specified below as satisfactory to Town, naming the Town as an Additional Insured, underwritten by a firm rated A-X or better by A.M. Best and qualified to do business in the State of Florida. The insurance coverage shall be primary insurance with respect to the Town, its officials, employees, agents, and volunteers naming the Town as additional insured. Any insurance maintained by the Town shall be in excess of the Consultant's insurance and shall not contribute to the Consultant's insurance. The insurance coverages shall include at a minimum the

amounts set forth in this section and may be increased by the Town as it deems necessary or prudent.

9.1.1. Commercial General Liability coverage with limits of liability of not less than a \$1,000,000 per Occurrence combined single limit for Bodily Injury and Property Damage. This Liability Insurance shall also include Completed Operations and Product Liability coverages and eliminate the exclusion with respect to property under the care, custody and control of Consultant. The General Aggregate Liability limit and the Products/Completed Operations Liability Aggregate limit shall be in the amount of \$2,000,000 each.

9.1.2. Workers Compensation and Employer's Liability insurance, to apply for all employees for statutory limits as required by applicable State and Federal laws. The policy(ies) must include Employer's Liability with minimum limits of \$1,000,000.00 each accident. No employee, subcontractor or agent of the Consultant shall be allowed to provide Services pursuant to this Agreement who is not covered by Worker's Compensation insurance.

9.1.3. Business Automobile Liability with minimum limits of \$1,000,000 per occurrence, combined single limit for Bodily Injury and Property Damage. Coverage must be afforded on a form no more restrictive than the latest edition of the Business Automobile Liability policy, without restrictive endorsements, as filed by the Insurance Service Office, and must include Owned, Hired, and Non-Owned Vehicles.

9.1.4. Cyber Liability Insurance in an amount of not less than One Million Dollars (\$1,000,000.00) per occurrence, single limit.

**9.2. Certificate of Insurance.** Certificates of Insurance shall be provided to the Town, reflecting the Town as an Additional Insured (except with respect to Professional Liability Insurance and Worker's Compensation Insurance), no later than thirty (30) days after award of this Agreement and prior to the execution of this Agreement by Town and prior to commencing Services. Each certificate shall include no less than (30) thirty-day advance written notice to Town prior to cancellation, termination, or material alteration of said policies or insurance. The Consultant shall be responsible for assuring that the insurance certificates required by this Section remain in full force and effect for the duration of this Agreement, including any extensions or renewals that may be granted by the Town. The Certificates of Insurance shall not only name the types of policy(ies) provided, but also shall refer specifically to this Agreement and shall state that such insurance is as required by this Agreement. The Town reserves the right to inspect and return a certified copy of such policies, upon written request by the Town. If a policy is due to expire prior to the completion of the Services, renewal Certificates of Insurance shall be furnished thirty (30) calendar days prior to the date of their policy expiration. Each policy certificate shall be endorsed with a provision that not less than thirty (30) calendar days' written notice shall be provided to the Town before any policy or coverage is cancelled or restricted. Acceptance of the Certificate(s) is subject to approval of the Town.



**9.3. Additional Insured.** Except with respect to Professional Liability Insurance and Worker's Compensation Insurance, the Town is to be specifically included as an Additional Insured for the liability of the Town resulting from Services performed by or on behalf of the Consultant in performance of this Agreement. The Consultant's insurance, including that applicable to the Town as an Additional Insured, shall apply on a primary basis and any other insurance maintained by the Town shall be in excess of and shall not contribute to the Consultant's insurance. The Consultant's insurance shall contain a severability of interest provision providing that, except with respect to the total limits of liability, the insurance shall apply to each Insured or Additional Insured (for applicable policies) in the same manner as if separate policies had been issued to each.

**9.4. Deductibles.** All deductibles or self-insured retentions must be declared to and be reasonably approved by the Town. The Consultant shall be responsible for the payment of any deductible or self-insured retentions in the event of any claim.

**9.5.** The provisions of this section shall survive termination of this Agreement.

**10. Nondiscrimination.** During the term of this Agreement, Consultant shall not discriminate against any of its employees or applicants for employment because of their race, color, religion, sex, or national origin, and to abide by all Federal and State laws regarding nondiscrimination.

**11. Attorneys Fees and Waiver of Jury Trial.**

**11.1.** In the event of any litigation arising out of this Agreement, the prevailing party shall be entitled to recover its attorneys' fees and costs, including the fees and expenses of any paralegals, law clerks and legal assistants, and including fees and expenses charged for representation at both the trial and all appellate levels.

**12. Indemnification.**

**12.1.** Consultant shall indemnify and hold harmless the Village, its officers, agents and employees, from and against any and all demands, claims, losses, suits, liabilities, causes of action, judgment or damages, arising from Consultant's negligent performance or non-performance of any provision of this Agreement, including, but not limited to, liabilities arising from contracts between the Consultant and third parties made pursuant to this Agreement. Consultant shall reimburse the Village for all its expenses including reasonable attorneys' fees and costs incurred in and about the defense of any such claim or investigation and for any judgment or damages arising from Consultant's performance or non-performance of this Agreement.

**12.2.** Nothing herein is intended to serve as a waiver of sovereign immunity by the Town nor shall anything included herein be construed as consent to be sued by third parties in any matter arising out of this Agreement or any other contract. The Town is subject to section 768.28, Florida Statutes, as may be amended from time to time.

**12.3.** The provisions of this section shall survive termination of this Agreement.

**13. Notices/Authorized Representatives.** Any notices required by this Agreement shall be in writing and shall be deemed to have been properly given if transmitted by hand-delivery, by registered or certified mail with postage prepaid return receipt requested, or by a private postal service, addressed to the parties (or their successors) at the addresses listed on the signature page of this Agreement or such other address as the party may have designated by proper notice.

**14. Governing Law and Venue.** This Agreement shall be construed in accordance with and governed by the laws of the State of Florida. Venue for any proceedings arising out of this Agreement shall be proper exclusively in Miami-Dade County, Florida.

**15. Entire Agreement/Modification/Amendment.**

**15.1.** This writing contains the entire Agreement of the parties and supersedes any prior oral or written representations. No representations were made or relied upon by either party, other than those that are expressly set forth herein. However, to the extent of any conflict or inconsistency between the provisions of the body of this Agreement, the CivicPlus Master Services Agreement (“MSA”), and the SOW, the order or priority shall be (1) the MSA; (2) the SOW; and (3) this Agreement.

**15.2.** No agent, employee, or other representative of either party is empowered to modify or amend the terms of this Agreement, unless executed with the same formality as this document.

**16. Ownership and Access to Records and Audits.**

**16.1.** Consultant acknowledges that all Client Content as defined in Section 7 of the CivicPlus Master Services Agreement between the Parties (“Work Product”) belong to the Town. Consultant shall promptly disclose such Work Product to the Town and perform all actions reasonably requested by the Town (whether during or after the term of this Agreement) to establish and confirm such ownership (including, without limitation, assignments, powers of attorney and other instruments).

**16.2.** Consultant agrees to keep and maintain public records in Consultant’s possession or control in connection with Consultant’s performance under this Agreement. The Town Manager or her designee shall, during the term of this Agreement and for a period of three (3) years from the date of termination of this Agreement, have access to and the right to examine and audit any records of the Consultant involving transactions related to this Agreement. Consultant additionally agrees to comply specifically with the provisions of Section 119.0701, Florida Statutes. Consultant shall ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed, except as authorized by law, for the duration of the Agreement, and following completion of the Agreement until the records are transferred to the Town.

**16.3.** Upon request from the Town’s custodian of public records, Consultant shall provide the Town with a copy of the requested records or allow the records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided by Chapter 119, Florida Statutes, or as otherwise provided by law.

- 16.4. Unless otherwise provided by law, any and all records, including but not limited to reports, surveys, and other data and documents provided or created in connection with this Agreement are and shall remain the property of the Town.
- 16.5. Upon completion of this Agreement or in the event of termination by either party, any and all public records relating to the Agreement in the possession of the Consultant shall be delivered by the Consultant to the Town Manager, at no cost to the Town, within seven (7) days. All such records stored electronically by Consultant shall be delivered to the Town in a format that is compatible with the Town's information technology systems. Once the public records have been delivered upon completion or termination of this Agreement, the Consultant shall destroy any and all duplicate public records that are exempt or confidential and exempt from public records disclosure requirements.
- 16.6. Any compensation due to Consultant shall be withheld until all records are received as provided herein.
- 16.7. Consultant's failure or refusal to comply with the provisions of this section shall result in the immediate termination of this Agreement by the Town.
- 16.8. **Notice Pursuant to Section 119.0701(2)(a), Florida Statutes. IF THE CONSULTANT HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, TO THE CONSULTANT'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS AGREEMENT, CONTACT THE CUSTODIAN OF PUBLIC RECORDS.**

**Custodian of Records: Sandra McCready, MMC**  
**Mailing address: 9293 Harding Avenue**  
**Surfside, FL 33154**  
**Telephone number: 305-861-4863**  
**Email: smccready@townofsurfsidefl.gov**

17. **Nonassignability.** This Agreement shall not be assignable by Consultant unless such assignment is first approved by the Town Manager. The Town is relying upon the apparent qualifications and expertise of the Consultant, and such firm's familiarity with the Town's area, circumstances and desires.
18. **Severability.** If any term or provision of this Agreement shall to any extent be held invalid or unenforceable, the remainder of this Agreement shall not be affected thereby, and each remaining term and provision of this Agreement shall be valid and be enforceable to the fullest extent permitted by law.
19. **Independent Contractor.** The Consultant and its employees, volunteers and agents shall be and remain an independent contractor and not an agent or employee of the Town with respect

to all of the acts and services performed by and under the terms of this Agreement. This Agreement shall not in any way be construed to create a partnership, association or any other kind of joint undertaking, enterprise or venture between the parties.

- 20. Compliance with Laws.** The Consultant shall comply with all applicable laws, ordinances, rules, regulations, and lawful orders of public authorities in carrying out Services under this Agreement, and in particular shall obtain all required permits from all jurisdictional agencies to perform the Services under this Agreement at its own expense.
- 21. Waiver.** The failure of either party to this Agreement to object to or to take affirmative action with respect to any conduct of the other which is in violation of the terms of this Agreement shall not be construed as a waiver of the violation or breach, or of any future violation, breach or wrongful conduct.
- 22. Survival of Provisions.** Any terms or conditions of either this Agreement that require acts beyond the date of the term of the Agreement, shall survive termination of the Agreement, shall remain in full force and effect unless and until the terms or conditions are completed and shall be fully enforceable by either party.
- 23. Prohibition of Contingency Fees.** The Consultant warrants that it has not employed or retained any company or person, other than a bona fide employee working solely for the Consultant, to solicit or secure this Agreement, and that it has not paid or agreed to pay any person(s), company, corporation, individual or firm, other than a bona fide employee working solely for the Consultant, any fee, commission, percentage, gift, or any other consideration, contingent upon or resulting from the award or making of this Agreement.
- 24. Public Entity Crimes Affidavit.** Consultant shall comply with Section 287.133, Florida Statutes (Public Entity Crimes Statute), notification of which is hereby incorporated herein by reference, including execution of any required affidavit.
- 25. Counterparts.** This Agreement may be executed in several counterparts, each of which shall be deemed an original and such counterparts shall constitute one and the same instrument.
- 26. Conflicts.** In the event of a conflict between the terms of this Agreement and any exhibits or attachments hereto, the terms of this Agreement shall control.
- 27. Boycotts.** The Consultant is not currently engaged in, and will not engage in, a boycott, as defined in Section 3-1.1 of the Town of Surfside Code of Ordinances.
- 28. E-Verify Affidavit.** In accordance with Section 448.095, Florida Statutes, the Town requires all contractors doing business with the Town to register with and use the E-Verify system to verify the work authorization status of all newly hired employees. The Town will not enter into a contract unless each party to the contract registers with and uses the E-Verify system. The contracting entity must provide its proof of enrollment in E-Verify. For instructions on how to provide proof of the contracting entity's participation/enrollment in E-Verify, please visit: <https://www.e-verify.gov/faq/how-do-i-provide-proof-of-my-participationenrollment-in-e-verify>. By entering into this Agreement, the Contractor acknowledges that it has read Section 448.095, Florida Statutes; will comply with the E-Verify requirements imposed by Section

448.095, Florida Statutes, including but not limited to obtaining E-Verify affidavits from subcontractors; and has executed the required affidavit attached hereto and incorporated herein.

**[Remainder of page intentionally left blank.  
Signature page and E-Verify Affidavit follows.]**

**E-VERIFY AFFIDAVIT**

In accordance with Section 448.095, Florida Statutes, the Town requires all contractors doing business with the Town to register with and use the E-Verify system to verify the work authorization status of all newly hired employees. The Town will not enter into a contract unless each party to the contract registers with and uses the E-Verify system.

**The contracting entity must provide of its proof of enrollment in E-Verify.** For instructions on how to provide proof of the contracting entity’s participation/enrollment in E-Verify, please visit: <https://www.e-verify.gov/faq/how-do-i-provide-proof-of-my-participationenrollment-in-e-verify>

By signing below, the contracting entity acknowledges that it has read Section 448.095, Florida Statutes and will comply with the E-Verify requirements imposed by it, including but not limited to obtaining E-Verify affidavits from subcontractors.

**Check here to confirm proof of enrollment in E-Verify has been attached to this Affidavit.**

In the presence of:

Signed, sealed and delivered by:

\_\_\_\_\_  
Witness #1 Print Name: \_\_\_\_\_

\_\_\_\_\_  
Print Name: \_\_\_\_\_

\_\_\_\_\_  
Title: \_\_\_\_\_

\_\_\_\_\_  
Witness #2 Print Name: \_\_\_\_\_

\_\_\_\_\_  
Entity Name: \_\_\_\_\_

**ACKNOWLEDGMENT**

State of Florida  
County of \_\_\_\_\_

The foregoing instrument was acknowledged before me by means of  physical presence or  online notarization, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_, by \_\_\_\_\_ (name of person) as \_\_\_\_\_ (type of authority) for \_\_\_\_\_ (name of party on behalf of whom instrument is executed).

\_\_\_\_\_  
Notary Public (Print, Stamp, or Type as  
Commissioned)

- \_\_\_\_\_ Personally known to me; or
- \_\_\_\_\_ Produced identification (Type of Identification: \_\_\_\_\_)
- \_\_\_\_\_ Did take an oath; or
- \_\_\_\_\_ Did not take an oath

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year as first stated above.

**TOWN OF SURFSIDE**

**CIVIC PLUS, LLC**

By: \_\_\_\_\_  
Andrew Hyatt  
Town Manager

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Attest:

Entity:

By: \_\_\_\_\_  
Sandra McCready, MMC  
Town Clerk

Approved as to form and legal sufficiency:

By: \_\_\_\_\_  
Weiss Serota Helfman Cole & Bierman, P.L.  
Town Attorney

**Addresses for Notice:**

Andrew Hyatt  
Town of Surfside  
Attn: Town Manager  
9293 Harding Avenue  
Surfside, FL 33154  
305-861-4863 (telephone)  
305-993-5097 (facsimile)  
ahyatt@townofsurfsidefl.gov (email)

**Addresses for Notice:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ (telephone)  
\_\_\_\_\_ (facsimile)  
\_\_\_\_\_ (email)

**With a copy to:**

Weiss Serota Helfman Cole & Bierman, P.L.  
Attn: Lillian Arango, Esq.  
Town of Surfside Attorney  
2800 Ponce de Leon Boulevard, 12<sup>th</sup> Floor  
Coral Gables, FL 33134  
larango@wsh-law.com (email)

**With a copy to:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ (telephone)  
\_\_\_\_\_ (facsimile)  
\_\_\_\_\_ (email)

**EXHIBIT "A"**  
**SCOPE OF SERVICES**

The Scope of Services are those contained in the Statement of Work dated, attached hereto and incorporated herein by reference.





## MEMORANDUM

ITEM NO. 5.A

**To:** Honorable Mayor, Vice-Mayor and Members of the Town Commission

**From:** Andrew Hyatt, Town Manager

**Date:** December 13, 2022

**Subject:** **Authorization to Incorporate Decorative Street Signs and Poles as Part of Utilities Undergrounding Project Based on Staff Recommendation**

---

Town Administration recommends incorporating decorative poles and signs into the utilities undergrounding project as part of the design and construction sequence using the recommended design option provided.

The Town Commission tasked Town administration to explore upgrades to the existing traffic control poles and street name signs throughout the residential area. During the September 2022 Town Commission meeting, the process for installation and a budget range cost for the implementation was provided. Additional information was requested by the Town Commission specific to sign style options and various manufacturer quote options so that a vote can be made. Town administration evaluated the process to upgrade poles with Miami Dade County Transportation and Public Works (MDCTPW), requested proposals from companies that provide this type of product and finally, reviewed other key capital projects that may impact the installation.

As a result, three quotes were obtained for a total of 284 sign and post combinations (79 total STOP sign with street name combinations and 205 STOP sign only combination) from the following companies:

- ACP International dba Capital Streetscape
- Forsite
- Signature Streetscape

Each quote has a street name sign design template with a to be determined design. The design within each template doesn't impact the cost of the product as the printing method is standard regardless of design. The pole and base for all three manufactures are consistent with 4-inch modern cylindrical design and decorative base with breakaway components. **Exhibit A** - "Decorative Street Pole" provides a visual of a proposed STOP and street name signage with pole combination. The same level of effort is expected for the installation of all the products and using contracted resources, the installation cost is estimated to be

approximately \$150.00 per pole for a total of \$42,600. Additionally, a total of 284 new STOP signs will be required. The Town has a piggyback price with Florida Department of Transportation provider, Florida Transcor, Inc., which charges \$47.00 per STOP sign. Total cost for 284 total new STOP signs is \$13,348.00. Refer to **Exhibit B** - FDOT Stop Sign proposal. Below is the cost total cost for each manufacturer with STOP sign and installation cost included:

- ACP International dba Capital Streetscape, \$239,611.20
- Forsite \$280,766.25
- Signature Streetscape, \$285,411.50

Refer to **Table A** below for breakdown:

Vendor	Vendor Cost	Stop Sign Cost	Installation Cost	Total Cost
ACP International dba Capital Streetscape	\$183,663.20	\$13,348.00	\$42,600.00	\$239,611.20
Forsite	\$224,818.25	\$13,348.00	\$42,600.00	\$280,766.25
Signature Streetscape	\$229,463.50	\$13,348.00	\$42,600.00	\$285,411.50

Cost estimate and design template for each manufacturer can be found in **Exhibit C** - "Vendor Estimates and Template".

Various projects that are currently in the design phase throughout Town may impact the installation of the proposed street poles and signs. For example, a finished sign installed may have to be temporarily removed for the installation of underground utility duct banks. In doing so, the breakaway component of the post would need to be re-ordered since its anchored in concrete. Therefore, incorporating this project into the utilities undergrounding project is staff recommendation. The signs can be installed in sequence with other components such as light pole installation. Since the utilities undergrounding project estimate did not take into account upgrading the street name signs, the costs of recommended manufacture and installation should be taken into account. Incorporating a project such as this into a major infrastructure project, may also result in additional cost savings due to the scale of the scope in context with mobilized equipment on site that can be spared for the endeavor. This new scope will increase the Utilities Undergrounding project construction cost by an estimated \$239,043.20 to cover material and installation cost for the decorative poles and signs.

[Exhibit A - "Decorative Street Pole"](#)

[Exhibit B - "FDOT Stop Sign Proposal"](#)

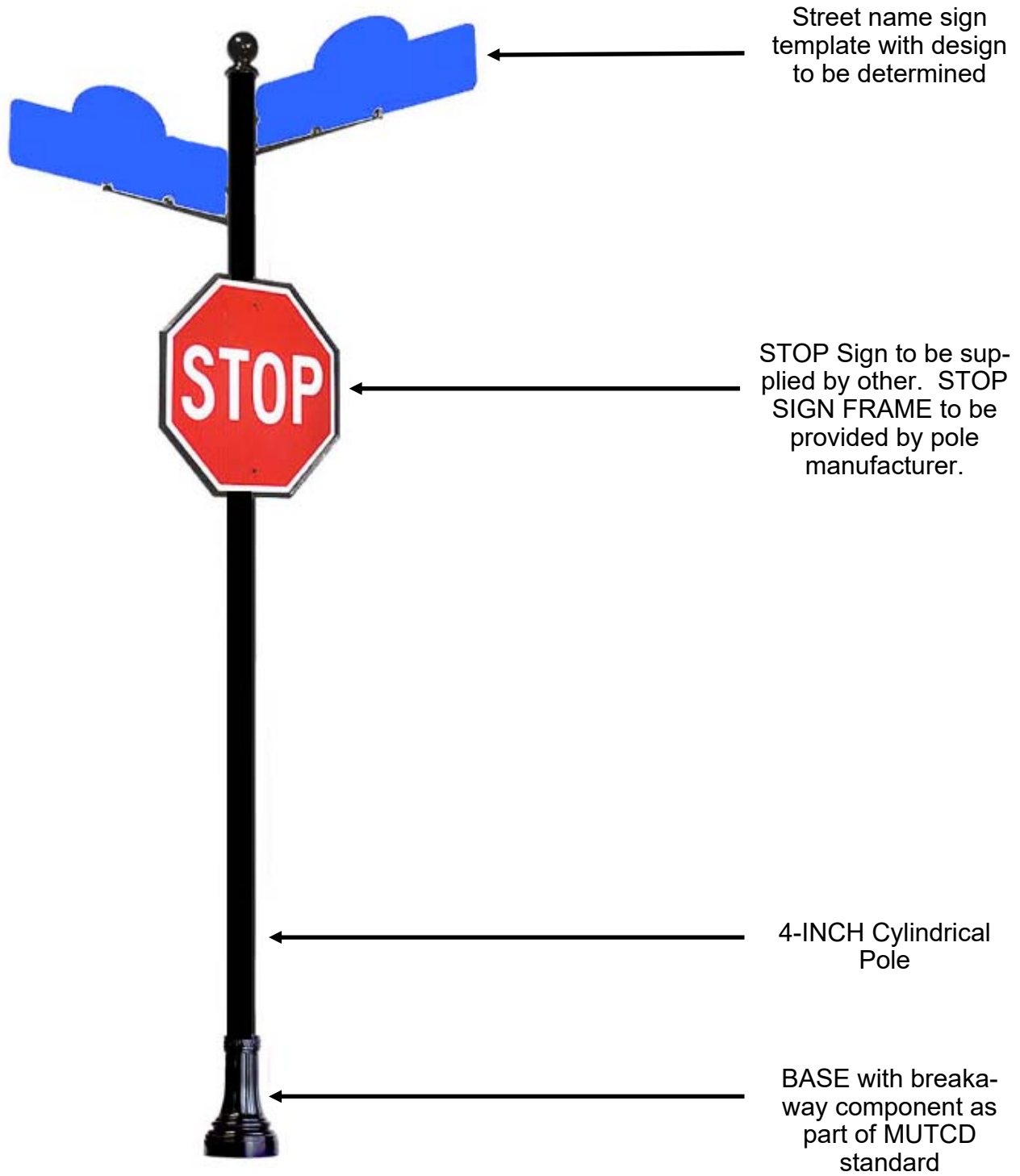
[Exhibit C - " Vendor Estimates and Template"](#)

Exhibit A



# Town of Surfside

Public Works Department  
Recommended Decorative Pole & Base Design



Florida Transcor  
 6683 Stuart Ave.  
 Jacksonville, FL 32254  
 United States  
 P: (904) 783-3302

**Quote Number:** QTE0007226

**Quote Date:** 12/06/22

**Prepared By:** JTAMAYO

**BILL TO:**

TOWN OF SURFSIDE  
 9293 HARDING AVENUE  
 HECTOR GOMEZ  
 C. 786-778-1728  
 MIAMI FL 33154

**SHIP TO:**

TOWN OF SURFSIDE  
 9293 HARDING AVENUE  
 HECTOR GOMEZ/FELIX ALVAREZ  
 C. 786-778-1728  
 MIAMI FL 33154

**Notes:**

Customer P.O.	Ship VIA	Terms	Shipping Terms		
	LOCALDELIVERY	NET30	Prepaid		
Item Number	Ordered	Unit	Price	Extended Price	
80110-030	284	EA	\$47.00	\$13,348.00	
80A [P] STOP SIGN 30" R1-1					
JONATHAN					
LEAD TIME 7-10 BUSINESS DAYS					
FOB MIAMI					

Quotations are valid for 30 days from the date of quotation.

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Net Order:	\$13,348.00
Discount %	0%
Less Discount:	\$0.00
Freight:	\$0.00
Sales Tax:	\$0.00
<b>Order Total:</b>	<b>\$13,348.00</b>

**WE NOW OFFER CUSTOM VINYL DECALS, FLEET GRAPHICS, WINDOW PRINT FILMS, AND MORE!**

**1.5% FINANCE CHARGE FOR INVOICES OVER 30 DAYS. Terms & Conditions Apply.**

**FLTRANSCOR, INC. - PHONE (904) 783-3302 - FTISALES@FLTRANSCOR.COM**



# QUOTATION

Q22 -39192

PROPOSAL 1

<b>Quoted to</b> Hector Gomez	<b>Cust Code</b>
<b>P</b> 305-861-4863	<b>F</b>
<b>Email</b> hgomez@townofsurfsidefl.gov	
<b>Company</b> Town of SURFSIDE	
9293 Harding Avenue	
Surfside	FL 33154

<b>Date</b>	09/19/2022
<b>Quoted by</b>	Neil Nussbaum
<b>Lead Time</b>	
<b>Terms</b>	

Part # / Size	Description	Qty	UM	Unit Price	Total Price
1 FL4X14 BK 4" x 14'	4" x 14' fluted aluminum pole Black	284	EA	194.00	55096.00
2 BALL4 BK 4"	Ball Finial for 4" Pole Black (5/16-18 X 3/8" Set Screws)	284	EA	36.00	10224.00
3 BASE44 BK 4"	Slipover base for 4" pole Black ( 5/16-18 X 5/8" Set Screws )	284	EA	122.00	34648.00
4 FR30OCT BK 30"	Sign Frame for 30" Stop Sign Black <b>(include: 2 bolts, nuts if purchased with posts)</b>	284	EA	122.00	34648.00
5 ARM24 BK 24" x 8.75"	24" Cantilever Arm for street sign Black <b>(include: 2 bolts, nuts if purchased with posts)</b>	158	EA	43.00	6794.00
6 DS7X26- custom HI 7" X 26"	7" X 26" TWO SIDED ST SIGN HI- BLUE STREET SIGN WITH LOGO- HUMP ON TOP	158	EA	66.00	10428.00
7 03287 8' X 1.75"	8' GALVANIZED SQUARE POST .14 GAUGE STEEL	284	EA	43.95	12481.80

Please note the new remit-to name and address:

ACP International  
521 N Great Southwest Parkway  
Arlington, Texas 76011  
817-640-0992

To arrange ACH and electronic payments:  
Contact Autumn Edens  
817-640-0992 Ext: 398  
autumn@acpinternational.com

**Freight estimates are only valid for 14 days.**  
A quote not accepted within thirty (30) days is subject to review.  
Custom products are NOT returnable, refundable or cancelable.



# QUOTATION

Q22 -39192

<b>Quoted to</b> Hector Gomez	<b>Cust Code</b>
<b>P</b> 305-861-4863	<b>F</b>
<b>Email</b> hgomez@townofsurfsidefl.gov	
<b>Company</b> Town of SURFSIDE	
9293 Harding Avenue	
Surfside	FL 33154

<b>Date</b>	09/19/2022
<b>Quoted by</b>	Neil Nussbaum
<b>Lead Time</b>	
<b>Terms</b>	

Part # / Size	Description	Qty	UM	Unit Price	Total Price
8	03295B 3' X 2"	284	EA	25.95	7369.80
9	03296 18" X 2.25"	284	EA	16.95	4813.80
10	03290A CORNER BOLT & JAM NUT (2/PK)	284	PK	2.95	837.80

Please note the new remit-to name and address:

ACP International  
521 N Great Southwest Parkway  
Arlington, Texas 76011  
817-640-0992

To arrange ACH and electronic payments:  
Contact Autumn Edens  
817-640-0992 Ext: 398  
autumn@acpinternational.com

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# QUOTATION

Q22 -39192

Quoted to	Hector Gomez	Cust Code
P	305-861-4863	F
Email	hgomez@townofsurfsidefl.gov	
Company	Town of SURFSIDE	
9293 Harding Avenue		
Surfside	FL	33154

Date	09/19/2022
Quoted by	Neil Nussbaum
Lead Time	_____
Terms	_____

Part # / Size	Description	Qty	UM	Unit Price	Total Price
---------------	-------------	-----	----	------------	-------------

**SHIP TO ADDRESS**

Company: \_\_\_\_\_

Attention: \_\_\_\_\_

Address only: \_\_\_\_\_

Inst. Ste, etc: \_\_\_\_\_

Ship To Phone: \_\_\_\_\_

Ship To City: \_\_\_\_\_

Ship to State: \_\_\_\_\_ Zip \_\_\_\_\_

Subtotal	\$177,341.20
Freight Estimate	\$6,322.00
<b>Total Quote</b>	<b>\$183,663.20</b>

Ship to for Freight Estimate

Shipping Via \_\_\_\_\_

Shipping Terms \_\_\_\_\_

Transit Time \_\_\_\_\_

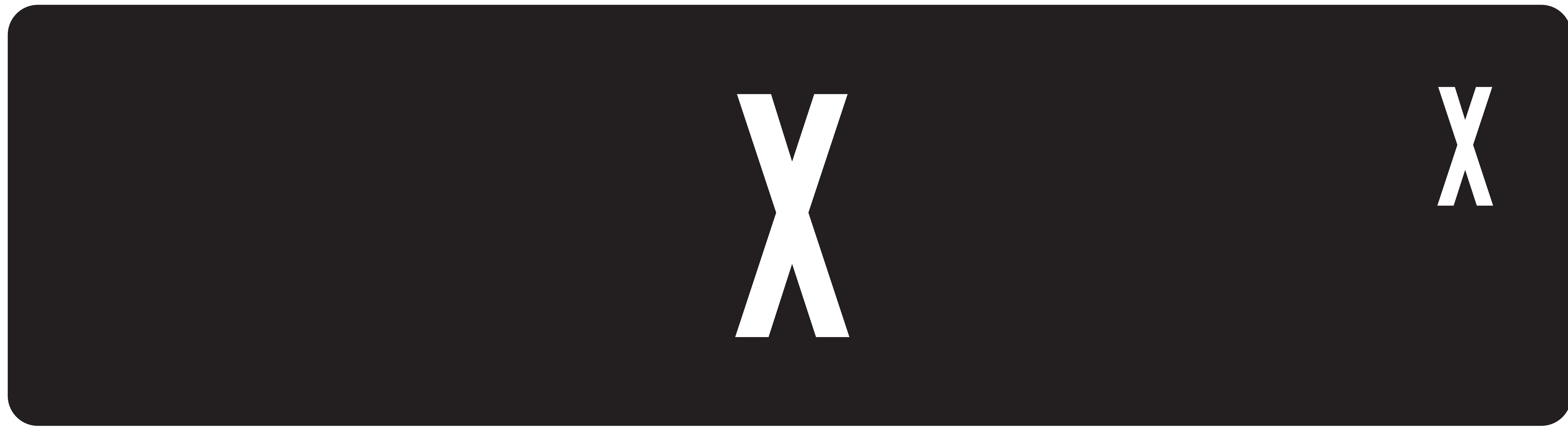
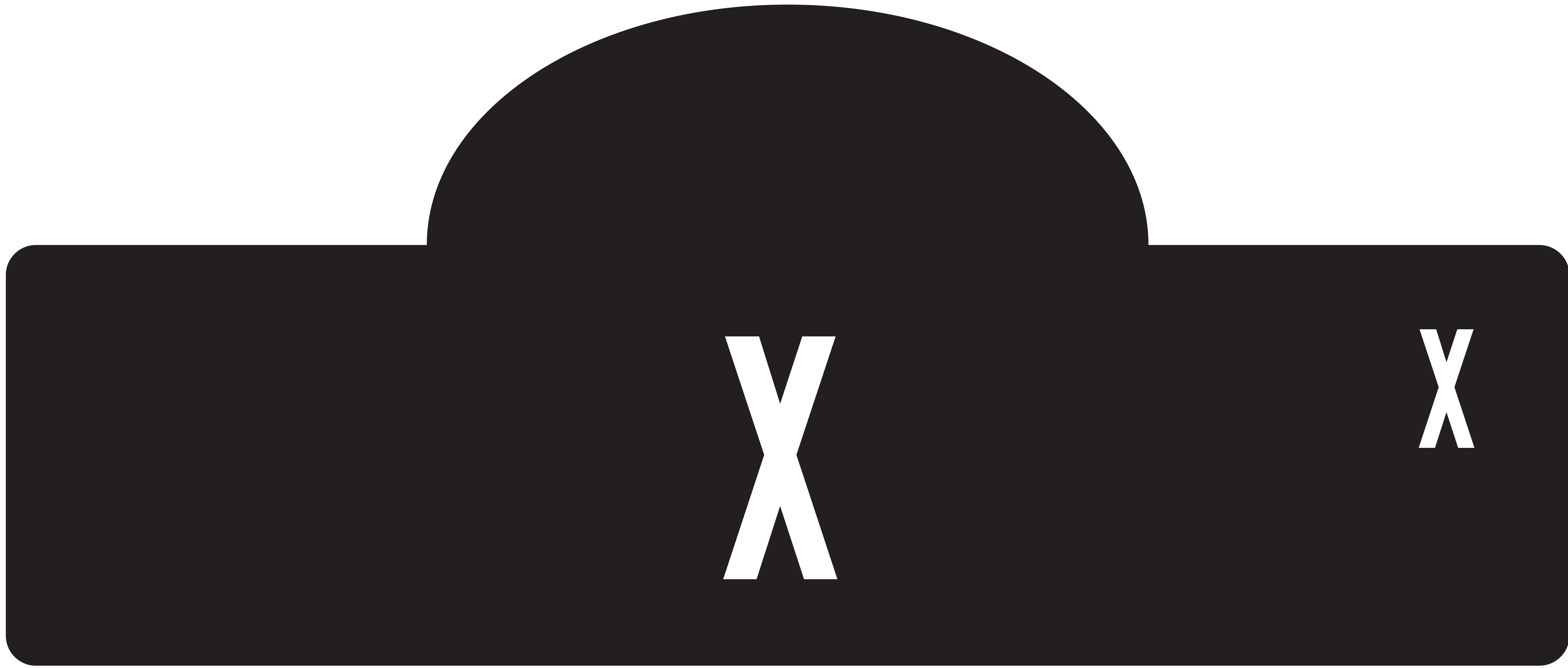
Please note the new remit-to name and address:

ACP International  
 521 N Great Southwest Parkway  
 Arlington, Texas 76011  
 817-640-0992

To arrange ACH and electronic payments:  
 Contact Autumn Edens  
 817-640-0992 Ext: 398  
 autumn@acpinternational.com

**Freight estimates are only valid for 14 days.**  
**A quote not accepted within thirty (30) days is subject to review.**  
**Custom products are NOT returnable, refundable or cancelable.**





**From:** Joe Fritsche - Forsite <joef@forsite.us>  
**Sent:** Tuesday, October 25, 2022 4:01 PM  
**To:** Hector Gomez  
**Subject:** RE: Town of Surfside - Street Signs

You don't often get email from joef@forsite.us. [Learn why this is important](#)

**[NOTICE: This message originated outside of the Town of Surfside -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]**

Good afternoon Hector,

Below is some directional pricing for the example options you choose from the special lite website. These assemblies will all be with breakaway post.

1. Stop Sign Assembly ONLY - ~\$598 / per assembly
2. Stop Sign Double Street Name Assembly w/ clamp banner arms (custom street name blades as both blades) - ~1211.75 per assembly
3. Stop Sign Double Street Name Assembly with the top mount street name blades (half of the street name blades will be custom, the other half will be standard shape) - ~\$835 per assembly

All of these assemblies I have priced with back plates for a 30" stop sign. I did not include the stop sign blades as you mentioned getting them at a better cost. If you need me to add those, just let me know! As soon as you have an idea on design for the street name blades or if you want to send me over a sketch, I can have the design team put together an official pdf drawing of it. If you have any logos you would like on the blades, I will need the vector file of the logo.

Once I have a final approval of a drawing for the custom street name blades, I will be able to provide you with some final numbers. Who will be installing these for you? We offer installation services as well, if needed.

Let me know if you have any questions or need anything at all. Don't hesitate to reach out. I am here to help in anyway I can!

Thank you,

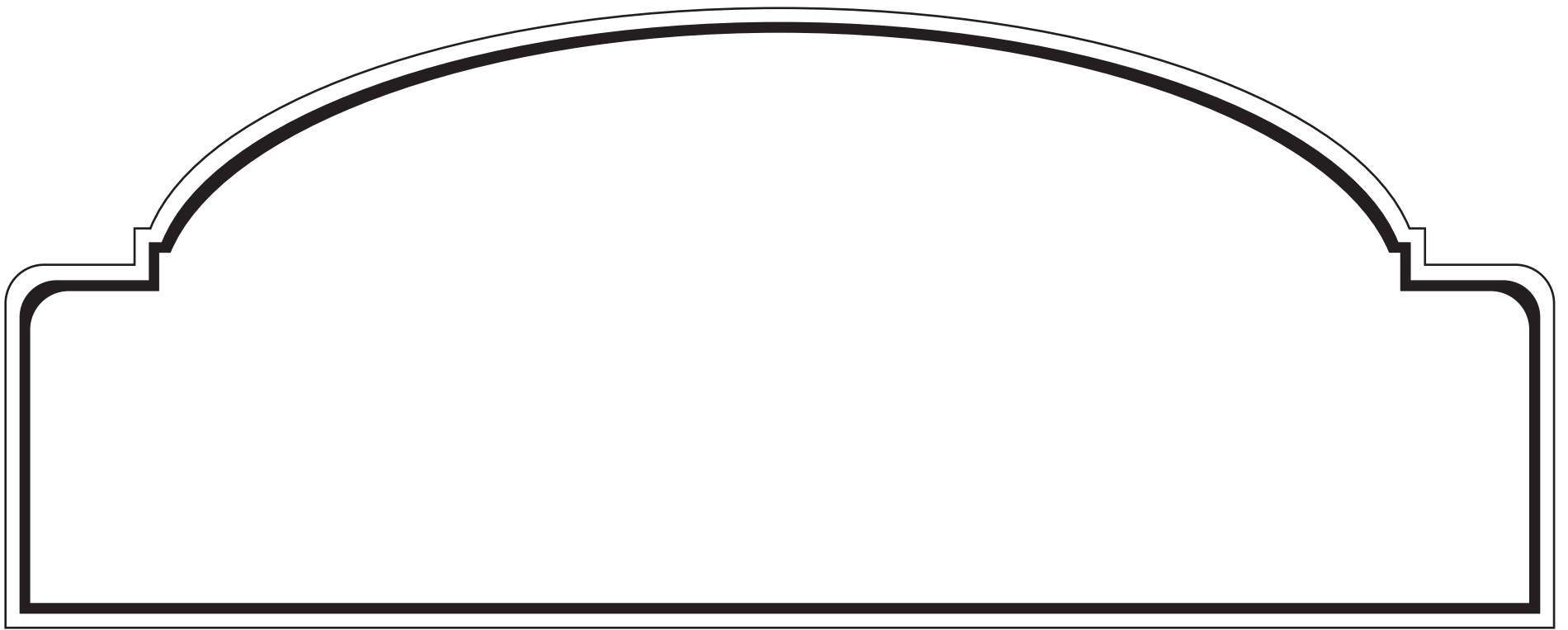
**Joe Fritsche**  
Territory Account Manager  
(813)245-1974  
[www.mailboxesandsigns.com](http://www.mailboxesandsigns.com)  
[joef@forsite.us](mailto:joef@forsite.us)

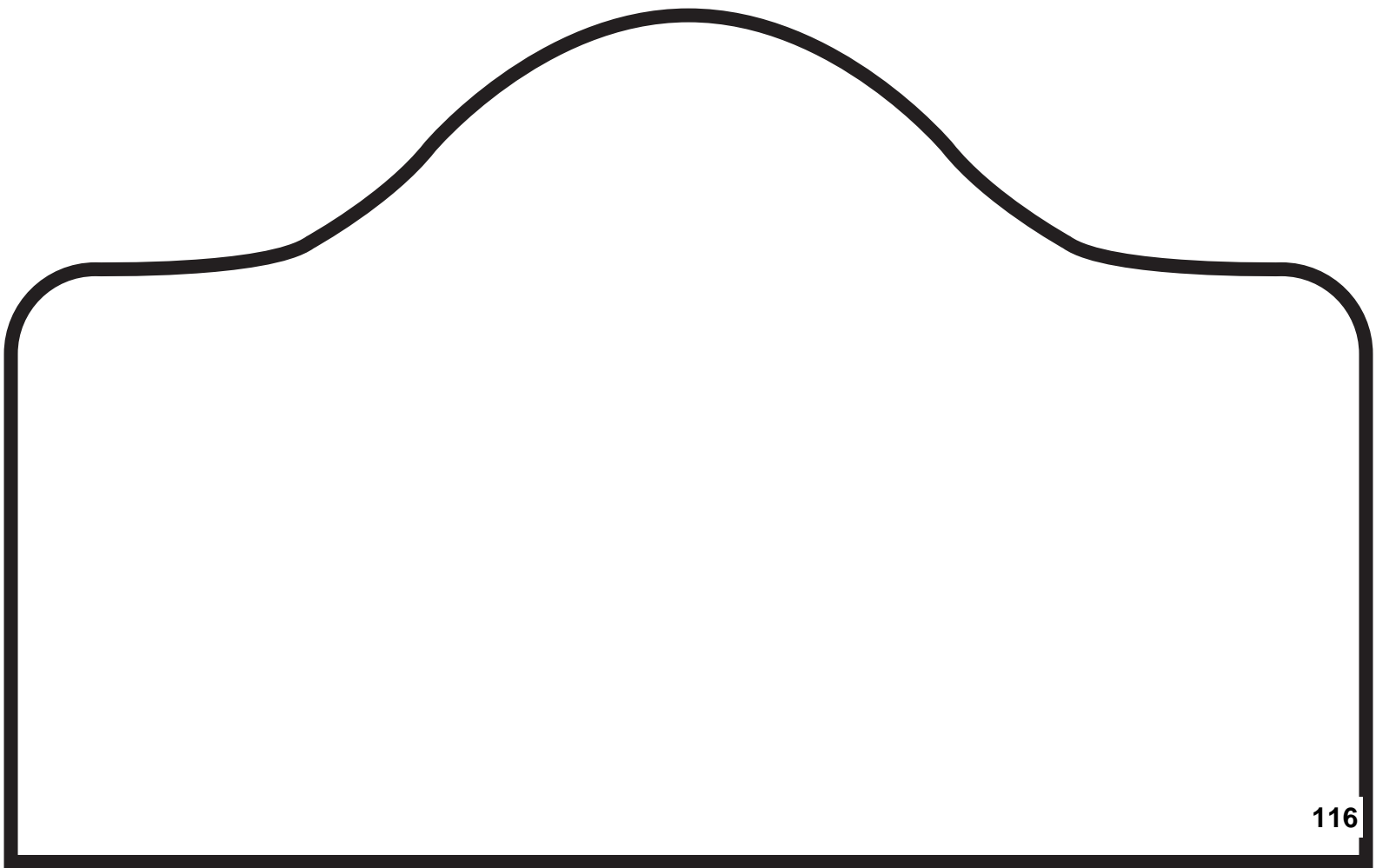
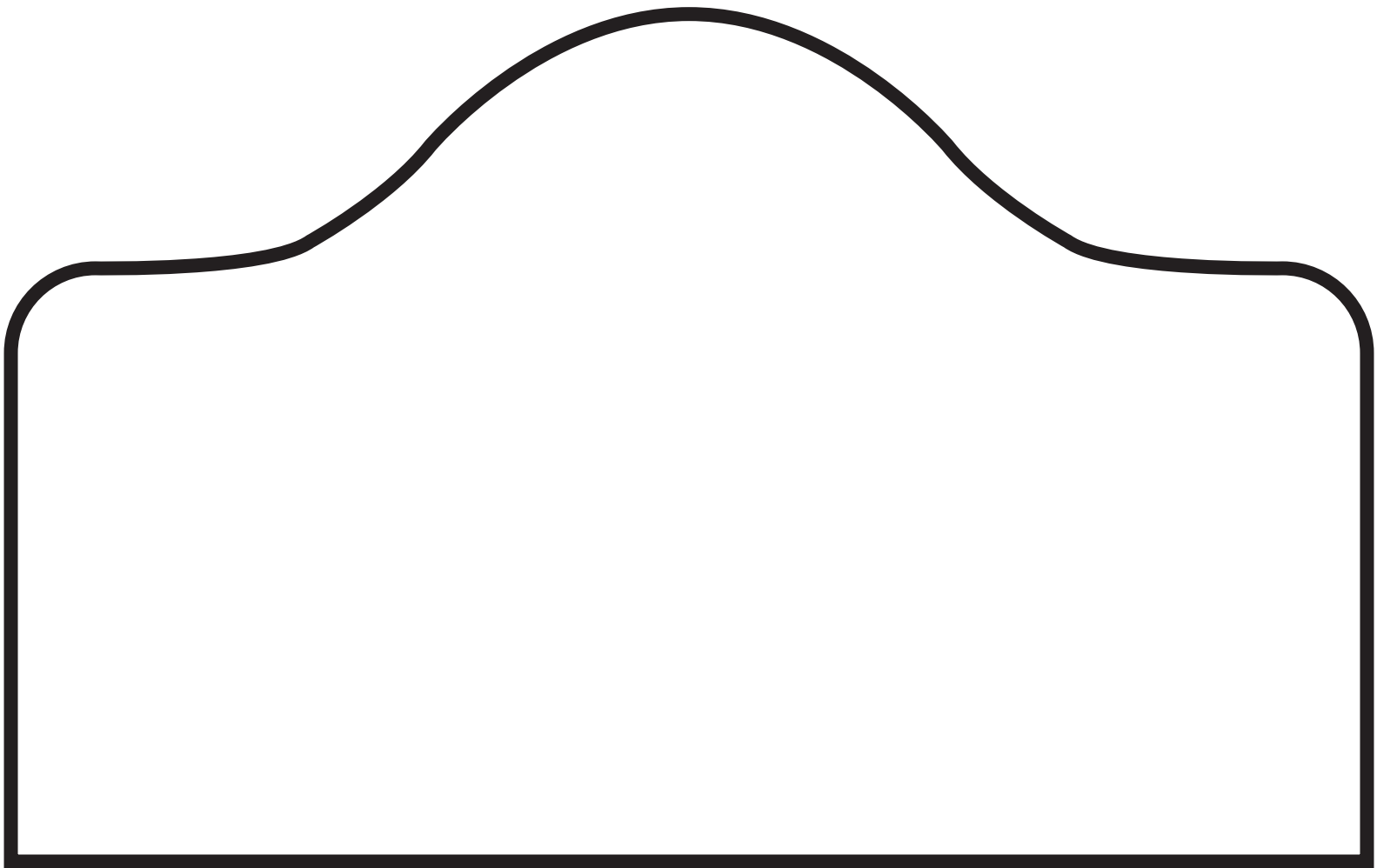


*more ways to connect with us*  
Visit our [website](#)  
View our [catalog](#)



**PROPOSAL BREAKDOWN:**  
**ITEM # 1 BY 205 TOTAL SIGNS = \$122,590.00**  
**ITEM # 2 BY 79 TOTAL SIGNS = \$95,728.25**  
**ITEM # 3 (NOT REQUIRED)**  
**SHIPPING = \$6500.00 (ESTIMATED)**  
**TOTAL COST = \$224,818.25**







# Proposal

Quote Date: 9/20/2022

Quote #: 19657

Quoted To:
Town of Surfside FL Hector Gomez hgomez@townofsurfsidefl.gov

**Please reference or include this quote with your payment**

Remit Payment to:  
Signature Streetscapes  
2350 South Getty Street  
Muskegon, MI 49444  
Toll Free: 1-800-705-1446

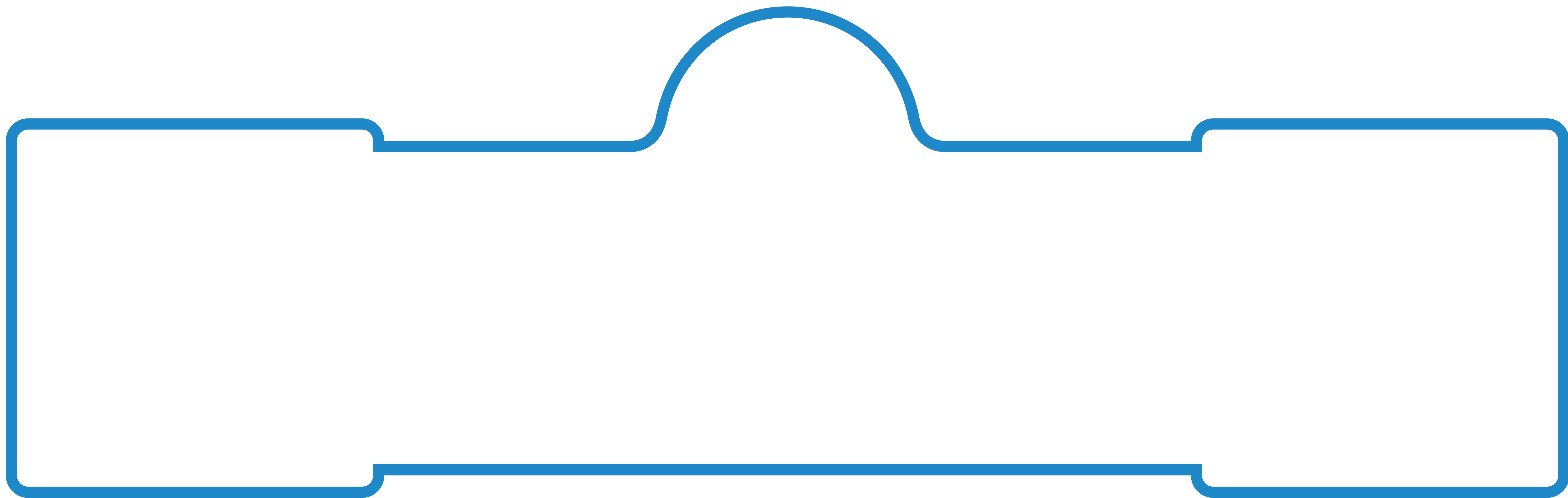
Project Reference	Quote Good	Payment Terms		
Street Sign	60 Days	Net 30		
Item ID	Description	Quantity	Unit Price	Amount
	OPTION B - CUSTOM REFLECTIVE STREET BLADES AND HANGER ARMS			
SM-0414	STREET/STOP SIGN COMBO UNIT			
VLOC-034-00117 (4...	4" diameter, 13'-0" SMOOTH aluminum sign pole, BLACK finish	79	170.00	13,430.00
	V-Loc, 40-VR3 Model for 4" Round Post going into new Concrete, Includes: Wedge, Post Anchor	79	76.50	6,043.50
FN-0204	4" GLOBE Finial, BLACK finish	79	38.25	3,021.75
BS-04H	LEGEND base for 4" diameter pole, single piece, BLACK finish	79	182.75	14,437.25
CHA-0-04-36	Collar hanger arm with NO decorative scroll, fits 4" OD post, 36" length, BLACK finish	158	165.75	26,188.50
PRINT-AP1-HIP2	35" X 11" - Custom Printed Signs - BELL SHAPE / Max Metal - 2 Sided - .125" Reflective HIP, custom blue background with white reflective copy, add logo and turtle picto	158	153.00	24,174.00
	TO READ:			
	SURFSIDE BLVD EMERSON AVE			
SF-SS03	30" STOP extruded aluminum frame, BLACK finish	79	140.25	11,079.75
SM-0414	STOP SIGN UNIT			
VLOC-034-00117 (4...	4" diameter, 13'-6" SMOOTH aluminum sign pole, BLACK finish	205	170.00	34,850.00
	V-Loc, 40-VR3 Model for 4" Round Post going into new Concrete, Includes: Wedge, Post Anchor	205	76.50	15,682.50
FN-0204	4" GLOBE Finial, BLACK finish	205	38.25	7,841.25
BS-04H	LEGEND base for 4" diameter pole, single piece, BLACK finish	205	182.75	37,463.75
SF-SS03	30" STOP extruded aluminum frame, BLACK finish	205	140.25	28,751.25
	--			
FREIGHT	ESTIMATED FREIGHT CHARGES: Carrier PRO#: TBD destination zip code:	1	6,500.00	6,500.00
		<b>Total</b>	<b>\$229,463.50</b>	

Port City must approve any changes, additions or deletions made to this proposal as they may effect final price. All products ship FOB Muskegon, Michigan with freight charges added to the final invoice unless otherwise stated. This proposal does not include taxes, if any. If credit has not been established a deposit of 50% is required with the balance due before shipment. Credit card payments are subject to a 4% processing fee. If it becomes necessary to institute legal action or involve a collection agency to enforce payment, buyer agrees to reimburse seller for all costs and attorney fees. This quote is based on receiving order within 60 days. 25% restocking fee applicable on returned stock items.

**Thank-You For Contacting Us!**



42" x 9"  
4.375" upper case Arial, condensed to 75%



35" X 11"  
4" upper case Arial, condensed to 75%

**RESOLUTION NO. 2022-\_\_\_\_\_**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, INCORPORATING DECORATIVE STREET SIGNS AND TRAFFIC CONTROL POLES INTO THE TOWN'S UTILITY UNDERGROUNDING PROJECT; SELECTING A DESIGN OPTION FOR THE DECORATIVE POLES AND BASE DESIGN; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on November 3, 2020, a majority of the Town of Surfside ("Town") electorate approved a ballot/referendum question in order to move forward with developing a plan to underground utilities in the Town (the "Undergrounding Project"); and

**WHEREAS**, at the September 13, 2022 Regular Town Commission Meeting, the Town Commission directed the Town Administration to explore the cost of incorporating upgrades to existing decorative street signs and traffic control poles throughout the Town's residential areas (the "Street Signs") into the Undergrounding Project; and

**WHEREAS**, the Town wishes to (i) incorporate the Street Signs into the Town's Undergrounding Project and (ii) select a design option for the decorative poles and base design, as set forth in Exhibit "A" attached hereto; and

**WHEREAS**, the Town Commission finds that this Resolution is in the best interest and welfare of the Town.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above-stated recitals are true and correct and are incorporated herein by this reference.

**Section 2. Incorporating Street Signs into Undergrounding Project.** The Town Commission hereby incorporates the Street Signs into the scope of the Town's Undergrounding Project.

**Section 3. Selection of Design Option for Decorative Poles and Base Design.** The Town Commission hereby selects the design option for the decorative poles and base design, as set forth in Exhibit "A" attached hereto.

**Section 4. Implementation.** That the Town Commission hereby authorizes the Town Manager to take any action which is reasonably necessary to implement the purpose of this Resolution.

**Section 5. Effective Date.** This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED this 13<sup>th</sup> day of December 2022.

Motion By: \_\_\_\_\_

Second By: \_\_\_\_\_

**FINAL VOTE ON ADOPTION:**

Commissioner Fred Landsman \_\_\_\_\_

Commissioner Marianne Meisheid \_\_\_\_\_

Commissioner Nelly Velasquez \_\_\_\_\_

Vice Mayor Jeffrey Rose \_\_\_\_\_

Mayor Shlomo Danzinger \_\_\_\_\_

\_\_\_\_\_  
Shlomo Danzinger, Mayor

**ATTEST:**

\_\_\_\_\_  
Sandra McCready, MMC  
Town Clerk



**APPROVED AS TO FORM AND LEGALITY FOR THE USE  
AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**

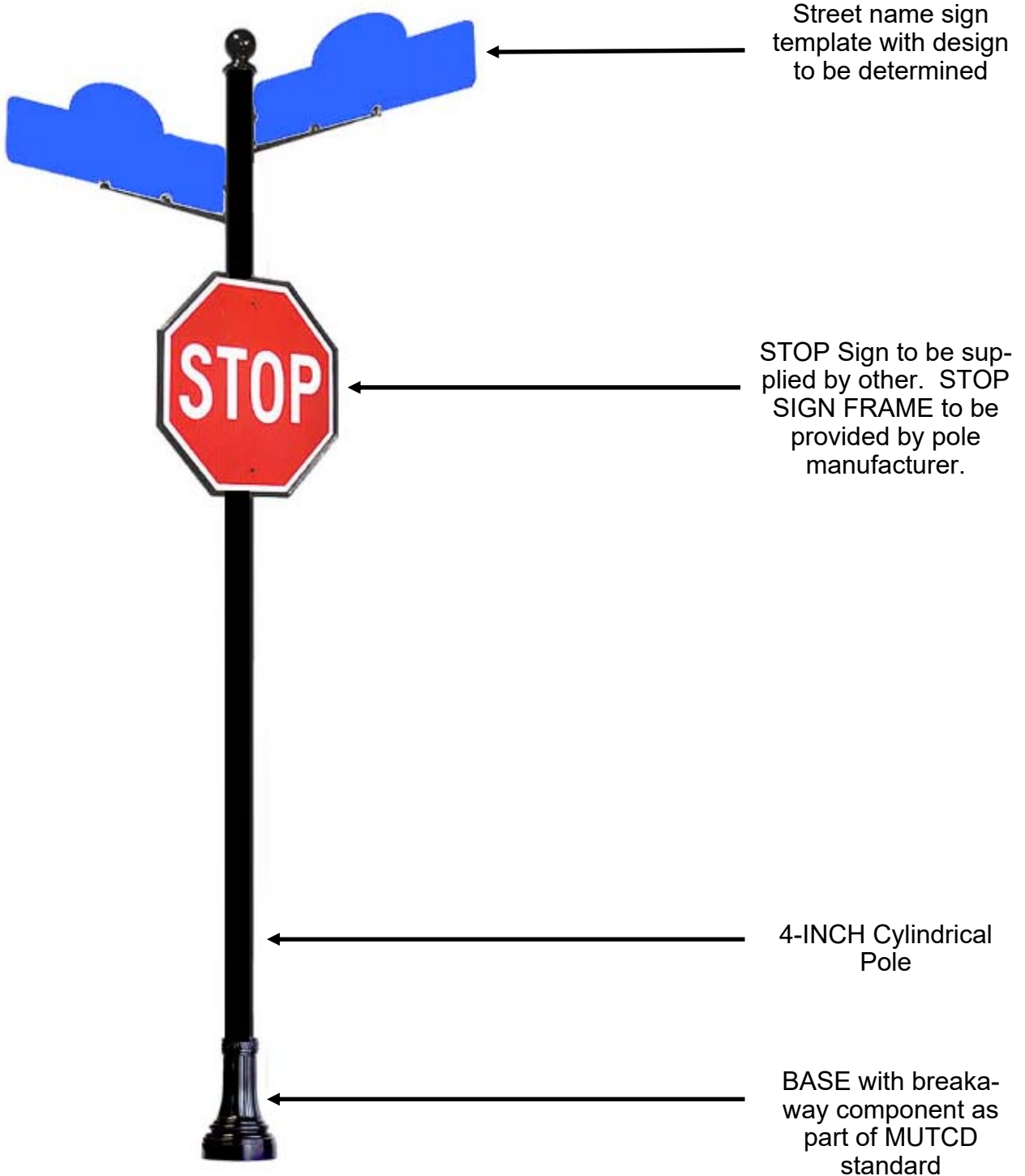
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Weiss Serota Helfman Cole & Bierman, P.L.  
Town Attorney



# Town of Surfside

Public Works Department  
Recommended Decorative Pole & Base Design





## MEMORANDUM

ITEM NO. 5.B

**To:** Honorable Mayor, Vice-Mayor and Members of the Town Commission

**From:** Shlomo Danzinger, Mayor

**Date:** December 13, 2022

**Subject:** **Key to the Town of Surfside and Brick Request**

---

For the commission to approve awarding former Miami-Dade County Commissioner Sally A. Heyman a key to the Town of Surfside and a brick to be placed at the community center in honor of her 20 years of service for our community.

Commissioner Sally A. Heyman served in the Florida House of Representatives for eight years, after which she was elected commissioner of Miami-Dade County, Florida for District 4 (which includes the Town of Surfside). During her 20 years of service with the County, Commissioner Sally Heyman championed legislation and secured funding for various causes which sought to help Surfside and the many municipalities in her district. It is only fitting that Commissioner Heyman be awarded the key to the Town of Surfside and a Brick at the Community Center as a token of appreciation for her 20 years of dedicated service to our community.

[Key to the Town Request Form - Sally Heyman.pdf](#)



# TOWN OF SURFSIDE

## PROCLAMATION, CERTIFICATE, COIN AND KEY TO THE TOWN REQUEST FORM

OFFICE OF THE TOWN CLERK

Request for (check one): \_\_\_ Proclamation \_\_\_ Certificate  Key  Brick



Date of Request: 12/13/2022

Name of Requestor: Mayor Shlomo Danzinger

Organization: Town of Surfside

Address: 9293 Harding Ave., Surfside FL 33154

Phone / E-Mail: sdanzinger@townofsurfsidefl.gov

Name of Individual / Organization to be honored:

Sally S. Heyman - Former Commissioner, Miami-Dade, Florida, District 4

Title for Proclamation or Certificate:

\_\_\_\_\_

Date of Recognition: TBD

Reason for Recognition (Please attach 4 – 6 “whereas clauses” as draft text for a Proclamation):

\_\_\_\_\_

Document is to be:

- Presented at a Commission Meeting in TBD (month / year)
- Presented at the following event \_\_\_\_\_ (Please attach event information to the request form)
- Picked up by \_\_\_\_\_ on \_\_\_\_\_ (date)

**Administrative Use Only**

Proclamation \_\_\_\_\_ Certificate \_\_\_\_\_ Key \_\_\_\_\_ Coin \_\_\_\_\_

Approved: Yes \_\_\_\_\_ No \_\_\_\_\_ If no, state reason: \_\_\_\_\_

Approved Date: \_\_\_\_\_

Date Submitted for Mayor's Signature: \_\_\_\_\_

Date Issued: \_\_\_\_\_

Completed by: \_\_\_\_\_



## TOWN MANAGER'S REPORT

DECEMBER 13, 2022

### I. TOWN DEPARTMENTS

#### Building Department

**A.** In late November, the Building Department and the Planning Department met with the owner representatives and developers of the former Champlain Towers South property. This was an international team led by world acclaimed architect Moshe Safdie. Safdie has been selected by the owner to design the new building at the site. Setbacks, density, construction and floodplain questions were answered. It is expected the unveiling of the new building design to take place in early January 2023. The project will then proceed through Development Review Group meetings, Planning and Zoning Board, and then to Town Commission for approval.

**B.** Building Department Permit and Inspection numbers (as of November 21) are as follows: Building Permits issued: 96; Inspections performed: 176; Lien search: 11; TCOs issued: 2.

**C.** The Building Department and IT Department are getting closer to the goal to have the Customer Self-Service (CSS) portal up and running in January 2023 so that customers have a more viable alternative of applying for a building permit or paying utility fees than in person. This Online Portal will provide for online permitting and inspection requests which will greatly increase speed and efficiency of permits issued, raise the levels of service and greatly reduce lobby traffic. Customers are strongly encouraged to apply for permits by email, as Building Department forms are all available online in fillable format. Follow the "Please Pardon Our Dust" banner on Town's website or click on the QR code posted at the Town Lobby.

**D.** GRM Document Storage and Scanning services, has begun the first digitization of building plans for the Town of Surfside. This is a monumental task which involves countless building plans going back to the early days of Surfside: Some of the plans are over 70 years old! This digitization work will make them available on the Town website via a link to the Cloud. This will be of great benefit to property owners, contractors and public service providers who seek detailed information about existing buildings in the Town.

**E. PLEASE PARDON OUR DUST!!** The Building, Finance, and Utilities Department, as contracted with RMB General Contractors, have nearly completed the redesign, demolition, reconstruction and modernization of the front lobby offices. Framing, drywall, painting and the installation of floor tile is completed in the interior offices. We are now removing and installing new floor tile in the public lobby area. This is a new modern front lobby design that is open and welcoming, creating an important positive first impression to our customers. Customers will be served by staff utilizing digital permitting technology from individual kiosks. Glass office partitions will provide an open, transparent environment to enhance communication and efficiency in the office environment.

### ***Code Compliance Division***

**A. Code Compliance Cases:** As of November 29, 2022, the total number of active, open cases being managed is 167. Of these cases, 59 cases are still under investigation and are working towards compliance; 13 cases are on-hold; 17 cases are in the Special Master hearing queue; 17 cases are in post-hearing status; 16 code cases have been issued liens and remain unpaid; 45 code cases have service liens and remain unpaid. Properties with unpaid liens are sent reminder letters on a semi-annual basis. The Code Compliance staff has conducted an approximate of 99 inspections from November 3 to November 29, 2022.

**B. Collected Civil Penalty Fines:** Unresolved code compliance cases accrue fines until the code violation is resolved. After the violation is corrected, the property owner is notified to remit the fine amount due. In many cases, the fine amount is either paid, resolved via a settlement agreement, or referred to the Town's Special Master for a hearing and potential mitigation on the fines due.

The following is a summary by fiscal year of the fine amounts collected by the Town:

- FY 23: As of November 29, 2022, eight cases have paid/settle for a total monetary collection of \$ 5,814.00.
- FY 22: 98 cases paid/settle for a total monetary collection of \$95,201.54
- FY 21: 86 cases paid/settled for a total collection of \$39,464.

**C.** The Code Compliance Division has assisted the Finance Department by conducting 22 Code lien searches from November 3 to November 28, 2022.

**D.** The Code Compliance Division has continued to assist the Town Clerk's Office with public records requests.

### ***Community Services & Public Communications Department***

**A. 96<sup>th</sup> Street Park Groundbreaking** – Tourism and Communications is supporting organizational efforts for the 96<sup>th</sup> Street Park Groundbreaking Ceremony

scheduled for Sunday, December 18 at 10:30 a.m. during the Winter Wonderland Parks and Recreation event. The Team will ensure the community is well aware of this exciting moment which has been in the works for some time. A photo from the ceremony will be featured on the January 2023 Gazette cover.

**B. Town Hall Lobby Project** – Tourism and Communications will prepare assets to promote the completion of the Town Hall renovation project later this month. The Team will also add the CSS portal information to the Town website and create instructional guides to circulate via email and NextDoor once details are finalized.

**C. Tourism Special Events Season Underway** – The Tourist Bureau and Board held a well-attended first-ever fall edition of the Paddletopia festival on November 12 and 13 as well as the kickoff performance to Music on the Beach with jazz vocalist Melinda Rose Rodriguez on Sunday, November 20. Due to inclement weather, the event was held indoors at the Community Center Fish Bowl.

**D. Holiday Banners** – Tourism and Communications debuted the new 2022/23 Holiday Season banners along Collins and Harding Avenues. The custom beach snowman design was created in house by the Town's Multimedia Specialist and selected by the Tourist Board earlier this fall.

**E. Officer Mike's Birthday** – Tourism and Communications is working with the Surfside Police Department to celebrate Officer Mike's birthday. The Town's Station Dog will be celebrating a birthday on Sunday, December 11 at a pet-themed Farmer's Market. Please visit the Town website for details and more information.

**F. Electrical Boxes** – Tourism and Communications is developing creative designs to beautify various electrical boxes found throughout Town with the goal of transforming the dull, plain looking boxes into eye-catching displays with signature Surfside branding.

### ***Human Resources***

Human Resources continues to provide support and assistance to the Town Administration, departments and staff in relation to a variety of items/services to include:

**A. Fraternal Order of Police (FOP)** – The first contract negotiation meeting with the FOP was held on July 20, 2022. The Town completed a financial review of the FOP's request and is scheduled to continue labor negotiations on December 15, 2022.

**B. EEOC Complaints** – Awaiting on response from EEOC with regards to complaint filed by former employee, Malarie Dauginikas

**C. Interviews** – Conducted interviews for Building Permit Technicians, Beach Patrol/Litter Custodian and Communications Operator.

**D. Risk Management** – Submitted claims, responded to adjuster questions, and coordinated appraisal regarding to damaged Town property.

**E. Background/Offer/Orientation**– Prepared offer letters, conducted the background investigations, and initial employment orientations for new hires. Conducted level 2 background screening (AHCA) of Parks and Recreation new hires and program instructors.

**F. Workers Comp** – Provided assistance to staff and FLC attorney regarding workers comp matter. Participated in preliminary deposition and deposition regarding workers comp case.

**G. Safety and Wellness Initiatives** – Provided staff with information regarding weekly webinars and classes for mental health support, nutrition, fitness, support groups, community health initiatives and exercise classes.

**H. Other Human Resources Functions to include:**

- Employee appreciation, recognition, and activities
- Pre-employment Background Check
- Conditional offer of employment offers (withdrawal – when applicable)
- New hire orientation
- New hire reporting – Florida Department of Revenue
- Labor statistics report – U.S. Department of Labor Statistics
- Workers' compensation
- Grievance
- Interviews
- Exit interviews
- Personnel counseling
- Retirement plan related assistance
- Recruitment / Advertising for vacancies
- Responding to candidates / acknowledge resumes received
- Verification of Employment Requests
- Personnel maintenance changes
- Insurance enrollment, changes and termination of coverage
- Public records requests related to personnel (active/inactive)
- Criminal records check – level 2 for all Parks & Recreation instructors/concession staff

***Finance Department***

Monthly Budget to Actual Summary as of October 31, 2022 – *Attachment "A"*



***Parks and Recreation Department***

**A. Facilities/Hours of operation** – Parks and Recreation continues to operate the following facilities: The 96<sup>th</sup> Street Park, the Beach Lifeguard Tower, Hawthorne Tot Lot and the Dog Park. The Tennis Center continues to operate with court reservations during prime hours. The pool continues to operate with lap swimming registrations during all hours of operation. Pool hours continue to be adjusted month to month to maximize day light hours. Current Pool hours are from 7:00 a.m. 6:00pm for month of December.

**B. Hawthorne Tot Lot update** – The tot lot upgrades were approved during the November 15<sup>th</sup> Commission meeting. Purchase orders provided to the vendor for the purchase of the equipment/materials. Staff met with Brightview and Gametime on December 1, 2022 to discuss the coordination and get a more exact project timeline.

**C. After Care Program Update** – We continue to meet with the YMCA on a weekly basis in an effort to restart our after-care program as soon as possible. At the moment, the YMCA continues to have a difficult time meeting their staffing needs. Due to that, we have had a commitment from the YMCA to be ready to run the Town's Spring Camp and Sumer Camp for 2023. The YMCA has also committed to be prepared to start an Afterschool Program beginning the Fall of 2023. We are currently in contract negotiations with the YMCA. Staff will also be looking into additional programming for the new year that can fill the gap left from the Afterschool Program. This will not be a traditional afterschool program but can help fill the programing needs of the community.

**D. Programming** – Fall II session programming is underway and has been a success. Parks and Recreation is offering over 20 programs for Youth, Adults and Seniors this upcoming fall/Winter season. Staff continues to look for ways to enhance programming and ensure we are meeting the needs of the community. Winter session registration is underway, the session will commence January 9, 2023. P&R is bringing back their seasonal senior brunch bunches, we will host the first one on Friday, December 9, 2022 from 11:00 a.m. to 1:00 p.m. at the Community Center. Additionally, P&R will be conducting Winter Camp from December 27, 2022 to January 6, 2023 at the Community Center. We will be contracting it out with TNT Sports. The camp will run from Tuesday through Friday both weeks.

**E. Events** – Parks and Rec hosted the annual Veterans Day event on November 11 and it was a success. Upcoming special Events will be Move Night at the Park December 3, 2022 and Winter Extravaganza (snow in the park) on December 18, 2022.

**F. 96<sup>th</sup> St. Park Update** – Commission authorized the Town Manager to enter into negotiation with Lunacon for the construction of the 96<sup>th</sup> Streetr Park. A kickoff/pre-construction meeting with Lunacon and Savino Miller was held on Monday, December 5,

2022. There will also be a Groundbreaking Ceremony during the Winter Wonderland event on Sunday, December 18, 2022.

**G. Beach Chair Service – Town** Commission approved to enter into contract negotiations with Beach Time Max for the beach furniture service during the November 15, 2022 Town Commission meeting. Town staff reviewed the contract which is now being reviewed by the vendor to start the service as soon as possible.

**H. Miscellaneous** – P&R is moving forward with the beach ends outdoor fitness equipment and are currently working on a purchase order to send to the vendor for the purchase of the equipment/materials. Staff is also working to complete the replacement of the Community Center flooring from carpet to laminate wood flooring in all offices. The work for this will be done after hours to not interrupt the work flow.

### ***Planning Department***

Development Application Process (2012 – Present) – *Attachment “B”*

### ***Police Department***

#### **A. Police Department Statistics (November 1 – November 23, 2022)**

- Traffic Citations – 272
- Parking Citations – 374
- Arrests – 4
- Dispatch Events – 896
- Incident/Crime Reports – 46

#### **B. Police Events/Community Outreach**

- The Police Department will be collecting toys for our 14<sup>th</sup> Annual Toy Drive. The toys will be donated to local families in need as well as a domestic violence shelter.
- The Surfside Police Department will host two community blood drives on December 4<sup>th</sup> and December 21, 2022 from 11:00 a.m. – 4:30 p.m. in the Town Hall municipal parking lot.
- The FLOW (Florida Licensing on Wheels) was December 5, 2022 from 10:00 a.m. to 2:00 p.m. in the Commission Chambers.
- The 2<sup>nd</sup> Annual Miami Beach Senior High Wellness Day will be held on December 14, 2022 from 7:30 a.m. to 2:30 p.m. onsite at the high school. Detective Diana Leon and Officer Mike will participate in the event.
- The Police Department has assigned a police officer to assist the Parks and Recreation Department as needed with their annual Winter Wonderland Bash on December 18, 2022 from 10:00 a.m. to 1:00 p.m. at the 96<sup>th</sup> Street Park.

- o The Menorah Parade held by the Shul of Bal Harbour will take place on December 18, 2022 departing from Ruth Broad Elementary School in Bay Harbor Islands, pass through Bal Harbour, and concluded at the Shul in Surfside. Surfside, Bal Harbour and Bay Harbor Islands Police Departments will assist with traffic management. A Chanukah Festival will follow the conclusion of the Menorah Parade in the 200 block of 95<sup>th</sup> Street.
- o The monthly Coffee with the Cops – December 29, 2022 at 10:00 a.m. at Starbucks.

**II. SEE CLICK FIX REPORT**

Requests filtered by request category that have been created 11/01/2022 - 11/30/2022

Request Category	Created in period	Closed in period	Average days to close
Beach Issue	1	1	0
Code Compliance (Safety Concern)	1	1	2.8
Code Compliance (Violation)	3	3	0.2
Dog Stations (P & R)	0	0	
Drainage/Flooding (PW)	11	8	2.5
Other	5	1	7.8
Police (Safety Concern)	0	0	
Solid Waste (Residential) (PW)	0	0	
Street lights (PW)	0	0	
Utilities (Water/Sewer) (PW)	1	0	
Beach Patrol	0	0	
Parking Issue	2	2	2.9
Construction Issues	1	0	

**III. TOWN PROJECTS**

Projects Detail Sheets – Attachment “C”

Respectfully submitted by:



Andrew E. Hyatt, Town Manager

**TOWN OF SURFSIDE, FLORIDA**  
**MONTHLY BUDGET TO ACTUAL SUMMARY**  
**FISCAL YEAR 2023**  
**As of OCTOBER 31, 2022**  
**8.3% OF YEAR EXPIRED (BENCHMARK)**

Agenda Item #

Page

1 of 3

12/13/2022

GOVERNMENTAL FUNDS	ACTUAL	ANNUAL BUDGET	% BUDGET
<b>GENERAL FUND - 001</b>			
REVENUE	\$ 166,955	\$21,141,012	1%
EXPENDITURES	2,145,322	\$21,141,012	10%
Net Change in Fund Balance	(1,978,367)		
Fund Balance-September 30, 2022 (Unaudited)	15,743,982		
Fund Balance-October 31, 2022 (Reserves)	<u>\$ 13,765,615</u>		
			<b>A</b>
			<b>B</b>
<b>TOURIST RESORT FUND - 102</b>			
REVENUE	\$ 219,792	\$6,826,887	3%
EXPENDITURES	683,055	\$6,826,887	10%
Net Change in Fund Balance	\$ (463,263)		
Fund Balance-September 30, 2022 (Unaudited)	6,744,503		
Fund Balance-October 31, 2022 (Reserves)	<u>\$ 6,281,240</u>		
			<b>C</b>
			<b>D</b>
<b>POLICE FORFEITURE FUND - 105</b>			
REVENUE	\$ -	\$48,400	0%
EXPENDITURES	-	\$48,400	0%
Net Change in Fund Balance	\$ -		
Fund Balance-September 30, 2022 (Unaudited)	172,082		
Fund Balance-October 31, 2022 (Reserves)	<u>\$ 172,082</u>		
<b>TRANSPORTATION SURTAX FUND - 107</b>			
REVENUE	\$ 29,124	\$338,126	9%
EXPENDITURES	-	\$338,126	0%
Net Change in Fund Balance	29,124		
Fund Balance-September 30, 2022 (Unaudited)	409,259		
Fund Balance-October 31, 2022 (Reserves)	<u>\$ 438,383</u>		
<b>BUILDING FUND - 150</b>			
REVENUE	\$ 50,040	\$1,221,976	4%
EXPENDITURES	64,208	\$1,221,976	5%
Net Change in Fund Balance	(14,168)		
Fund Balance-September 30, 2022 (Unaudited)	2,542,206		
Fund Balance-October 31, 2022 (Reserves)	<u>\$ 2,528,038</u>		
<b>CAPITAL PROJECTS FUND - 301</b>			
REVENUE	\$ 15,837	\$15,640,983	0%
EXPENDITURES	147,938	\$15,640,983	1%
Net Change in Fund Balance	(132,101)		
Fund Balance-September 30, 2022 (Unaudited)	10,559,053		
Fund Balance-October 31, 2022 (Reserves)	<u>\$ 10,426,952</u>		

**NOTES:**

- 1) Many revenues for October 2022 are received in subsequent months (timing difference) and are recorded on a cash basis in the month received.
  - 2) Expenditures include payments and encumbrances. An encumbrance is a reservation of a budget appropriation to ensure that there is sufficient funding available to pay for a specific obligation.
- A** The total unaudited balance of \$15,743,982 includes \$7,704,488 committed for operations & maintenance, hurricane/natural disaster, budget stabilization and capital. The balance of \$8,039,494 is unassigned fund balance (reserves).
  - B** Includes \$8,721,494 committed for operations & maintenance, hurricane/natural disaster, budget stabilization, and capital. The balance of \$5,044,121 is unassigned fund balance (reserves).
  - C** The total unaudited balance of \$6,744,503 includes \$720,285 committed for hurricane/natural disaster, budget stabilization, and capital. The balance of \$6,024,218 is unassigned fund balance (reserves).
  - D** Includes \$849,6465 committed for hurricane/natural disaster, budget stabilization, and capital. The balance of \$5,431,394 is unassigned fund balance (reserves).

PROPRIETARY FUNDS	ACTUAL	ANNUAL BUDGET	% BUDGET
<b>WATER &amp; SEWER FUND - 401</b>			
REVENUE	\$ 371,142	\$5,019,616	7%
EXPENDITURES	652,188	\$5,019,616	13%
Change in Net Position	(281,047)		
Unrestricted Net Position-September 30, 2022 (Unaudited)	(944,589)		
Unrestricted Net Position-October 31, 2022 (Reserves)	\$ (1,225,636)		
<b>MUNICIPAL PARKING FUND - 402</b>			
REVENUE	\$ 137,066	\$1,616,544	8%
EXPENDITURES	186,359	\$1,616,544	12%
Change in Net Position	(49,293)		
Unrestricted Net Position-September 30, 2022 (Unaudited)	2,292,492		
Unrestricted Net Position-October 31, 2022 (Reserves)	\$ 2,243,199		
<b>SOLID WASTE FUND - 403</b>			
REVENUE	\$ 107,456	\$1,910,784	6%
EXPENDITURES	106,350	\$1,910,784	6%
Change in Net Position	1,106		
Unrestricted Net Position-September 30, 2022 (Unaudited)	(192,856)		
Unrestricted Net Position-October 31, 2022 (Reserves)	\$ (191,750)		
<b>STORMWATER FUND - 404</b>			
REVENUE	\$ 72,227	\$4,831,242	1%
EXPENDITURES	158,878	\$4,831,242	3%
Change in Net Position	(86,651)		
Unrestricted Net Position-September 30, 2022 (Unaudited)	2,992,167		
Unrestricted Net Position-October 31, 2022 (Reserves)	\$ 2,905,516		
<b>FLEET MANAGEMENT FUND - 501</b>			
REVENUE	\$ 81,279	\$1,525,537	5%
EXPENDITURES	452,962	\$1,525,537	30%
Change in Net Position	(371,683)		
Unrestricted Net Position-September 30, 2022 (Unaudited)	1,349,421		
Unrestricted Net Position-October 31, 2022 (Reserves)	\$ 977,738		



Jason D. Greene, Assistant Town Manager/CFO



Andrew Hyatt, Town Manager

**Town of Surfside**  
**Net Funds Historical Balances**  
**Period 2019 - October 2022**

FUND	9/30/2019	9/30/2020	9/30/2021	9/30/2022	10/30/2022	CAGR <sup>(a)</sup>
General	\$ 14,984,105	\$ 18,286,748	\$ 21,091,150	\$ 15,743,982	\$ 13,765,615	1.7%
Tourist Resort	1,640,525	2,109,658	4,264,457	6,744,503	6,281,240	60.2%
Police Forfeiture	105,725	168,289	221,034	172,082	172,082	17.6%
Transportation Surtax	328,377	442,856	569,453	409,259	438,383	7.6%
Building	2,563,517	1,991,388	1,904,548	2,542,206	2,528,038	-0.3%
Capital Projects	3,048,582	4,899,128	5,894,823	10,559,053	10,426,952	51.3%
Water & Sewer	(2,367,098)	(1,733,610)	(1,389,877)	(944,589)	(1,225,636)	-26.4%
Municipal Parking	1,198,948	1,293,993	1,657,883	2,292,492	2,243,199	24.1%
Solid Waste	641,636	219,615	(271,836)	(192,856)	(191,750)	-167.0%
Stormwater	3,200,132	3,205,050	3,581,622	2,992,167	2,905,516	-2.2%
Fleet Management	585,363	825,468	1,091,020	1,349,421	977,738	32.1%
<b>Total</b>	<b>\$ 25,929,812</b>	<b>\$ 31,708,583</b>	<b>\$ 38,614,277</b>	<b>\$ 41,667,720</b>	<b>\$ 38,321,377</b>	<b>10.3%</b>

(a) - CAGR stands for Compound Average Growth Rate, and is a useful measure of growth over multiple time periods. It represents the growth rate of a Fund Balance from the initial time value to the ending balance if you assume that the fund has been compounding over a time period.

Last updated on 11/29/2022

DEVELOPMENT APPLICATION PROCESS (2012 - PRESENT)												
Application Date Location	Project Description	Zoning Process			Density/Intensity		Variances		Building Permit		Status	
		DRG	P&Z	TC	Site Plan Ext	Allowed	Approved	Requested	Received	Application No.		Status
Original submittal: 7/13/2012 Site plan amendment: 4/16/16 9011 Collins Avenue	Surf Club - restoration of the famous surf club historic structure and for the construction of new improvements	DRG - 7/31/2012, 8/23/2012, site plan amendment: 5/16/2016, 8/4/2016, 3/9/2017, 5/11/2017 P&Z - Original site plan: 9/27/2012, site plan amendment: 8/31/2017 TC - Original site plan: 10/15/2012, site plan amendment: 10/10/2017 Site Plan Ext -				762 units	257 units	None	None	13-727	Issued	Fort Partners has indicated a desire to obtain a final CO and Landscape approval needs to be resolved. A landscape inspection was performed and comments were provided by the Town Planner on November 5, 2021. Once the comments are addressed a final inspection will be required.
7/20/2012 9450 Collins Ave	The Shul - New multiuse glass atrium and adjoining learning center (3 stories)	DRG - 2/11/2013, 3/27/2013, 7/9/2013 P&Z - 2/27/2014 TC - 10/28/2014 Site Plan Ext -				3 story expansion of 8,558.9 square feet		None	None	14-509	Issued	Work is well underway as permitted in three phases: Phase I is the new school which is currently substantially complete and operating with a TCO as Phase I. Phase II is the multi-use glass atrium. Phase III is the remodel of the old section of the building.
8/12/2015, 12/23/20 Site Plan Amendment 9133 Collins Ave & 9149 Collins Ave	Surf Club II - Redevelopment of property with a multi-family residential project and renovation of existing historic structure. Reduction of dwelling units and hotel rooms. Revisions to expand underground parking and revisions to balcony design	DRG - 9/4/2015, 3/9/2017, 9/17/2017, 2/9/2021 P&Z - 12/7/2017, 2/11/2021, 4/29/21 TC - 2/13/2018, 4/13/21, 6/8/21 Scheduled Site Plan Ext - Site Plan Extension of approved by TC on 7/28 TC Meeting. Applicant requested extension of site plan due to FL Declaration of Emergency. Additional Covid extension - New Permit Due Date December 26, 2021				199 units	Reduced to 31 condo units, 26 hotel rooms	None	None	20-536	Permit Issued	Construction of new 12 story condominium is fully underway. Currently pouring upper levels of structure.
Original submittal: 2/11/2016 Revised submittal: 5/31/18 9380, 9372, 9364, 9348, 9340, 9322, 9316 & 9300 Collins Ave	9300 Collins Ave - demolition of all existing improvements, construction of 3-story building	DRG - Original submittal: 3/10/2016, 4/27/2016 Revised submittal: 6/27/2018, 8/28/18, 11/1/18 P&Z - Original approval: 7/18/2016, Revised approval: 11/29/18 TC - Original approval: 11/10/2016, Approved 2/26/19 Site Plan Ext - Request submitted to extend approval due to emergency declaration (Hur. Dorian). Additional COVID and TS Elsa extensions - Permit Due Date 2/4/24. New Request submitted to extend approval due to emergency declarations Hurricane Ian and Subtropical Storm Nicole) - New Permit Due Date to 5/28/25				250 units	Request is for 205 units	None	None	21-1412BC	Foundation-Only Permit ready to issue.	Foundation Only permit application has been reviewed and approved for issuance (after extensive reviews to confirm compliance with the Site Plan Approval). Permit issuance awaits selection of a G.C. by Eden South LLC. MDC receipts for impact fees of \$1,105,679.93 (Pd. 8/2/21) and 20% Water and Sewer fees (Pd. 10/26/21) have been received.
5/4/2016 8955 Collins Ave	Residential Condominiums	DRG - 6/20/2016, 7/27/2016 P&Z - 10/27/2016 11/10/2016 TC - 11/10/2016 Site Plan Ext -				110 units	16 units	None	None	16-602	Issued	The Town Planner signed off on the Landscape Plan on June 17, 2022. Public Works Department is working to resolve a couple of issues so that the Building Department can issue a permanent CO.
3/14/22 9309 - 9317 Collins Ave	93 Ocean - Demolition of 2 existing 3 story buildings and construction of 12 story condominium building with 27 dwelling units.	DRG - 8/23/22 P&Z - 8/25/22 TC - Set for 11/29/22										DRG agreed to send to Planning and Zoning Board. P&Z recommended approval to the Town Commission. Additional discussions are underway with the Applicant. Expects to be heard at the 11/29/22 Town Commission Meeting

DEVELOPMENT APPLICATION PROCESS (2012 - PRESENT), Cont.										
Application Date Location	Project Description	Zoning Process		Density/Intensity		Variances		Building Permit		Status
		Approved	Requested	Received	Application No.	Status				
5/19/2017 4/1/22 8995 Collins Ave	Surf House - site plan approval for expansion to existing multi-family building deemed architecturally significant per Sec. 90-33(f) of the Town Code.	DRG - 6/19/2017, 8/04/2017, 9/28/2017, May 2022, 10/27/19 P&Z - 2/22/2018, 4/26/2018, 5/31/2018, approved on 10/27/19 TC - 12/10/19 Site Plan Ext - 2 COVID Extensions New Permit Deadline 9/27/23 & Z approval May 26, 2022 TC - Approved Site Plan Amendment June 16, 2022	Resolution # 19-2661 approved by Town Commission on December 10, 2019 for 12 stories, 34 units and 72 parking spaces.	99 units	Original application requested 3 Variances. Final application did not include any Variances. <b>Site Plan Amendment -</b> Density Reduction from 34 to 19 Units Other interior, exterior and construction revisions.	None		Has not applied for permit yet	Planning and Zoning Board recommended approval of Site Plan Amendment with reduction to 19 units and interior and exterior revisions on May 26, 2022. Town Commission approved Site Plan Amendment on June 16, 2022. A demolition permit has not yet been issued for the project. Development team is reviewing pool and pool deck concerns.	
Original Submittal: 1/06/2015 Revised submittals: 8/01/2016, 12/23/2016, 03/09/2018, 10/29/2018 9/25/2020 8851 Harding Avenue	18 multi-family units	DRG - 01/22/2015, 08/18/2016, 01/23/2017, 03/23/2018, 11/29/2018 Meeting Pending, 2/25/2021 P&Z - 01/31/19 P&Z recommended approval (Requires P&Z Reconsider) 2/25/2021 P&Z Denied Plan TC - Denied by the Commission (Requires reconsideration by TC), TC Approval 5/26/21 <b>Site Plan Ext -</b>	Current request is for 18 units. Town Planner, DRG recommended approval, P&Z recommended denial	33 units	1 requested: Section 90-82. - Off-street loading requirements (Loading Space Site). Not Required in 2021 Plan	Not needed in 2021 request		Has not applied for permit yet	Site Plan Approval 5/26/21	
7/3/2019 9580 Abbott Ave	Young Israel Variance Request to eliminate landscaping to provide for a handicapped accessible ramp	DRG - N/A P&Z - 8/29/2019 TC - 10/29/19 <b>Site Plan Ext -</b>				None			Construction of ramp complete	
1/7/2020 8926 Collins Avenue	Arte request to have FPL vault encroach into landscape buffer.	DRG - N/A P&Z - 1/30/2020 TC - 2/11/2020 <b>Site Plan Ext -</b>			Landscape buffer	Approved			This parcel on the west side of Collins Avenue was also inspected along with the residential component on the east side of Collins Avenue. See discussion on first page spreadsheet.	
11/18/2021 9165 Collins Avenue	Site Plan approval to develop an 11 story, 14 unit MF Bldg with 33 parking spaces in the H120 Zoning District on the north side of the Seaway and south side of the Carlisle.	DRG - 1/14/22 - Via Zoom - Approved Proceeding to P & Z P&Z - 1/27/22 - Deferred to 2/24/22 P&Z Mtg P&Z - 2/24/22 - Recommended approval TC - Site Plan Approval received 4/12/22	Proposing 14 units	58 units	None				DRG recommended on January 14, 2022 proceeding to P&Z on January 27, 2022. After discussion, P&Z decided to continue the item to the February 24, 2022. P&Z recommended approval at the February 24, 2022 meeting.	
4/27/2022 8809 Harding Avenue	Site Plan Application for 8 Townhouse Units	DRG - September 27th 2022 P&Z - September 29, 2022 TC - to be scheduled	Proposing 8 units	TBD	None. Preliminary review comments were prepared at the request of the Applicant. Actual Site Plan submission for September 29th P & Z.				Site Plan Application received 4/27/22. Applicant requested preliminary review prior to proceeding to formal Site Plan Review. Zoom meeting with Applicant's development team and Town Staff was held on 7/7/22. Resubmission for 9/29/22 P & Z with DRG on 9/27/22. P&Z approved site plans with addition of street trees. Met with development team on 10/27/22 to prepare Dev. Order for 11/29/22 TC meeting.	
10/4/2016, 5/6/21, 9/1/22 9116 Harding Ave	303 Surfside - 4 Townhouses (2018) 303 Surfside - 6 Townhouses (2021) and (2022)	DRG - 11/2/2016, 2/7/2017, 5/18/2017, 6/21 TBD P&Z - 6/27/2018, 6/21, 10/27/22 TC - 4/14/2018 Approval Expired <b>Site Plan Ext -</b>		8 units	None	None		Prior Site Plan approval has expired/ Applying for new	Submitted plans on 9/1/22 and will be reviewed at the P&Z on 10/27/22 with a DRG held on 10/17/22. Concerns with density at the site; pulled from 10/27/22 P&Z agenda. Expecting to be heard at 12/15/22 P&Z	
8/29/22 200 96th Street	Application for new construction of a 3-story office bldg, including parking garage at grade and roof deck (15,790 SF of office space)	On-hold as office is not an allowable use under the Comp Plan. Project would need ability to use the Parking Trust Fund							Lawyers discussed plans with Mayor, Commissioners and Town Staff.	





## Project Detail Sheet

### Downtown Walkability Improvements



#### Current Project Phase

The project is in the design procurement phase. The Downtown Walkability Study was completed in September 2022.

#### Project Contact Information

Department	Planning
Director	Judith Frankel
Engineer of Record	Marlin Engineering, Inc.
Architect of Record	N/A

#### Funding

<i>Total Study Cost</i>	\$50,000
<i>Design and Implementation strategy cost*</i>	\$120,000

*\* To be approved by Resolution at Dec. 13th Town Commission meeting*

#### Scope

The 2 blocks of Harding Avenue from 94<sup>th</sup> Street to 96<sup>th</sup> Street provide the entrance to the Town for those arriving from the north. It is also the commercial hub for residents and is visited by vehicles, pedestrians and bicyclists. The corridor carries through traffic traveling south along busy A1A. An evaluation of the feasibility of providing wider sidewalks in this section of Harding Avenue to support safety, provide a more walkable experience for shoppers and slow vehicle speeds has been conducted. Marlin Engineering presented findings to the Town Commission in September 2022. The second phase will be designing and procurement for the alternative chosen by the Commission.

#### Project Timeline

	<u>Phase Start</u>	<u>Phase End</u>
<i>Notice to Proceed</i>	<i>January 2022</i>	<i>January 1, 2022</i>
<i>Planning Study</i>	<i>January 2022</i>	<i>September 2022</i>
<i>Design Phase *</i>	<i>December 2022</i>	<i>July 2023</i>
<i>Permitting and Implementation*</i>	<i>May 2023</i>	<i>September 2023</i>
<i>Results review and planning*</i>	<i>July 2023</i>	<i>September 2023</i>

*\*Estimates assume direction and funds are provided early in FY 2023 Qtr. 1*

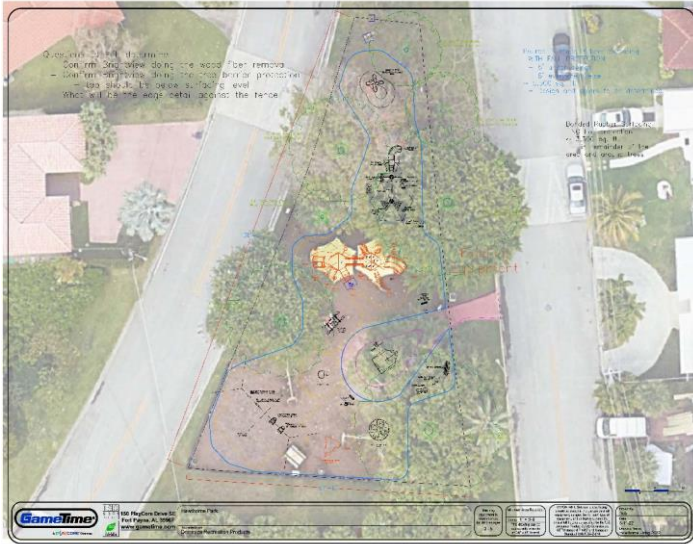
#### Project Update

The Study included a literature review, data collection, existing conditions analysis, public outreach and 3 alternatives. Video cameras monitored pedestrian, bicyclists and vehicles in the downtown during peak season. Parking occupancy counts were collected for weekday and weekend conditions. Surveys collected from 162 public and 18 businesses. At the November, 2022 Town Commission meeting, Alternative 1 was chosen from three improvement alternatives that were presented. Alternative 1 installs aesthetically designed crosswalks and parklets along Harding Avenue. Funds for design and implementation strategy to be approved by Resolution at the December Town Commission Meeting.



## Hawthorne Tot Lot Upgrades

### Picture



### Current Project Phase

Construction Phase

### Project Contact Information

Department	Parks and Recreation
Director	Tim Milian
Engineer of Record	N/A
Architect of Record	N/A

### Funding

Total Budgeted	\$555,000
Budget Approval Date	August 9, 2022

Commission Authorization to Expend Date	November 15, 2022
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### Scope

Town staff was tasked to complete multiple upgrades to the Hawthorne Tot Lot Park. Those upgrades include; New surfacing(poured in rubber), more shade structures, new playground equipment and outdoor exercise equipment with ADA accessibility. A site survey and arborist assessment was required to complete the upgrades. In order to be able to install root barriers around each tree inside the Park, extensive pruning will be required. Root Barriers will be installed 10 ft. around each tree. The root barriers will ensure the roots don't cause damage to the new poured in rubber surface. Surveillance will also be install around the Park.

### Project Timeline

	<u>Phase Start</u>	<u>Phase End</u>
Procurement	August 2022	November 2022
Site Survey	August 2022	September 2022
Arborist Assessment	September 2022	September 2022
Construction	December 2022	April 2023

### Project Update

KCI completed the site survey on September 9, 2022. Brightview Landscaping completed the arborist assessment on September 29, 2022. Received all final proposals from Gametime (equipment, etc.), Brightview (landscaping), and Streamline (security cameras) to complete this project. The item was approved by Commission during the November 15th meeting. Purchase Orders provided to the vendor for the purchase of the equipment/materials. Staff conducted a coordination meeting with all the involved vendors December 1, 2022.



**96th Street Park**

**Picture**



**Current Project Phase**

Construction contract review phase

**Project Contact Information**

Department	Public Works
Director	Hector Gomez
Architect of Record	Savino Miller Design
Project Management	300 Engineering
General Contractor	Lunacon Construction

**Funding**

<i>Total Budgeted*</i>	\$3,271,928
<i>Budget Approval Date</i>	September 28, 2022
<i>* - Budget amendment to fund remaining balance was approved November 2022.</i>	

<i>Commission Authorization to Expend Date</i>	November 15 2022
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**Scope**

The Town has finalized the design of 96<sup>th</sup> Street Park and is currently finalizing the permits required to commence the construction phase. RFP 2022-05 was advertised with bids received and evaluated.

The project is a full park re-development with a 2-story multi-use structure, an artificial turf field, and play ground area. A kayak launch component has also been incorporated.

**Project Timeline**

*Procurement and Selection*  
*Permitting*  
*Construction (est.)*  
*Commissioning (est.)*

**Phase Start**

*August 2022*  
*March 2022*  
*January 2023*  
*January 2024*

**Phase End**

*November 2022*  
*January 2023*  
*January 2024*  
*February 2024*

**Project Update**

Vendor selection and budget amendment were approved. Town is finalizing contract and will hold first meeting with Lunacon on December 5 2022.

## Implementation Schedule

The Schedule Milestones' assumed dates are shown below, based on the proposed Implementation Schedule.

<i>MILESTONE</i>	<i>PROJECTED DATE/S</i>	<i>REMARKS</i>
<i>Contract Award</i>	21 Dec-22	-
<i>Pre-Construction Coordination Meeting</i>	28 Dec-22	Projected 7 Calendar days after Contract Award to Kick-Off Project Expectations and Start of Submittal Preparations & Submissions.
<i>Notice to Proceed</i>	04 Jan-23	Projected 7 days after the Pre-Construction Meeting.
<i>Permits &amp; Licenses Acquisition</i>	04-17 Jan-23	Within 14 Calendar Days from NTP Issuance.
<i>Start of Construction &amp; Site Mobilization</i>	18 Jan-23	Projected a day after receiving the building permits.
<i>Substantial Completion</i>	14 Dec-23	345 Calendar Days from NTP Issuance.
<i>Punchout Period</i>	15 Dec-23 to 03 Jan-24	20 Calendar Days after Substantial Completion.
<i>Final Completion</i>	03 Jan-24	365 Calendar Days from NTP Issuance.



Activity ID	Activity Name	Original Start Duration	Finish	Total Float	2024	2023	2022	2021	2020	2019	2018	2017	2016	2015	2014	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003	2002	2001	2000	
<b>Surfside 96th Street Park Bid Schedule.01</b>		379	21-Dec-22	03-Jan-24	0																									
<b>PROJECT MILESTONES &amp; SUMMARY</b>																														
A1000	Contract Award	0	21-Dec-22	03-Jan-24	0																									
A1040	Pre-Construction Meeting	0	28-Dec-22	03-Jan-24	0																									
A1070	NTP Issued	0	04-Jan-23	03-Jan-24	0																									
A1020	Substantial Completion	0	14-Dec-23	03-Jan-24	0																									
A1030	Final Completion	0	03-Jan-24	03-Jan-24	0																									
<b>Project Summary</b>																														
A2140	NTP to Substantial Completion	365	04-Jan-23	03-Jan-24	0																									
A2150	NTP to Final Completion	345	04-Jan-23	03-Jan-24	0																									
<b>ENGINEERING &amp; PROCUREMENT</b>																														
A2900	Submission of Project Execution Package (Bond Insurance, PEP, Safety, Etc.)	229	28-Dec-22	09-Aug-23	147																									
A2300	Identification of Items for Early Procurement / Project Submittals Preparations / Review / Approval	20	28-Dec-22	16-Jan-23	352																									
A2310	Identification of Items for Early Procurement / Project Submittals Preparations / Review / Approval	200	28-Dec-22	15-Jul-23	147																									
A2310	FAD Materials	200	22-Jan-23	09-Aug-23	147																									
<b>CONSTRUCTION (DFOV)</b>																														
<b>Mobilization &amp; Demolition</b>																														
A4210	Permits Acquisition	57	04-Jan-23	14-Dec-23	7																									
A1185	Temporary Works, Structures & Utilities Setup	14	04-Jan-23	17-Jan-23	0																									
A1180	Site Mobilization / Site Survey / Utility Coordinations / Verifications of Existing Conditions	5	25-Jan-23	31-Jan-23	0																									
A3510	Selective Demolition / Removal & Clearing of Existing Site Developments & Utilities	10	18-Jan-23	31-Jan-23	0																									
A1190	Preparation & Installation of Erosion Control & Protection	20	01-Feb-23	01-Mar-23	0																									
<b>Earthwork</b>																														
A3550	Excavation	170	08-Feb-23	11-Oct-23	2																									
A3570	Backfill, Compaction & Grading	125	13-Apr-23	11-Oct-23	2																									
<b>Landscaping &amp; Irrigation</b>																														
A3520	Tree Relocation, Maintenance & Protection	190	01-Feb-23	01-Nov-23	19																									
A4200	Placement of Trees & Palms	20	01-Feb-23	01-Mar-23	189																									
A4150	Install Landscape accessories & protection	50	25-Jul-23	03-Oct-23	19																									
A4180	Placement of Shrubs, Grasses & Ground Cover	50	08-Aug-23	18-Oct-23	29																									
A4190	Installation of Irrigation System	50	08-Aug-23	18-Oct-23	29																									
A3840	Mulch Placement	15	12-Oct-23	01-Nov-23	19																									
A4130	SOD Laying	15	12-Oct-23	01-Nov-23	19																									
<b>Paving</b>																														
A3530	Concrete Park Pathways Construction	77	08-Aug-23	28-Nov-23	2																									
A3770	Shaded Plaza & Kayak Path Construction	40	08-Aug-23	03-Oct-23	27																									
A4010	Concrete Sidewalk Construction	10	12-Oct-23	25-Oct-23	19																									
A3890	Concrete Curb & Gutter Construction	5	26-Oct-23	01-Nov-23	19																									
A3880	Playground Rubberized Surface	5	09-Nov-23	16-Nov-23	2																									
A3930	Placement of Engineered Wood Fiber at Exercise Equipment	1	28-Nov-23	28-Nov-23	2																									
<b>Park Features, Playground &amp; Fitness Equipment</b>																														
A3730	Install Lighting Detection System	49	20-Sep-23	30-Nov-23	0																									
A3690	Kayak Launch Construction (includes platform, ramp & floating dock)	3	29-Sep-23	03-Oct-23	7																									
A3700	Concrete Basketball Court Construction & Install Basketball Goals	30	20-Sep-23	01-Nov-23	19																									
A3720	Playground Equipment Installation Including Foundation	20	11-Oct-23	07-Nov-23	0																									
A3680	Install Water Meters	20	12-Oct-23	08-Nov-23	2																									
A3900	Fitness Equipment Installation Including Foundation	5	16-Nov-23	22-Nov-23	4																									
A3750	Install Drinking Fountain	15	02-Nov-23	24-Nov-23	3																									
A3610	Install Metal Picket Fence	15	08-Nov-23	30-Nov-23	0																									
A3693	Install Sports Netting	10	16-Nov-23	30-Nov-23	0																									
<b>Site Utilities / Plumbing</b>																														
A3670	Sanitary/Sewer Line Installation & Structures Construction	70	27-Apr-23	07-Aug-23	7																									
A3560	Water Supply System Line Installation & water fixtures connection	60	27-Apr-23	24-Jul-23	7																									
A3580	Storm Drainage Line Installation & Structures Construction	40	09-Jun-23	07-Aug-23	7																									
<b>Site Lighting / Electrical</b>																														
A3640	Pathway Lighting System (Conduit & Wiring, Installation of Bases & Poles)	86	25-Jul-23	27-Nov-23	3																									
A3640	Pathway Lighting System (Conduit & Wiring, Installation of Bases & Poles)	50	25-Jul-23	03-Oct-23	7																									

Remaining Level of Effort

Actual Level of Effort

Actual Work

Remaining Work

Critical Remaining Work

Page 1 of 2

PC-758-Bid.01

Data Date: 21-Dec-22

30





**Tennis and Recreation Center Project**

**Picture**



**Current Project Phase**

Design and Engineering

**Project Contact Information**

Department	Public Works
Director	Hector Gomez
Engineer of Record*	The Corradino Group
Architect of Record*	William Lane Architect

**Funding**

<i>Total Budgeted</i>	\$2,045,000
<i>Budget Approval Date</i>	September 28, 2022
<i>Commission Authorization to Expend Date</i>	November 2022 Commission Meeting

\* - Additional funding will be required at a later date.

**Scope**

Design and build a 2-story Tennis and Recreation Center facility where the current Tennis center is located. The project is to include a roof level pickleball courts, community gymnasium with equipment, office space and flex space for community programming.

**Project Timeline**

*Design Team Procurement*  
*Design and Engineering (est.)*  
*Construction Procurement (est.)*  
*Construction (est.)*

**Phase Start**

*September 2022*  
*December 2022*  
*October 2023*  
*March 2024*

**Phase End**

*November 2022*  
*December 2023*  
*February 2024*  
*March 2025*

**Project Update**

Town received expenditure approval towards the Corradino Group for design services with a 12-month design schedule.





**Town-wide Traffic Study**

**Picture**



**Current Project Phase**

Planning Phase

**Project Contact Information**

Department	Public Works
Director	Hector Gomez
Engineer of Record	The Corradino Group
Architect of Record	N/A
Project Management	The Corradino Group

**Funding**

<i>Total Budgeted</i>	\$204,500
<i>Budget Approval Date</i>	FY22 Budget Amd. No. 7
<i>Commission Authorization to Expend Date</i>	July 12 2022

**Scope**

An objective of the Town Commission and Town Administration is to increase traffic calming throughout the Town and increase pedestrian safety. The previous Town-wide traffic study was performed in 2012 and it warranted various safety features to be installed. For example, the majority of the speed control traffic bumps and traffic roundabouts were a result of recommendations from the 2012 traffic study. It is recommended to update the traffic study every ten years in order to capture new conditions as a result of changes in population growth and development. The Corradino Group has previously provided traffic engineering services to the Town and was retained for negotiations in order to provide a scope of services for a Town-wide traffic study.

**Project Timeline**

	<u>Phase Start</u>	<u>Phase End</u>
<i>Traffic Data Collection</i>	<i>September 2022</i>	<i>November 2022</i>
<i>Traffic Operation Analysis</i>	<i>December 2022</i>	<i>January 2023</i>
<i>Traffic Calming Analysis</i>	<i>December 2022</i>	<i>October 2023</i>
<i>Safety Review</i>	<i>December 2022</i>	<i>October 2023</i>
<i>Traffic Calming Improvement Plan</i>	<i>March 2023</i>	<i>November 2023</i>
<i>Community Outreach Meeting</i>	<i>October 2023</i>	<i>November 2023</i>

**Project Update**

During September 2022, the first set of traffic data collection occurred with a second set to occur for other areas in 2023. Currently, consultant is obtaining crash report data records for all agencies. Consultant was brought in for a project update to be provided to the Town Commission in November 2022. Refer to the project schedule provided.



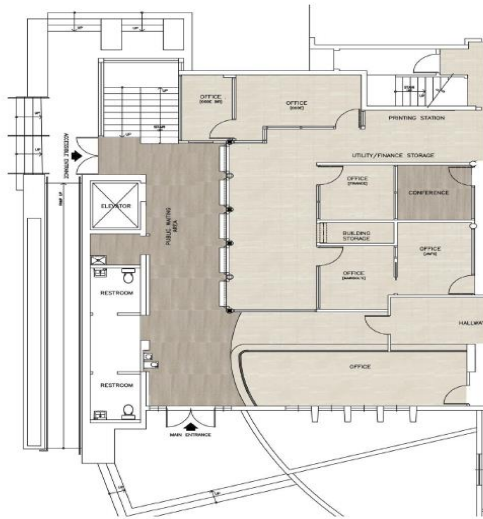
MONTHS FROM NTP															
Task	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
1	Traffic Data Collection		**												
2	Traffic Data Collection- Supplemental			**											
3	Traffic Operational Analysis													**	
4	Traffic Calming Analysis									**					
5	Safety Review													**	
6	Traffic Calming Improvement Plan														**
7	Community Outreach Meeting													**	
8	Traffic Study Technical Memorandum														**

\* Purchase Order was issued on 08/05/2022. NTP month one is September 2022 when the traffic data collection commenced.



**FRONT LOBBY/OFFICES RENOVATION**

**Picture**



FLOOR FINISH PLAN-RENDERED

**Current Project Phase**

Construction Phase

**Project Contact Information**

Department	Building
Director	Jim McGuinness
Engineer of Record	ALFREDO CARBONEL, P.E.
Architect of Record	ALFREDO CARBONEL, P.E.
Contractor	RMB General Contractors, Inc.

**Funding**

Total Budgeted	\$323,471
Budget Approval Date	June 14, 2022
Commission Authorization to Expend Date	June 14, 2022

**Scope**

Redesign, demolish and reconstruct/renovate front offices and lobby area with a new open design to create a warm, modern and welcoming Customer Service Experience and Positive Work Environment.

**Project Timeline**

FLOOR PLAN DESIGN  
 CONSTRUCTION PLANS  
 CONTRACTOR SELECTION  
 PRICING/CONTRACT NEGOT.  
 COMPLETE DEMOLITION/TEMP WALL  
 INSTALL ROUGH FRAMING  
 ELECTRICAL/MECHANICAL ROUGH  
 FLOOR TILE/DRY WALL INSTALLATION  
 FINAL TRADE/BUILDING INSPECTIONS  
 REMOVE TEMP WALL /INSTALL LOBBY TILE  
 PROJECT COMPLETION

**Phase Start**

October 2021  
 January 2022  
 April 2022  
 July 2022  
 July 2022  
 July 2022  
 October 2022  
 October 2022  
 October 2022  
 November 2022  
 November 2022

**Phase End**

December 2021  
 March 2022  
 June 2022  
 September 2022  
 September 2022  
 September 2022  
 December 2022  
 December 2022  
 December 2022  
 December 2022  
 December 2022

**Project Update**

As of November 22, 2022: New design wall construction, including electrical and data runs, is completed and the first coat of finish paint has been applied. The floor tile installation is completed in the interior offices. The temporary wall has been removed in preparation for the next step which is installation of lobby floor tile. The project will then proceed with glass partition (walls and windows) installation and rolling doors to be installed upon arrival the week of November 28, 2022.



## 91<sup>st</sup> Street - "Surfside Boulevard" Beautification Project

### Picture



### Current Project Phase

Scoping Phase

### Project Contact Information

Department	Public Works
Director	Hector Gomez
Engineer of Record	TBD
Architect of Record	TBD
Project Management	TBD

### Funding

Total Budgeted	\$1,050,000
Budget Approval Date	September 28, 2022
Commission Authorization to Expend Date	Tentative for January 2023 Commission Meeting

### Scope

Through various sources, the Town has obtained funds with the intent to beautify the current 91<sup>st</sup> Street also known as Surfside Boulevard. The project beautification scope of services is to be determined but will follow after major utilities project occur in the area.

### Project Timeline

	<u>Phase Start</u>	<u>Phase End</u>
Procuring of Engineering (est.)	December 2022	January 2023
Plan and Study	February 2023	October 2023
Engineering & Design (est.)	October 2023	November 2023
Permitting (est.)	November 2023	January 2024
Grant Agreement and Funding	December 2022	February 2024

### Project Update

Town is coordinating an additional funding source from Village of Indian Creek. Town is pending coordination with 91<sup>st</sup> Street between Harding Avenue and Collins Avenue design to define scope of services prior to procurement of engineering firm.

Town Commission approved the \$250,000 state grant at the November 2022 Commission meeting.



## Town-Wide Utilities Undergrounding Project

### Picture

# TOWN OF SURFSIDE

## UNDERGROUNDING OF UTILITIES

### PHASE 1 - UTILITY COORDINATION PLANS

CITY PROJECT NO. FY 21-00473  
 KCI PROJECT NO. 482021474.00  
 DECEMBER 07, 2021

Y OFFICIALS	
DESIGNED BY	
CHECKED BY	
APPROVED BY	
DATE	

X OF SHEETS	
CURRENT SHEET NUMBER	
TOTAL NUMBER OF SHEETS	



THIS SHEET OF THESE DRAWINGS IS NEITHER VALID NOR VALID FOR CONSTRUCTION UNLESS IT IS PART OF A SET OF DRAWINGS WHICH IS COMPLETELY AND CORRECTLY REPRODUCED FROM THE ORIGINAL DRAWING. ANY CHANGES TO THIS SHEET SHALL BE MADE BY THE ORIGINAL DESIGNER OR HIS AUTHORIZED REPRESENTATIVE. ANY CHANGES MADE TO THIS SHEET SHALL BE MADE BY THE ORIGINAL DESIGNER OR HIS AUTHORIZED REPRESENTATIVE. ANY CHANGES MADE TO THIS SHEET SHALL BE MADE BY THE ORIGINAL DESIGNER OR HIS AUTHORIZED REPRESENTATIVE.

**PREPARED BY:**  
**ENGINEERS | PLANNERS | SCIENTISTS**  
**CONSTRUCTION MANAGERS**  
4000 N. Andrews Avenue • Palm Lakeside, FL 33409  
 561.776.3333 • www.kci.com

PRELIMINARY  
NOT FOR

### Current Project Phase

Engineering and Design Phase

### Project Contact Information

Department	Public Works
Director	Hector Gomez
Engineer of Record	KCI Technologies
Architect of Record	N/A
Project Management	HPF Associates

### Funding

Total Budgeted*	\$37,178,512
Budget Approval Date**	Varies

Commission Authorization to Expend Date: Various agreements have been approved to date

\* - Budget figure is based on Surfside Executive Summary estimate  
 \*\* - Various agreements have been approved to date.

### Scope

The project consists of the undergrounding all current above ground utilities throughout Town. These utilities include electrical mains, feeders, communications and residential drop connections. The project debt issuance was approved through voter referendum during the 2022 General Elections. The Town has executed various agreements with different providers in order to perform the design phase of the project. The project is under the project management of HPF Associates.

During November 2022 General Town Commission meeting, the Town provided various street lighting fixture options. Town Commission requested that the Town bring back 7 additional options.

### Project Timeline

	Phase Start	Phase End
Design Phase (Phase II)	May 2022	September 2023
Procurement (est.)	May 2023	December 2023
Construction Phase I (est.)	January 2024	TBD

### Project Update

Design phase is expected to be completed for September 2023. Debt issuance is required in order to commence project. Refer to the attached baseline schedule.



## Utilities Undergrounding Baseline Schedule

Task	Activity	2022			2023												2024				
		Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec				
		1	Sept																		
2	Preliminary utilities Design Contract: AT&T																				
3	AT&T Commission Approval for Preliminary Utilities Design																				
4	Utility provider Design Input: FPL, Hot Write, AT&T BREEZELINE																				
5	Street Lighting (Initial Presentation, Short List, Mock Ups, Final Approval)																				
6	Construction Documents by Engineer of Record																				
7	Legal Documents for RFQ (TBD - Schedule based on two-months estimated)																				
8	Benchmark - Ready for RFQ Advertisement																				
9	Construction Schedule (TBD)																				
10																					
11																					
12																					
13																					
14																					
15																					
16																					
17																					
18																					
19																					
20																					

**Notes:**  
 - Projected  
 - Completed



**Florida Department of Transportation (FDOT) Crosswalk Projects**

**Picture**



**Current Project Phase**

State funding allocation

**Project Contact Information**

Department	Public Works
Director	Hector Gomez
Engineer of Record	Alvarez Engineers
Architect of Record	FDOT
Project Management	FDOT

**Funding**

Total Budgeted*	\$0 (Town)
Budget Approval Date	NA
Commission Authorization to Expend Date	NA

\*Project will be funded and managed by FDOT.

**Scope**

The Town requested Florida Department of Transportation to perform a study of three critical intersections along the Harding Avenue and Collins Avenue corridor in order to analyze the need for development of safe pedestrian crossing infrastructure; specifically at the intersections of 89 Street and 90 Street. The State performed a warrant study and concluded that a pedestrian crosswalk is required. The warrant study was submitted for budget appropriations which is pending. This project is a sole FDOT project of which the Town is actively following. FDOT has commissioned Alvarez Engineers for the design phase.

**Project Timeline**

Warrant Study (FDOT)  
 State Level Appropriations - (est.)  
 Procurement (FDOT) - TBD  
 Construction (FDOT) - TBD

**Phase Start**

Finalized  
 December 2022  
 TBD  
 TBD

**Phase End**

Finalized  
 December 2022  
 TBD  
 TBD

**Project Update**

The Town was advised by FDOT that funding allocation update will be provided in December 2022. Refer to the attached warrant studies performed.



## Evaluation of Pedestrian Crossing SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street

---

**Date:** May 19, 2021  
**To:** Isis Sotolongo, FDOT Project Manager  
**From:** Eugenio S. Lopez, P.E.; Jessica Garcia, E.I.  
**Subject:** Evaluation of Pedestrian Crossing (FINAL) – SR A1A/Harding Avenue (87060001)  
and SR A1A/Collins Avenue (87060000) at 89 Street

**FPID No.:** 415239-4-32-1

**FDOT Contract No.:** CA577

**Task No.:** 12

---

### 1.0 INTRODUCTION

The Florida Department of Transportation (FDOT) District Six Traffic Operations' Office (Department) assigned Choice Engineering Consultants, Inc. to evaluate whether the existing marked pedestrian crossing at SR A1A/Harding Avenue and 89 Street should be enhanced and whether it is warranted to provide a pedestrian crossing on SR A1A/Collins Avenue at 89 Street, in Miami-Dade County, Florida. The evaluation focuses on assessing the safety and crossing activity of pedestrians and bicyclists within the study limits per the guidelines presented by the latest edition of the FDOT Traffic Engineering Manual. This study originated from a citizen's request to evaluate the installation of additional pedestrian safety features at the intersection of SR A1A/Harding Avenue and 89 Street and provide a marked crossing at SR A1A/Collins Avenue and 89 Street (CTP #2020-12-0008). The Department CTP #2020-12-0008 is included in **Attachment A**.

### 2.0 EXISTING CONDITIONS

The study locations are the stop-controlled, four-legged intersections of SR A1A/Harding Avenue (Roadway Section 87060001) and SR A1A/Collins Avenue (Roadway Section 87060000) at 89 Street, located in Miami-Dade County, Florida, as presented in **Figure 1**. Within the study area, 89 Street is a two-lane undivided road with an east-west orientation and a 20 MPH posted speed limit. SR A1A/Harding Avenue is a three-lane one-way road in the southbound direction and SR A1A/Collins Avenue is a three-lane one-way road, with a bicycle lane, in the northbound direction. SR A1A is classified as an urban principal arterial other and has a posted speed limit of 30 MPH. The context classification of SR A1A/Harding Avenue is C4 Urban General and SR A1A/Collins Avenue is C5 Urban Center. FDOT defines these context classifications as a "mix of uses set within small blocks with a well-connected roadway network". **Photograph 1** shows the intersection of SR A1A/Harding Avenue and 89 Street with the existing advance stop bar. **Photograph 2** shows the intersection of SR A1A/Collins Avenue and 89 Street.





Photograph 1: Looking South - View of SR A1A/Harding Avenue and 89 Street Intersection

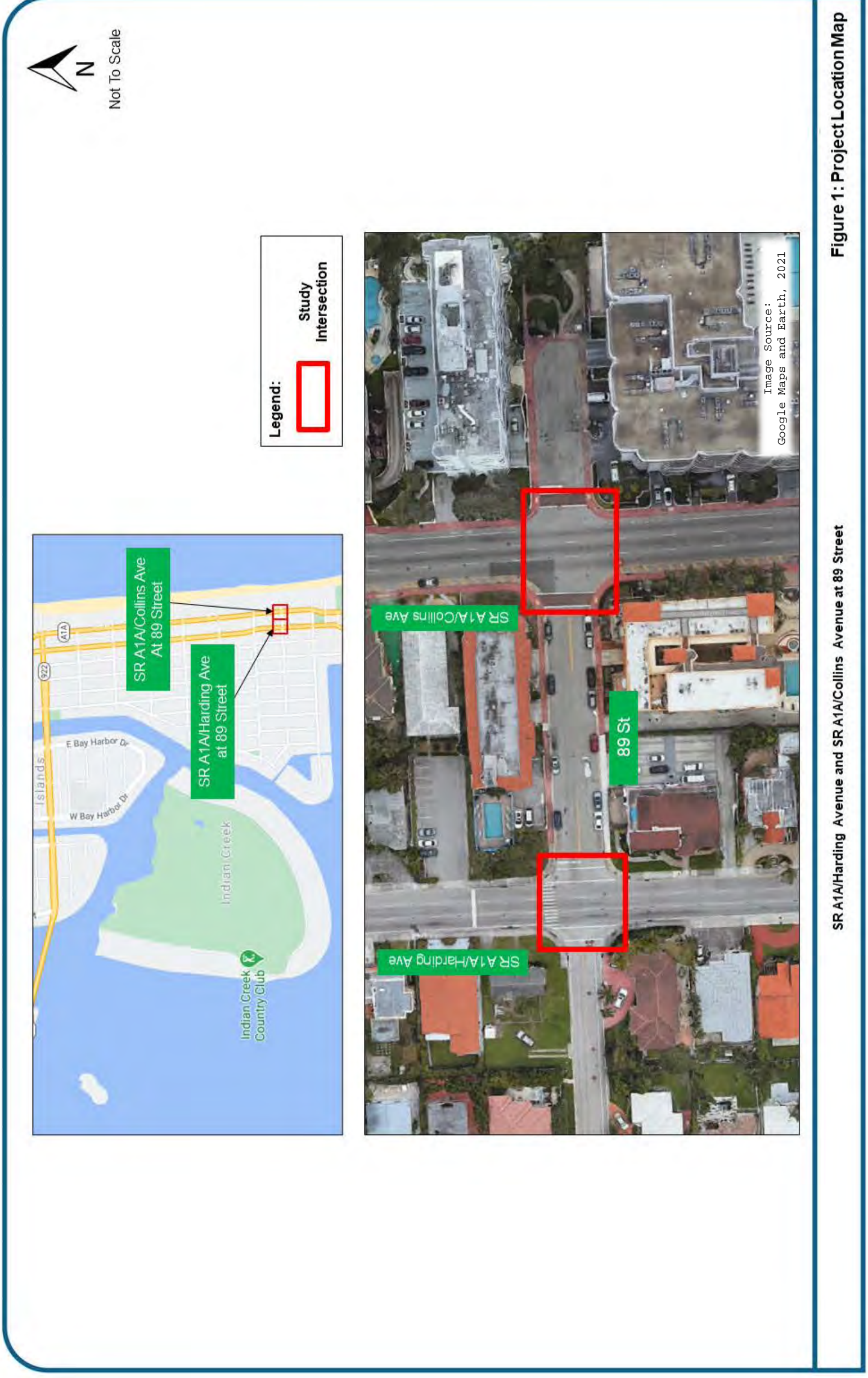


Photograph 2: Looking South - View of SR A1A/Collins Avenue and 89 Street Intersection

### Street Lighting

Street lighting is provided on both sides of SR A1A/Harding Avenue and SR A1A/Collins Avenue and on the north side of 89 Street. On SR A1A/Harding Avenue, a streetlight is present directly above the advance stop bar providing illumination for pedestrians that may be crossing the north leg of SR A1A/Harding Avenue and 89 Street at night.





**SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street** **Figure 1: Project Location Map**

### Pedestrian/Bicycle Amenities

The study intersections are unsignalized and are approximately 300 feet apart. The intersection of SR A1A/Harding Avenue at 89 Street provides special emphasis pedestrian crosswalks across each leg of the intersection, except at the south leg. The intersection of SR A1A/Collins Avenue at 89 Street provides pedestrian crosswalks at the east and west legs. On SR A1A/Harding Avenue there is an advance stop bar present on the north leg. As previously presented in **Photograph 1**, in-street pedestrian crossing (R1-6a) signs, reminding drivers of right-of-way laws at an unsignalized pedestrian crossing, are present. Detectable pedestrian warning pads are provided on each end of the crosswalks at each intersection and continuous sidewalks exist along both sides of SR A1A.

### Land Use

The intersection of SR A1A/Harding Avenue at 89 Street has a CASA Christian church on its southeast corner. The other corners are occupied by residential homes and apartment buildings. Similarly, the intersection of SR A1A/Collins Avenue at 89 Street is surrounded by condominiums. The east leg of SR A1A/Collins Avenue at 89 Street leads to a public beach entrance and provides access to a pedestrian and bike path along the beach as well.

### Relevant FDOT Projects & Studies

The following FDOT studies were identified within the study limits:

- **RRR Safety Review** (October 2019) for SR A1A/Harding Avenue/Abbott Avenue from North of 96 Street to North of Indian Creek Drive: Contract C-9U47; Task No. 21; FPID No. 250759-3-22-0. This study intended to preserve and extend the service life of the roadway by milling and resurfacing the existing pavement and to enhance the general highway safety. Additionally, it includes necessary pedestrian modifications to comply with ADA requirements and standard. The recommendations included reducing the side street crosswalk width or relocating crosswalks to relocate the stop bars closer to the intersections. This was recommended at all intersections except at 71 Street, 94 Street, 95 Street, and 96 Street, where the highest pedestrian activity was observed. The signing and pavement marking plans for this study are included in **Attachment B-1**.
- **Lighting Project** (June 2019) for SR A1A/Collins Avenue signalized intersections from 67 Street to Harbour Way West: Contract T-6483; FPID No. 440171-1-52-01. The purpose of this project is to install complete light poles and retrofit existing light poles with their respective luminaire where necessary along the corridor of SR A1A. The lighting plans for this project are included in **Attachment B-2**.

### **3.0 CRASH SUMMARY & ANALYSIS**

The crash data for the five most recent and officially approved years for analysis (from January 2014 to December 2018) was downloaded from the FDOT’s Crash Analysis Reporting (CAR) Online for the following roadway section(s):

- SR A1A/Harding Avenue: 87-060-001 from approximately 350 feet north of 89 Street (MP 0.843) to approximately 350 feet south of 89 Street (MP 0.975).
- SR A1A/Collins Avenue: 87-060-000 from approximately 350 feet north of 89 Street (MP 10.799) to approximately 350 feet south of 89 Street (MP 10.667).

The police report for all pedestrian/bicycle crashes were downloaded from CAR Online to verify crash type and crash location. The police report for all “Not Coded” crash types were also downloaded to confirm whether these crashes were pedestrian or bicycle related crashes; subsequently, the crash data was updated accordingly. Based on the crash data and police reports, crash summaries for all crashes were developed for the study intersections for the five-year study period. A collision diagram was not created due to the low number of pedestrian/bicycles crashes. The crash summaries and CARS data for all crashes are included in **Attachment C-1** (SR A1A/Harding Avenue) and **Attachment C-2** (SR A1A/Collins Avenue).

In addition, Signal 4 Analytics was used as a supplemental source for the period from January 1, 2019, to February 7, 2021. The main intent for using Signal 4 was to identify any pedestrian or bicycle crashes resulting in severe injury during this period. Signal 4 is “an interactive, web-based system designed to support the crash mapping and analysis needs of law enforcement, traffic engineering, transportation planning agencies, and research institutions in the state of Florida.”

The overall crash statistics for CAR are presented first, followed by Signal 4 and the major findings for the study intersections related to pedestrian/bicycle crashes.

#### **3.1 SR A1A/HARDING AVENUE AT 89 STREET**

##### **FDOT CARS:**

Based on the crash data reviewed, a total of 15 crashes were documented within the study intersection during the referenced five-year period with 2 crashes in 2014, 4 crashes in 2015, 2 crashes in 2016, 3 crashes in 2017, and 4 crashes in 2018, as presented in **Table 1**. Crash summaries are included in **Attachment C-1 and C-2**.

- **Leading Crash Types & Expected Values Analysis (if applicable):** The two leading crash types along the study intersection were Angle with 7 crashes (47%) and Rear-end with 4 crashes (27%).



## Evaluation of Pedestrian Crossing SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street

No Expected Values Analysis (EVA) was performed since these values are not available for this type of intersection.

**Table 1: FDOT CAR Crash Summary for SR A1A/Harding Avenue at 89 Street (2014-2018)**

SR A1A/Harding Avenue at 89 Street  Segment/Spot with No Expected Values Available		Number of Crashes					5 Year Total Crashes	Mean Crashes Per Year	%	Expected Annual Crash Value	
		Year								Abnormally High Crashes per year	
		2014	2015	2016	2017	2018				90th percentile	95th percentile
CRASH TYPE	Rear End	1	1	0	1	1	4	0.80	26.7%	0.00	0.00
	Head On	0	0	0	0	0	0	0.00	0.0%	0.00	0.00
	Angle	0	3	1	1	2	7	1.40	46.7%	0.00	0.00
	Left Turn	1	0	0	0	0	1	0.20	6.7%	0.00	0.00
	Right Turn	0	0	0	0	0	0	0.00	0.0%	0.00	0.00
	Sideswipe	0	0	0	1	0	1	0.20	6.7%	0.00	0.00
	Backed Into	0	0	0	0	0	0	0.00	0.0%	0.00	0.00
	Pedestrian	0	0	0	0	1	1	0.20	6.7%	0.00	0.00
	Bicycle	0	0	0	0	0	0	0.00	0.0%	0.00	0.00
	Fixed Object	0	0	0	0	0	0	0.00	0.0%	0.00	0.00
	Other Non-Collisions	0	0	0	0	0	0	0.00	0.0%	0.00	0.00
	Overturn/Rollover	0	0	0	0	0	0	0.00	0.0%	0.00	0.00
	Others	0	0	1	0	0	1	0.20	6.7%	0.00	0.00
	<b>Total Crashes</b>	<b>2</b>	<b>4</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>15</b>	<b>3.00</b>	<b>100.0%</b>	<b>0.00</b>	<b>0.00</b>
SEVERITY	PDO Crashes	1	3	1	2	3	10	2.00	66.7%	0.00	0.00
	Fatal Crashes	0	1	0	0	0	1	0.20	6.7%	0.00	0.00
	Injury Crashes	1	0	1	1	1	4	0.80	26.7%	0.00	0.00
LIGHTING CONDITIONS	Daylight	2	4	2	3	3	14	2.80	93.3%	0.00	0.00
	Dusk	0	0	0	0	0	0	0.00	0.0%	0.00	0.00
	Dawn	0	0	0	0	0	0	0.00	0.0%	0.00	0.00
	Dark	0	0	0	0	1	1	0.20	6.7%	0.00	0.00
	Unknown	0	0	0	0	0	0	0.00	0.0%	0.00	0.00
SURFACE CONDITIONS	Dry	2	4	2	3	3	14	2.80	93.3%	0.00	0.00
	Wet	0	0	0	0	1	1	0.20	6.7%	0.00	0.00
	Others	0	0	0	0	0	0	0.00	0.0%	0.00	0.00

- **Pedestrian and Bicycle Crashes:** There was 1 (7%) pedestrian crash and no bicycle crashes documented within the study intersection during the five-year study period. The pedestrian crash occurred in 2018 and is discussed in detail at the end of Section 3.1.
- **Nighttime and Wet Pavement:** There was 1 nighttime crash (7%) reported and 1 (7%) of the total crashes reported to have occurred under wet/slippery pavement conditions.
- **Crash Severity:** Based on crash severity, 67% (10 crashes) of all crashes resulted in property damage only crashes, 26% (4 crashes) in injury crashes, and 7% (1 crash) in fatal crashes.
- **Peak Crash Period:** Most crashes occurred between 1 PM and 3 PM (2-hour period) with 5 crashes (33%).

**Evaluation of Pedestrian Crossing  
SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street**

- High Crash Location:** Based on the confidence level analysis performed, the study intersection is not considered to have an abnormally high number of crashes, as presented in **Table 2**. The Highway Safety Improvement Program identifies urban intersections and segments within a confidence level of 99.95% or greater to be locations with abnormally high crashes. The crash rates for the intersection are also below the District-wide average and critical crash rates. Based on the Department’s high crash lists for segments and intersections for the crash period, the study intersection is not part of a high crash location.

**Table 2: Confidence Levels & Crash Rates for SR A1A/Harding Avenue at 89 Street (2014-2018)**

SR A1A/Harding Avenue at 89 Street Study Intersection		Year				
		2014	2015	2016	2017	2018
CONFIDENCE LEVELS	Percentages	50.00%	50.00%	50.00%	50.00%	50.00%
CRASH RATES	Actual Crash Rate	0.211	0.414	0.203	0.335	0.430
	D6 Avg Crash Rate	2.061	1.822	1.844	2.061	2.232
	Critical Crash Rate	3.542	3.199	3.217	3.585	3.790

**Signal 4 Analytics:**

Signal 4 Analytics identified 1 pedestrian crash within the study intersection from January 1, 2019, to February 7, 2021. This pedestrian crash occurred in 2021 and resulted in a non-incapacitating injury. This crash occurred between a pedestrian crossing SR A1A/Harding Avenue on the north leg in the east direction through the marked crosswalk and a vehicle driving south on SR A1A/Harding Avenue. No bicycle crashes have been documented during this period within the study intersection. This crash is discussed in detail at the end of Section 3.1.

**Major Findings:**

Based on the pedestrian/bicycle crashes documented within the study intersection from January 1, 2014, to February 7, 2020, the following is stated (refer to **Table 3**):

- The 2021 non-incapacitating injury crash which initiated this study occurred on a Monday at 9:19 AM. A pregnant woman was hit while crossing the north leg of the SR A1A/Harding Avenue and 89 Street intersection in the eastbound direction at a marked location with a special emphasis crosswalk, advance stop bar, and the required signage. The driver of the vehicle, who was travelling southbound on SR A1A/Harding Avenue, collided with the pedestrian when she was crossing the center lane of the road. Vehicle was driving in a careless manner. This crash involved a pedestrian who resided within 600 feet from the SR A1A/Harding Avenue and 89 Street intersection.
- The 2018 non-incapacitating injury crash occurred on a Thursday at 4:10 PM. A pedestrian on rollerblades was hit while crossing the west leg of the SR A1A/Harding Avenue and 89 Street intersection in the northbound direction at a marked location with a special emphasis crosswalk and subsequent signage. The driver of the vehicle, who was travelling westbound on 89 Street, failed to look southbound when travelling through the intersection due to SR A1A/Harding Avenue being a one-way street in the southbound direction.
- Both of the pedestrian crashes discussed above occurred during the day and under dry pavement conditions.

(This area was intentionally left blank)

Table 3: Pedestrian/Bicycle Crash Summary (1/1/2014 to 2/7/2020) for Study Intersection

No	Year	Data Source	Crash Type	Age Group	Gender	Nighttime	Time	Day	Cloudy	Injury Severity	Distance from Ped/Bike Residence to SR A1A at 89 Street	Ped/Bike Failed to Yield ROW	Ped/Bike Crossed at Undesignated Location (Midblock or w/o Crosswalk)	Comment(s)
1	2018	FDOT CARS	Ped	<35	Male		4:10 PM	Thu		Non-Incapacitating	1.5 miles			Vehicle driving in careless manner
2	2021	SIGNAL 4	Ped	<35	Female		9:19 AM	Mon		Non-Incapacitating	600 feet			Vehicle failed to yield right-of-way to pedestrian

Note: This table presents a summary of all pedestrian and bicycle crashes documented within the study intersection based on FDOT CARS data (2014-2018) and Signal 4 data (2019 to 2/7/2021).

(This area was intentionally left blank)

### 3.2 SR A1A/COLLINS AVENUE AT 89 STREET

#### FDOT CARS:

Based on the crash data reviewed, a total of 17 crashes were documented within the study intersection during the referenced five-year period with 6 crashes in 2014, 5 crashes in 2015, 1 crash in 2016, 3 crashes in 2017, and 2 crashes in 2018, as presented in **Table 4**. Crash summaries are included in **Attachment C-1 and C-2**.

- **Leading Crash Types & Expected Values Analysis (if applicable):** The three leading crash types at the study intersection were Rear-end with 7 crashes (41%), Angle with 5 crashes (29%), and Sideswipe with 3 crashes (18%). No Expected Values Analysis (EVA) was performed since these values are not available for this type of intersection.
- **Pedestrian and Bicycle Crashes:** There was no pedestrian and bicycle crashes documented within the study intersection during the five-year study period.
- **Nighttime and Wet Pavement:** There were no nighttime crashes reported and 1 (6%) of the total crashes was reported to have occurred under wet/slippery pavement conditions.
- **Crash Severity:** Based on crash severity, 71% (12 crashes) of all crashes resulted in property damage only crashes and 29% (5 crashes) in injury crashes. There was no fatal crash reported during the five-year study period.
- **Peak Crash Period:** Most crashes occurred between 3 PM and 5 PM (2-hour period) with 6 crashes (35%) and between 11 AM and 1 PM (2-hour period) with 5 crashes (29%).
- **High Crash Location:** Based on the confidence level analysis performed, the study intersection is not considered to have an abnormally high number of crashes, as presented in **Table 5**. The Highway Safety Improvement Program identifies urban intersections and segments within a confidence level of 99.95% or greater to be locations with abnormally high crashes. The crash rates for the intersection are also below the District-wide average and critical crash rates. Based on the Department's high crash lists for segments and intersections for the crash period, the study intersection is not part of a high crash location.

#### Signal 4 Analytics:

Signal 4 Analytics identified no pedestrian or bicycle crashes at the study intersection from January 1, 2019, to February 7, 2021.



## Evaluation of Pedestrian Crossing SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street

**Table 4: FDOT CARS Crash Summary for SR A1A/Collins Avenue at 89 Street (2014-2018)**

SR A1A/Collins Avenue at 89 Street  Segment/Spot with No Expected Values Available		Number of Crashes					5 Year Total Crashes	Mean Crashes Per Year	%
		Year							
		2014	2015	2016	2017	2018			
CRASH TYPE	Rear End	3	2	0	1	1	7	1.40	41.2%
	Head On	0	0	0	0	0	0	0.00	0.0%
	Angle	2	0	1	2	0	5	1.00	29.4%
	Left Turn	0	0	0	0	0	0	0.00	0.0%
	Right Turn	0	0	0	0	0	0	0.00	0.0%
	Sideswipe	0	3	0	0	0	3	0.60	17.6%
	Backed Into	0	0	0	0	0	0	0.00	0.0%
	Pedestrian	0	0	0	0	0	0	0.00	0.0%
	Bicycle	0	0	0	0	0	0	0.00	0.0%
	Fixed Object	1	0	0	0	0	1	0.20	5.9%
	Other Non-Collisions	0	0	0	0	0	0	0.00	0.0%
	Overturn/Rollover	0	0	0	0	0	0	0.00	0.0%
	Others	0	0	0	0	1	1	0.20	5.9%
	<b>Total Crashes</b>		<b>6</b>	<b>5</b>	<b>1</b>	<b>3</b>	<b>2</b>	<b>17</b>	<b>3.40</b>
SEVERITY	PDO Crashes	4	5	0	2	1	12	2.40	70.6%
	Fatal Crashes	0	0	0	0	0	0	0.00	0.0%
	Injury Crashes	2	0	1	1	1	5	1.00	29.4%
LIGHTING CONDITIONS	Daylight	6	5	1	3	2	17	3.40	100.0%
	Dusk	0	0	0	0	0	0	0.00	0.0%
	Dawn	0	0	0	0	0	0	0.00	0.0%
	Dark	0	0	0	0	0	0	0.00	0.0%
	Unknown	0	0	0	0	0	0	0.00	0.0%
SURFACE CONDITIONS	Dry	6	4	1	3	2	16	3.20	94.1%
	Wet	0	1	0	0	0	1	0.20	5.9%
	Others	0	0	0	0	0	0	0.00	0.0%

**Table 5: Confidence Levels & Crash Rates for SR A1A/Collins Avenue at 89 Street (2014-2018)**

SR A1A/Collins Avenue at 89 Street Study Intersection		Year				
		2014	2015	2016	2017	2018
CONFIDENCE LEVELS	Percentages	50.00%	50.00%	50.00%	50.00%	50.00%
CRASH RATES	Actual Crash Rate	0.765	0.559	0.110	0.391	0.249
	D6 Avg Crash Rate	2.061	1.822	1.844	2.061	2.232
	Critical Crash Rate	3.684	3.252	3.269	3.702	3.905

## 4.0 TRAFFIC DATA

### 4.1 72-HOUR TRAFFIC VOLUME COUNTS

Daily continuous vehicle counts were collected for the main roads, SR A1A/Harding Avenue and SR A1A/Collins Avenue, with Automatic Traffic Recorders from Thursday, January 14, 2021, to Saturday, January 16, 2021. The data is summarized in **Tables 6-1** and **6-2**. The following are the major findings for both study intersections:

- The hourly vehicle counts are very consistent for Thursday and Friday with a peak period observed from 3:00 PM to 6:00 PM. The peak period for Saturday is from 11:00 AM to 3:00 PM. No other localized peaks are observed, with traffic increasing through the morning and early afternoon, peaking late afternoon, and decreasing again in the evening.
- Saturday counts showed slightly higher volumes from midnight to 4:00 AM, when compared to Thursday and Friday.

**Table 6-1: 72-hour Vehicle Counts – SR A1A/Harding Avenue at 89 Street Study Intersection**

Time	Day 1 (Thursday)	Day 2 (Friday)	Day 3 (Saturday)	3-Day Avg
0:00	200	290	336	275
1:00	102	154	182	146
2:00	61	83	121	88
3:00	36	42	75	51
4:00	53	49	72	58
5:00	156	160	117	144
6:00	490	450	280	407
7:00	961	963	472	799
8:00	1162	1191	594	982
9:00	976	1025	711	904
10:00	905	1000	820	908
11:00	980	1066	934	993
12:00	1067	1040	1007	1038
13:00	1003	1110	1100	1071
14:00	1059	1116	1115	1097
15:00	1175	1138	981	1098
16:00	1205	1175	884	1088
17:00	1194	1265	904	1121
18:00	1118	1138	820	1025
19:00	1108	1056	699	954
20:00	848	922	569	780
21:00	657	745	545	649
22:00	594	647	549	597
23:00	453	466	496	472
<b>Total</b>	<b>17,563</b>	<b>18,291</b>	<b>14,383</b>	<b>16,746</b>

Note: Peak periods have been highlighted in this table.



**Evaluation of Pedestrian Crossing  
SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street**

**Table 6-2: 72-hour Vehicle Counts – SR A1A/Collins Avenue at 89 Street Study Intersection**

Time	Day 1 (Thursday)	Day 2 (Friday)	Day 3 (Saturday)	3-Day Avg
0:00	300	351	524	392
1:00	132	187	286	202
2:00	78	109	165	117
3:00	59	62	82	68
4:00	44	53	91	63
5:00	130	156	106	131
6:00	430	422	247	366
7:00	783	803	481	689
8:00	1435	1451	678	1188
9:00	1155	1264	826	1082
10:00	1160	1239	1070	1156
11:00	1282	1347	1181	1270
12:00	1322	1360	1269	1317
13:00	1224	1393	1257	1291
14:00	1365	1557	1260	1394
15:00	1605	1632	1212	1483
16:00	1782	1796	884	1487
17:00	1802	1835	904	1514
18:00	1652	1716	820	1396
19:00	1230	1134	699	1021
20:00	957	930	569	819
21:00	701	769	545	672
22:00	608	679	549	612
23:00	511	625	496	544
<b>Total</b>	<b>21,747</b>	<b>22,870</b>	<b>16,201</b>	<b>20,273</b>

Note: Peak periods have been highlighted in this table.

Vehicle volume data is included in **Attachment D-1** (SR A1A/Harding Avenue) and **D-2** (SR A1A/Collins Avenue).

## **4.2 PEDESTRIAN/BICYCLE DATA SUMMARY & ANALYSIS**

The number of pedestrians and bicyclists crossing both study intersections from approximately 250 feet north to approximately 250 feet south of 89 Street were collected for a total of eight hours with a two-hour period on Thursday, a two-hour period on Friday, and a four-hour period on Saturday, and summarized for every 15-minute of the hour. The data was collected on the following dates and times:

- Tuesday, January 14, 2021 from 7:00 AM to 9:00 AM
- Friday, January 15, 2021 from 4:00 PM to 6:00 PM
- Saturday, January 16, 2021 from 11:30 AM to 3:30 PM

For the data collection, the study segment was divided into four areas of approximately 125 feet wide each. The distance for each zone was determined on the existing conditions in the field to clearly observe the pedestrians crossing the street. **Figure 2-1** and **2-2** presents a summary of the pedestrian/bicycle crossing data for each area.

### **Major Findings:**

The following are the major findings as presented in **Figure 2-1** and **2-2**:

- Area 3 (from 89 Street to just 125 feet north) had most of the pedestrian/bicycle crossing activity for both intersections of SR A1A/Collins Avenue and SR A1A/Harding Avenue at 89 Street during the data collection periods. The following main findings are for Area 3:
  - SR A1A/Collins Avenue
    - For Thursday, the number of average crossings per every 15 minutes was 2, for Friday it was 6, and for Saturday it was 4.
    - 7 or more pedestrians crossed hourly for about 19% of all hours.
    - 4 to 6 pedestrians crossed hourly for about 25% of all hours.
    - 1 to 3 pedestrians crossed hourly for about 53% of all hours.
  - SR A1A/Harding Avenue
    - For Thursday, the number of average crossings per 15 minutes was 1, for Friday it was 4, and for Saturday it was 4.
    - 7 or more pedestrians crossed hourly for about 19% of all hours.
    - 4 to 6 pedestrians crossed hourly for about 16% of all hours.
    - 1 to 3 pedestrians crossed hourly for about 47% of all hours.
- There was more pedestrian/bicycle crossing activity at SR A1A/Collins Avenue in comparison to SR A1A/Harding Avenue. However, some pedestrians were observed crossing both Avenues.
- There was extremely low pedestrian and bicycle crossing activity within Area 1. Across SR A1A/Harding Avenue, there was also low activity in Area 4 and Area 2, showing that most pedestrians and bicyclists opted to cross through the emphasis marked crosswalk in Area 3.



**Legend for Table:**

0 pedestrians/bicycles
1, 2, 3 pedestrians/bicycles
4, 5, 6 pedestrians/bicycles
7, 8, 9 pedestrians/bicycles
10 + pedestrians/bicycles

Date	Harding Avenue at 89 Street						Total
	Start Time	End Time	Area 1	Area 2	Area 3	Area 4	
Thursday 1/14/2021	7:00 AM	7:15 AM	0	1	0	0	1
	7:15 AM	7:30 AM	0	0	1	0	1
	7:30 AM	7:45 AM	0	0	0	0	0
	7:45 AM	8:00 AM	0	0	0	0	0
	8:00 AM	8:15 AM	0	0	1	0	1
	8:15 AM	8:30 AM	0	2	2	0	4
	8:30 AM	8:45 AM	0	0	2	1	3
	8:45 AM	9:00 AM	0	0	0	0	0
	4:00 PM	4:15 PM	0	0	10	0	10
Friday 1/15/2021	4:15 PM	4:30 PM	0	2	0	2	4
	4:30 PM	4:45 PM	0	1	2	2	5
	4:45 PM	5:00 PM	0	0	2	0	2
	5:00 PM	5:15 PM	0	0	7	0	7
	5:15 PM	5:30 PM	0	3	4	0	7
	5:30 PM	5:45 PM	0	5	2	0	7
	5:45 PM	6:00 PM	0	0	2	2	4
	11:30 AM	11:45 AM	0	0	6	0	6
	11:45 AM	12:00 PM	2	0	2	0	4
Saturday 1/16/2021	12:00 PM	12:15 PM	0	0	8	0	8
	12:15 PM	12:30 PM	0	0	0	0	0
	12:30 PM	12:45 PM	0	0	2	0	2
	12:45 PM	1:00 PM	0	0	6	0	6
	1:00 PM	1:15 PM	0	0	2	0	2
	1:15 PM	1:30 PM	0	0	5	0	5
	1:30 PM	1:45 PM	0	0	9	0	9
	1:45 PM	2:00 PM	0	0	2	0	2
	2:00 PM	2:15 PM	0	3	8	0	11
2:15 PM	2:30 PM	0	0	2	0	2	
2:30 PM	2:45 PM	0	1	5	0	6	
2:45 PM	3:00 PM	0	0	7	0	7	
3:00 PM	3:15 PM	0	1	2	0	3	
3:15 PM	3:30 PM	0	0	2	0	2	



Figure 2-1: Data Collection Summary & Areas

SR A1A/Harding Avenue at 89 Street



**Legend for Table:**

	0 pedestrians/bicycles
	1, 2, 3 pedestrians/bicycles
	4, 5, 6 pedestrians/bicycles
	7, 8, 9 pedestrians/bicycles
	10 + pedestrians/bicycles

Date	Collins Avenue at 89 Street					Total	
	Start Time	End Time	Area 1	Area 2	Area 3		Area 4
Thursday 1/14/2021	7:00 AM	7:15 AM	0	1	1	2	4
	7:15 AM	7:30 AM	0	3	2	5	10
	7:30 AM	7:45 AM	0	0	4	2	6
	7:45 AM	8:00 AM	0	0	1	4	5
	8:00 AM	8:15 AM	0	0	1	2	3
Friday 1/15/2021	8:15 AM	8:30 AM	0	0	5	0	5
	8:30 AM	8:45 AM	0	1	3	1	5
	8:45 AM	9:00 AM	0	2	2	3	7
	4:00 PM	4:15 PM	0	2	5	6	13
	4:15 PM	4:30 PM	0	3	8	2	13
	4:30 PM	4:45 PM	0	1	7	8	16
	4:45 PM	5:00 PM	0	5	1	3	9
	5:00 PM	5:15 PM	0	0	16	2	18
	5:15 PM	5:30 PM	0	1	6	4	11
	5:30 PM	5:45 PM	1	3	5	5	14
Saturday 1/16/2021	5:45 PM	6:00 PM	0	1	2	3	6
	11:30 AM	11:45 AM	0	2	2	0	4
	11:45 AM	12:00 PM	0	1	1	2	4
	12:00 PM	12:15 PM	0	1	6	2	9
	12:15 PM	12:30 PM	0	7	4	3	14
	12:30 PM	12:45 PM	0	0	0	2	2
	12:45 PM	1:00 PM	0	2	8	0	10
	1:00 PM	1:15 PM	0	1	7	8	16
	1:15 PM	1:30 PM	1	0	4	4	9
	1:30 PM	1:45 PM	0	10	3	0	13
	1:45 PM	2:00 PM	0	0	1	3	4
2:00 PM	2:15 PM	0	0	3	6	9	
2:15 PM	2:30 PM	0	3	2	0	5	
2:30 PM	2:45 PM	0	4	2	0	6	
2:45 PM	3:00 PM	0	1	9	0	10	
3:00 PM	3:15 PM	1	6	3	1	11	
3:15 PM	3:30 PM	3	1	1	0	5	



SR A1A/Collins Avenue at 89 Street

Figure 2-2: Data Collection Summary & Areas

## 5.0 FIELD OBSERVATIONS

Field reviews focusing on the pedestrian and bicycle activity, pedestrian characteristics, pedestrian generators/receptors, travel patterns, and pedestrian-vehicle interaction were conducted along the study segment during the following periods:

- Thursday, February 4, 2021, from 7:30 AM - 8:30 AM
- Friday, February 5, 2021, from 4:30 PM - 5:30 PM
- Saturday, February 6, 2021, from 11:30 AM - 12:30 PM

In addition, the availability of gaps for pedestrians to safely cross SR A1A/Harding Avenue and SR A1A/Collins Avenue within the study segment was qualitatively assessed. The field review periods were selected based on the pedestrian/bicycle peak periods indicated in the scope of services for this study. The major field observations are discussed next – see **Photographs 3 through 13**. The following observations and field photographs summarize the main findings at the study intersection and can apply to any period, unless otherwise indicated.

- Pedestrian activity in the area primarily consisted of leisure activities such as biking and running, and pet owners taking their dogs for a walk. One of the main pedestrian attractors is the beach entrance to the east of the SR A1A/Collins Avenue and 89 Street intersection along with the pedestrian and bicyclist path that travels parallel to the beach – see **Photograph 3**. Another attractor appears to be the grass areas amidst the homes located to the west of SR A1A/Harding Avenue as pet owners exiting the nearby apartments would walk their dogs in that direction before returning. The pedestrian generators in the study area include the residential homes to the west of the study intersections and the surrounding condominium and apartment buildings.



**Photograph 3: Pedestrian/Bicyclist Path Parallel to the Beach**



## Evaluation of Pedestrian Crossing SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street

- Oftentimes the same pedestrians/bicyclists were seen crossing both intersections of SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street – see **Photograph 4**.



**Photograph 4: Same Couple Observed Crossing Both Study Intersections**

### 5.1 SR A1A/HARDING AVENUE AT 89 STREET

- The pedestrian crossing activity was low during the morning Thursday field review from 7:30 AM – 8:30 AM and moderate on Friday from 4:30 PM to 5:30 PM and Saturday from 11:30 AM - 12:30 PM. Most of the activity observed occurred on Friday.
- As seen in **Photograph 5**, one of the posts and two of the in-street pedestrian crossing (R1-6a) signs, reminding drivers of right-of-way laws at an unsignalized pedestrian crossing, are missing.



**Photograph 5: Missing In-Street Pedestrian Crossing Signs (R1-6a)**



## Evaluation of Pedestrian Crossing SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street

- Typically, vehicular traffic moved in platoons allowing visible gaps where it was safer for pedestrians/bicyclists to cross. During the morning peak period of 7:30 AM to 8:30 AM, these gaps decreased. Through this peak period, the queues on SR A1A/Harding Avenue to cross 88 Street occasionally extended into the intersection of 89 Street – see **Photograph 6**. This prohibited vehicles on 89 Street from completing their turning movement and thus blocking the pedestrian crosswalks.



**Photograph 6: Queue Extending into Intersection**

- Occasionally, pedestrians were observed crossing the north leg of the intersection at the stop bar – see **Photograph 7**. It was also common for pedestrians/bicyclists to cross the study intersection on the south leg where there is no marked crosswalk present – see **Photograph 8**. This may be especially dangerous during nighttime as there is no lighting present directly over this location.



**Photograph 7: Pedestrian Crossing at Stop Bar**



**Photograph 8: Pedestrian Crossing South Leg**

## Evaluation of Pedestrian Crossing SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street

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- Frequently, motorists approaching the intersection from 89 Street were observed to stop beyond the stop bar and partially blocking the crosswalk – see **Photograph 9**.



**Photograph 9: Vehicle Travelling Westbound on 89 Street Stopped on Crosswalk**

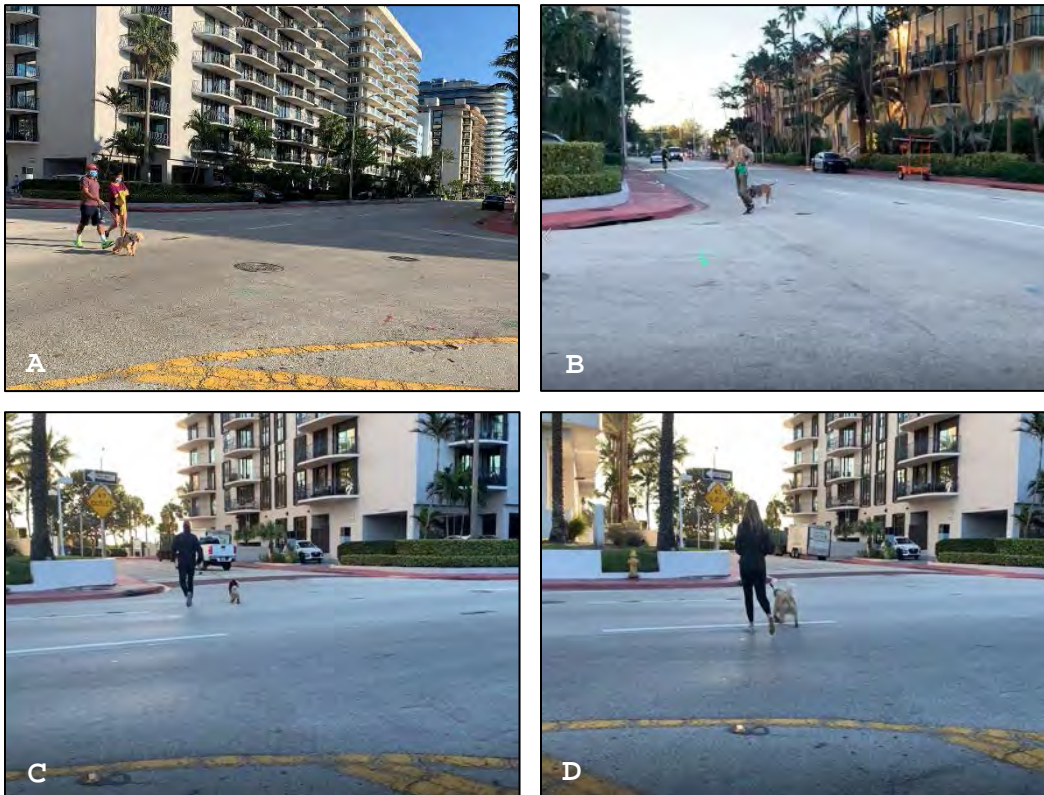
- Most of the time, vehicles travelling southbound on SR A1A/Harding Avenue did not stop for pedestrians at the crosswalk. As a result, pedestrians had to wait for a gap to cross. When vehicles did stop to allow pedestrians to cross, they did not always stop behind the stop bar – see **Photograph 10**. As portrayed in **Photograph 5**, there is good visibility to the pedestrian warning signs prior and at the study intersection informing motorists of pedestrian crossing activity. Occasionally, vehicles appeared to be confused by the stop bar and would slow down before proceeding.



**Photograph 10: Vehicles Stopping Beyond Stop Bar**

**5.2 SR A1A/COLLINS AVENUE AT 89 STREET**

- The pedestrian crossing activity was low during the morning Thursday field review from 7:30 AM – 8:30 AM and moderate on Friday from 4:30 PM to 5:30 PM and Saturday from 11:30 AM - 12:30 PM. Most of the activity observed occurred on Friday.
- Pet owners were seen exiting from apartment buildings such as Rimini Beach and Champlain Towers in the northeast and southeast corners of the study intersection and were seen crossing to walk their pets around the areas of grass in the vicinity – see **Photograph 11**.



**Photograph 11: Owners Walking Their Dogs**

- Vehicles travelling northbound on SR A1A/Collins Avenue did not tend to stop for pedestrians. As a result, pedestrians had to wait for a gap to cross. Typically, vehicular traffic moved in platoons allowing visible gaps where it was safer for pedestrians/bicyclists to cross – see **Photograph 12**.





**Photograph 12: Visible Gaps for Pedestrian to Cross**

- Pedestrians seen crossing the study location, were either on the way to the beach or leaving the beach during Friday field reviews. Bicyclists were seen crossing the intersection as well to go to the pedestrian and bicyclist path that travels parallel to the beach – see **Photograph 13**.



**Photograph 13: Bicyclists Crossing to go to Path Parallel to the Beach**

## 6.0 EVALUATION OF PEDESTRIAN CROSSING AT UNSIGNALIZED INTERSECTION

### 6.1 INSTALLING A MARKED CROSSWALK

Feasibility of installing a marked pedestrian crosswalk at the south leg of the unsignalized intersection of SR A1A/Collins Avenue at 89 Street was evaluated following the guidelines presented by FDOT's Traffic Engineering Manual (TEM) – Section 5.2.

According to FDOT TEM Section 5.2.5.1, the following factors should be considered when evaluating the need to provide a pedestrian crossing (marked crosswalk):

- Proximity to significant generators and attractors
- Recommended levels of pedestrian demand
- Minimum location characteristics

#### **Proximity to significant generators and attractors:**

Based on the field observations and land use, this criterion is met by the proximity of the beach entrance attracting nearby residents and tourists. Furthermore, it was noted that there is a biking and a walking path that travels in the north-south direction beside the beach. Additionally, it was often observed that residents in the area would cross this intersection when walking their dogs.

#### **Recommended levels of pedestrian demand:**

Based on the context classification of "C5 Urban Center", and a posted speed limit of 35 MPH or less, the pedestrian volume demand threshold does not need to be met for the study roadway. Nevertheless, the pedestrian/bicycle data summary in **Figure 2-2** demonstrates that the recommended threshold of 20 or more pedestrians during a single hour (any four consecutive 15-minute periods) of an average day is met. This further establishes the need for a crosswalk across SR A1A/Collins Avenue.

#### **Minimum location characteristics:**

This criterion requires a minimum vehicular volume of 2,000 Average Daily Traffic (ADT) along the roadway segment, which, as seen in **Table 6**, is being exceeded. Furthermore, as required, there is a minimum distance of 300 feet between the proposed pedestrian crossing and the nearest alternative crossing location. Finally, the proposed location is outside the influence area of any adjacent signalized intersections.

**Table 7** indicates that all the requirements to establish the need for a marked crosswalk on SR A1A/Collins Avenue at 89 Street are met per FDOT TEM Guidelines.

## Evaluation of Pedestrian Crossing SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street

**Table 7: FDOT TEM Guidelines to Justify the Need for a Marked Crosswalk**

Criteria Category per Section 5.2.5.1	Criteria Requirement	Condition		Comment(s)
		Met	Not Met	
<b>Proximity to Significant Generators and Attractors</b>	A well-defined spatial pattern of pedestrian generators, attractors, and flow (across a roadway) between them.	✓		There was a constant flow pattern for pedestrians crossing SR A1A/Collins to access the beach, residential homes, and the pedestrian and bike paths.
	A well-defined pattern of existing pedestrian crossings.	✓		
<b>Recommended Levels of Pedestrian Demand</b>	Sufficient demand should exist that meets or exceeds the thresholds for an average day of data collection within a seven day period: <ul style="list-style-type: none"> <li>● 20 or more pedestrians during a single hour of an average day</li> <li>● 18 or more pedestrians during each of any two hours of an average day</li> <li>● 15 or more pedestrians during each of any three hours of an average day</li> </ul>	✓		These requirements are met - see <b>Figure 2-2</b> .
	A Pedestrian volume demand threshold is not needed for the following: <ul style="list-style-type: none"> <li>● Pedestrian crosswalks within a school zone.</li> <li>● Pedestrian crosswalks under specific roadway context classification for posted speed of 35 MPH or less. These include the following Context Classifications: <ul style="list-style-type: none"> <li>- C2T Rural Town Context Classification zone</li> <li>- C4 Urban General Context Classification zone</li> <li>- C5 Urban Center Context Classification zone</li> <li>- C6 Urban Core Context Classification zone</li> </ul> </li> </ul>	✓		Based on the context classification of "C5 Urban Center" and 35 MPH posted speed limit or less, the pedestrian volume demand thresholds for a crossing at an unsignalized intersection does not have to be met for the study roadway.
	Crosswalks threshold at midblock or unsignalized intersection connecting a shared use path.	N/A	N/A	
<b>Minimum Location Characteristics</b>	A minimum vehicular volume of 2,000 Average Daily Traffic (ADT) along the roadway.	✓		These requirements are met - see <b>Table 6</b> .
	Minimum distance to nearest alternative crossing is 300 feet per FDOT Design Manual, Chapter 222.	✓		Nearest designated pedestrian crossing is >300 ft.
	The proposed location must be outside the influence area of adjacent signalized intersections, including the limits of the auxiliary turn lanes.  When an adjacent intersections is signalized, the design must ensure that the ends of standing queues do not extend to the proposed marked crosswalk location.	✓		The proposed crosswalk location would not be within the standing queue of an adjacent signalized intersection.

## **6.2 EVALUATING DEGREE OF TRAFFIC TREATMENT**

Feasibility of installing a pedestrian hybrid beacon (PHB) at the unsignalized intersections of SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street was evaluated following the guidelines presented by FDOT's Traffic Engineering Manual (TEM) – Section 5.2.

According to FDOT TEM Section 5.2.5.2, the following conditions should be considered when evaluating the need to provide a PHB:

- When gaps in traffic are not adequate to permit pedestrians to cross.
- When the speed of vehicles approaching the location on the major street is too high to permit pedestrians to cross.
- When pedestrian delay is excessive.

Furthermore, it is stated that in an urban corridor under context classification C4, C5, and C6, such as at these intersections which are classified as “C4 Urban General” and “C5 Urban Center”, a site location that warrants a PHB may be substituted with a traffic control signal using Warrant 8 of the MUTCD, Roadway Network.

Based on Figure 3 (TEM Figure 5.2-1), the crossing area of SR A1A/Harding Avenue at 89 Street meets the requirement for a PHB (with a maximum crossing length of 72 feet) due to an hourly crossing volume of 25 pedestrians (Areas 1 to 4) and an hourly SR A1A/Harding Avenue volume of 1,121 vehicles, as summarized in **Table 8-1**. The 25 pedestrian volume corresponds to the data collection period from 5:00 PM to 6:00 PM of an average day. The vehicular volume of 1,121 vehicles was obtained from Automatic Traffic Recorders and corresponds to the 5:00 PM to 6:00 PM of an average day.

Similarly, the crossing area of SR A1A/Collins Avenue at 89 Street meets the requirement for a PHB (with a maximum crossing length of 34 feet) due to an hourly crossing volume of 51 pedestrians (Areas 1 to 4) and an hourly SR A1A/Collins Avenue volume of 1,487 vehicles, as summarized in **Table 8-2**. The 51 pedestrian volume corresponds to the data collection period from 4:00 PM to 5:00 PM of an average day. The vehicular volume of 1,487 vehicles was obtained from Automatic Traffic Recorders and corresponds to 4:00 PM to 5:00 PM of an average day.

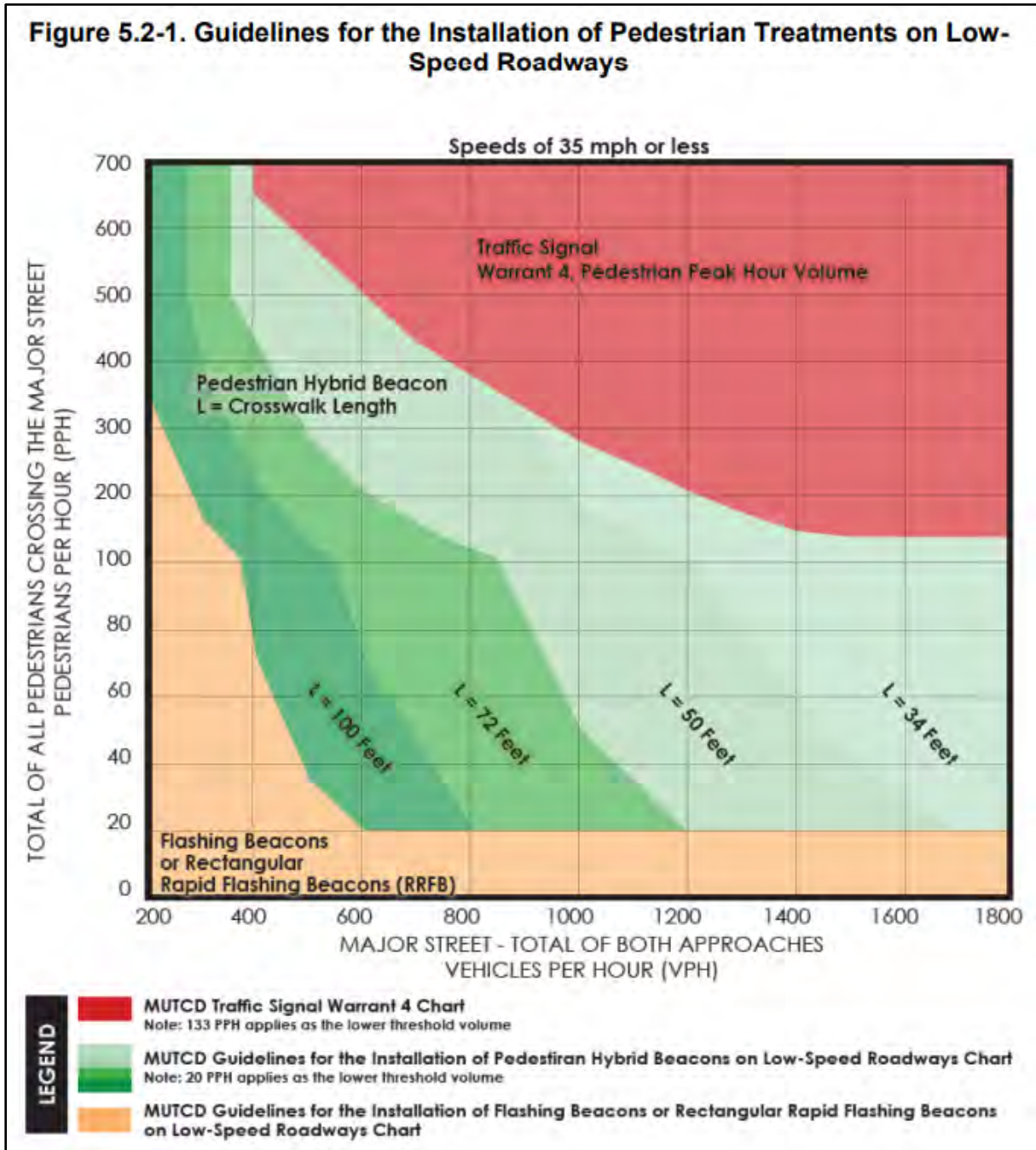


Figure 3: Guidelines for the Installation of Pedestrian Treatments on Low-Speed Roadways





## Evaluation of Pedestrian Crossing SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street

**Table 8-1: Pedestrian & Vehicular Hourly Volumes – SR A1A/Harding Avenue**

Time	Ped/Bike Crossings Area 2			Ped/Bike Crossings Area 3			Ped/Bike Crossings Area 4			Total Ped/Bike Crossings			Vehicle Hourly Volume
	Th	Fri	Sat	Th	Fri	Sat	Th	Fri	Sat	Th	Fri	Sat	
7 - 8 AM	4	---	---	8	---	---	13	---	---	25	---	---	689
8 - 9 AM	3	---	---	11	---	---	6	---	---	20	---	---	1188
11:30 AM - 12:30 PM	---	---	11	---	---	13	---	---	7	---	---	31	1295
12:30 - 1:30 PM	---	---	3	---	---	19	---	---	14	---	---	36	1323
1:30 - 2:30 PM	---	---	13	---	---	9	---	---	9	---	---	31	1329
2:30 - 3:30 PM	---	---	12	---	---	15	---	---	1	---	---	28	1498
4 - 5 PM	---	11	---	---	21	---	---	19	---	---	51	---	1487
5 - 6 PM	---	5	---	---	29	---	---	14	---	---	48	---	1514
<b>Total</b>	<b>7</b>	<b>16</b>	<b>39</b>	<b>19</b>	<b>50</b>	<b>56</b>	<b>19</b>	<b>33</b>	<b>31</b>	<b>45</b>	<b>99</b>	<b>126</b>	<b>10323</b>

Note: Maximum pedestrian volume with its corresponding vehicular volume for Areas 2 through 4 for an average day. Pedestrian volumes were collected on 1/14/2021 thru 1/16/2021. Vehicular volume corresponds to data obtained from Automatic Traffic Recorders from 1/14/2021 thru 1/16/2021.

**Table 8-2: Pedestrian & Vehicular Hourly Volumes – SR A1A/Collins Avenue**

Time	Ped/Bike Crossings Area 2			Ped/Bike Crossings Area 3			Ped/Bike Crossings Area 4			Total Ped/Bike Crossings			Vehicle Hourly Volume
	Th	Fri	Sat	Th	Fri	Sat	Th	Fri	Sat	Th	Fri	Sat	
7 - 8 AM	1	---	---	1	---	---	0	---	---	2	---	---	799
8 - 9 AM	2	---	---	5	---	---	1	---	---	8	---	---	982
11:30 AM - 12:30 PM	---	---	0	---	---	16	---	---	0	---	---	16	1032
12:30 - 1:30 PM	---	---	0	---	---	15	---	---	0	---	---	15	1071
1:30 - 2:30 PM	---	---	3	---	---	21	---	---	0	---	---	24	1051
2:30 - 3:30 PM	---	---	2	---	---	16	---	---	0	---	---	18	1140
4 - 5 PM	---	3	---	---	14	---	---	4	---	---	21	---	1088
5 - 6 PM	---	8	---	---	15	---	---	2	---	---	25	---	1121
<b>Total</b>	<b>3</b>	<b>11</b>	<b>5</b>	<b>6</b>	<b>29</b>	<b>68</b>	<b>1</b>	<b>6</b>	<b>0</b>	<b>10</b>	<b>46</b>	<b>73</b>	<b>8284</b>

Note: Maximum pedestrian volume with its corresponding vehicular volume for Areas 2 through 4 for an average day. Pedestrian volumes were collected on 1/14/2021 thru 1/16/2021. Vehicular volume corresponds to data obtained from Automatic Traffic Recorders from 1/14/2021 thru 1/16/2021.

Because of the following, the pedestrian crossings are recommended to be signal control:

- Although the study intersections exhibited gaps in traffic for pedestrians to cross, these gaps were reduced and inconsistent during peak hours. Based on the field observations, it was clear that vehicles on SR A1A/Harding Avenue tend to speed past the west-east crosswalk and failed to yield the right-of-way to pedestrians resulting in pedestrian delays.
- The signalized intersections to the north and south of 89 Street on SR A1A/Harding Avenue and SR A1A/Collins Avenue are part of a north/south signal coordinated system. SR A1A/Harding Avenue is part of section 21, and SR A1A/Collins Avenue is part of section 286 of the Miami-Dade County. FDOT TEM guidelines indicate that a location that meets the criteria for a PHB installation could be upgraded to a signalized crossing when located within a coordinated signal system. The study location could be evaluated to be part of this coordinated signal system.

## Evaluation of Pedestrian Crossing SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street

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- Proposed crossing distance on SR A1A/Collins Avenue of approximately 60 feet exceeds the maximum allowable per FDOT TEM Figure 5.2-1 (see **Figure 3**) for the installation of a PHB for a roadway with a vehicular hourly volume of 1,487 vehicles, which is 34 feet.

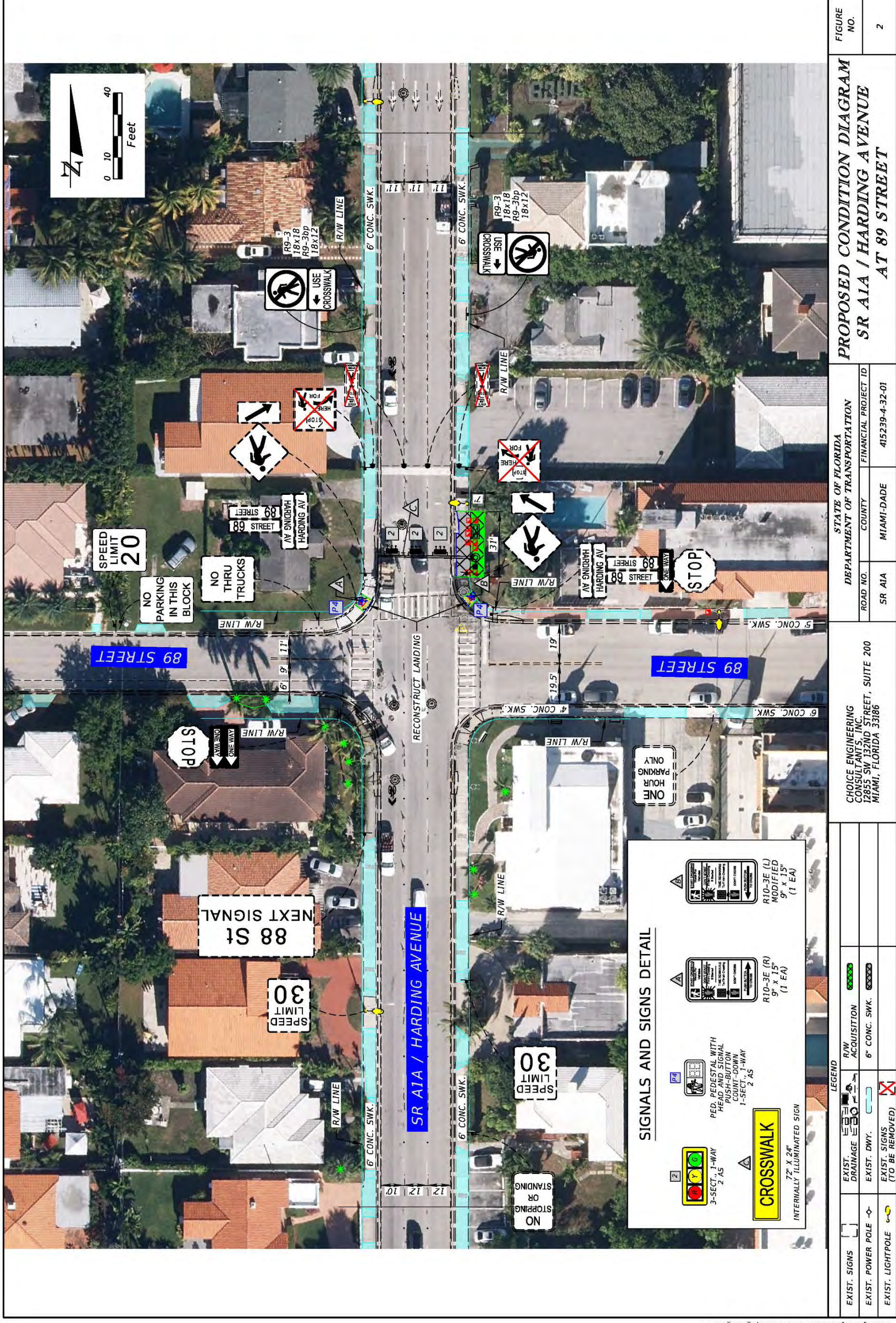
Based on preliminary discussions with the Department, the following conceptual proposal was developed:

- **Traffic Signal:** this proposes a traffic signal at the intersection of SR A1A/Harding Avenue at 89 Street. This proposes the following main items (see **Figure 4**):
  - Installation of the necessary pedestrian crossing signage, pedestrian signal with head and pushbutton over existing marked crosswalk on the north leg of the intersection.
  - Reconstruction of the pedestrian landings and removal of the existing unsignalized pedestrian crosswalk signs (R1-5b and R1-6a) present at the stop bar.
  - Right-of-way acquisition (217 square feet) would be required to install the base of the traffic signal upright and foundation on the north leg of the intersection.
- **Signalized Crossing:** this proposes a traffic signal and a marked pedestrian crossing on the south leg of the SR A1A/Collins Avenue and 89 Street intersection. This proposes the following main items (see **Figure 5**):
  - Milling and resurfacing of the south leg of the intersection from STA. 137+55.45 to STA. 138+76.90 for an average depth of 1”.
  - Installation of the necessary pedestrian crossing signage, pedestrian signal with head and pushbutton, and complete light pole over the proposed marked crosswalk.

### **Cost Estimate:**

A cost estimate was developed for the proposal, as presented in **Table 9-1 and 9-2**. The proposed changes have an estimated cost of \$310,628.40 for the SR A1A/Harding Avenue intersection and \$354,932.73 for the SR A1A/Collins Avenue intersection. The estimates are inclusive of preliminary engineering (PE), construction engineering and inspection (CEI), and contingency. The estimate for the SR A1A/Harding Avenue intersection also includes cost for right-of-way acquisition. The detailed cost estimates are included in **Attachment E-1** (SR A1A/Harding Avenue) **and E-2** (SR A1A/Collins Avenue).





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Figure 4: Proposed Conditions for SR A1A/Harding Avenue at 89 Street



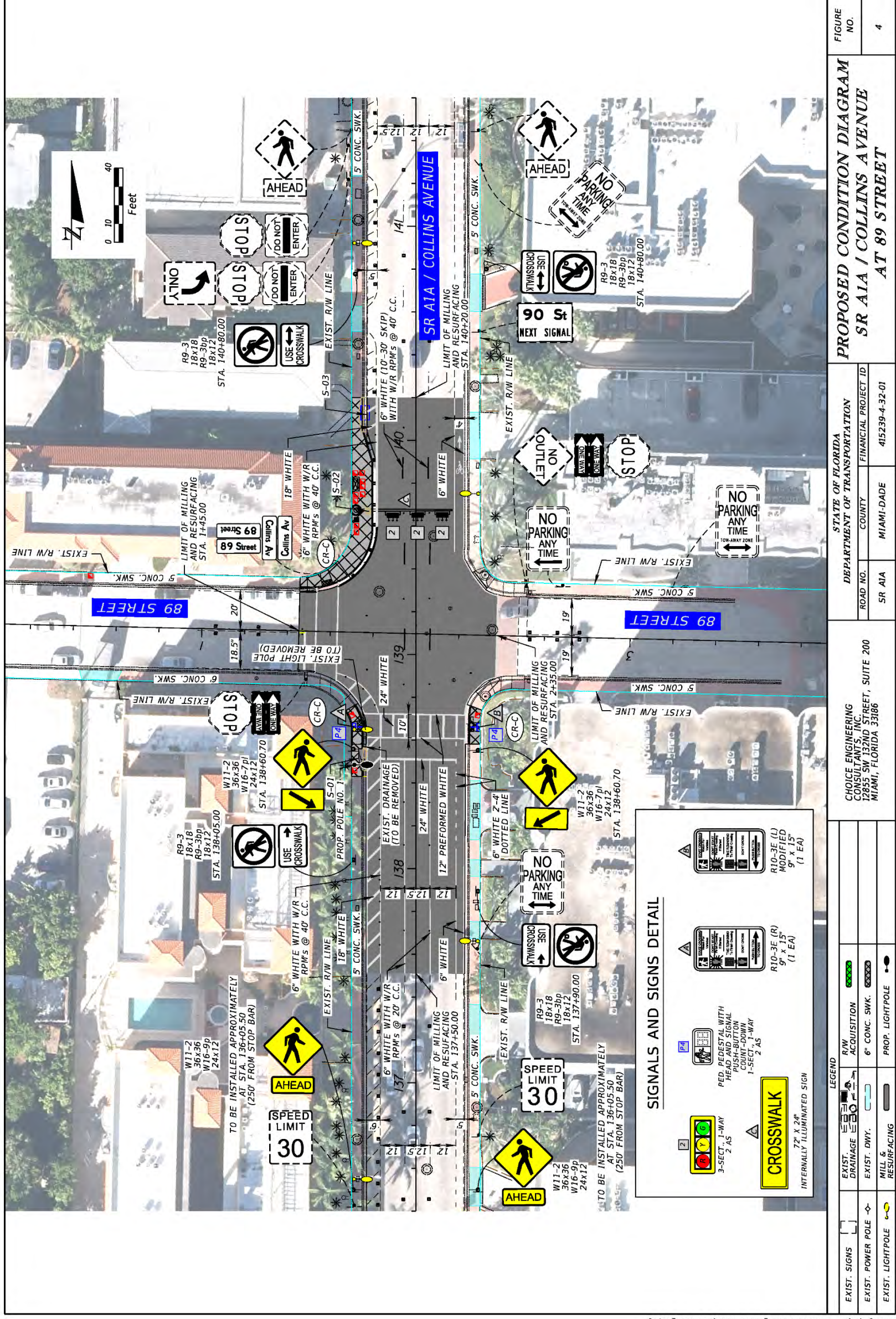


Figure 5: Proposed Conditions for SR A1A/Collins Avenue at 89 Street



**Table 9-1: Cost Estimate for SR A1A/Harding Avenue at 89 Street**

Description	Cost of Proposed
Roadway	\$ 7,109.72
Signing and Pavement Marking	\$ 680.16
Traffic Signals	\$ 110,864.53
<b>Subtotal</b>	<b>\$ 118,654.41</b>
20% Maintenance of Traffic, MOT (20% x Subtotal)	\$ 23,730.88
20% Mobilization [20% x (Subtotal + MOT)]	\$ 28,477.06
15% Contingency (15% x Subtotal)	\$ 17,798.16
LS - PE (30%)	\$ 35,596.32
LS – CEI (18%)	\$ 4,271.56
ROW	\$ 82,100.00
<b>Grand-Total</b>	<b>\$ 310,628.40</b>

**Table 9-2: Cost Estimate for SR A1A/Collins Avenue at 89 Street**

Description	Cost of Proposed
Roadway	\$ 54,362.72
Signing and Pavement Marking	\$ 7,147.86
Traffic Signals	\$ 112,699.80
Lighting	\$ 10,074.52
<b>Subtotal</b>	<b>\$ 184,284.91</b>
20% Maintenance of Traffic, MOT (20% x Subtotal)	\$ 36,856.98
20% Mobilization [20% x (Subtotal + MOT)]	\$ 44,228.38
15% Contingency (15% x Subtotal)	\$ 27,642.74
LS - PE (30%)	\$ 55,285.47
LS - PE (18%)	\$ 6,634.26
<b>Grand-Total</b>	<b>\$ 354,932.73</b>

## 7.0 CONCLUSION

Based on the field observations, traffic data, and crash analysis performed, there is the need to provide traffic signals at the intersections of SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street and a marked pedestrian crosswalk on the south leg of the SR A1A/Collins Avenue and 89 Street intersection. There is an established travel pattern in the study area for pedestrians from the residential homes on the

west of SR A1A/Harding Avenue and the surrounding condominiums to the beach and biking/walking path on the east of SR A1A/Collins Avenue. Due to the context class of SR A1A/Collins Avenue as C5 urban center and a posted speed limit of 30 MPH, the road is exempt from meeting the minimum pedestrian demand requirement for the installation of a marked crosswalk by FDOT TEM guidelines. Nevertheless, the pedestrian/bicycle data summary does show that the recommended threshold of 20 or more pedestrians during a single hour is met and establishes the need for a crosswalk.

Based on **Figure 3** (TEM Figure 5.2-1), the crossing area of SR A1A/Harding Avenue at 89 Street meets the requirement for a PHB (with a maximum crossing length of 72 feet) due to an hourly pedestrian crossing volume of 25 pedestrians and an hourly vehicle volume of 1,121, as summarized in **Table 8-1**. The 25 pedestrian volume corresponds to the data collection period from 5:00 PM to 6:00 PM of an average day. The vehicular volume of 1,121 vehicles was obtained from Automatic Traffic Recorders and corresponds to the 5:00 PM to 6:00 PM of an average day. Similarly, the crossing area of SR A1A/Collins Avenue at 89 Street meets the requirement for a PHB (with a maximum crossing length of 34 feet) due to an hourly crossing volume of 51 pedestrians and an hourly SR A1A/Collins Avenue volume of 1,487 vehicles, as summarized in **Table 8-2**. The 51 pedestrian volume corresponds to the data collection period from 4:00 PM to 5:00 PM of an average day. The vehicular volume of 1,487 vehicles was obtained from Automatic Traffic Recorders and corresponds to 4:00 PM to 5:00 PM of an average day.

Because of the following, the pedestrian crossings are recommended to be signal control:

- Although the study intersections exhibited gaps in traffic for pedestrians to cross, these gaps were reduced and inconsistent during peak hours. Based on the field observations, it was clear that vehicles on SR A1A/Harding Avenue tend to speed past the west-east crosswalk and failed to yield the right-of-way to pedestrians resulting in pedestrian delays.
- The signalized intersections to the north and south of 89 Street on SR A1A/Harding Avenue and SR A1A/Collins Avenue are part of a north/south signal coordinated system. SR A1A/Harding Avenue is part of section 21, and SR A1A/Collins Avenue is part of section 286 of the Miami-Dade County. FDOT TEM guidelines indicate that a location that meets the criteria for a PHB installation could be upgraded to a signalized crossing when located within a coordinated signal system. The study location could be evaluated to be part of this coordinated signal system.
- Proposed crossing distance on SR A1A/Collins Avenue of approximately 60 feet exceeds the maximum allowable per FDOT TEM Figure 5.2-1 (see Figure 3) for the installation of a PHB for a roadway with a vehicular hourly volume of 1,487 vehicles, which is 34 feet.

Based on preliminary discussions with the Department, the following conceptual proposal was developed:

**Evaluation of Pedestrian Crossing  
SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street**

- Traffic Signal: this proposes a traffic signal at the intersection of SR A1A/Harding Avenue at 89 Street (see **Figure 4**).
- Signalized Crossing: this proposes a traffic signal and a marked pedestrian crossing on the south leg of the SR A1A/Collins Avenue and 89 Street intersection (see **Figure 5**).

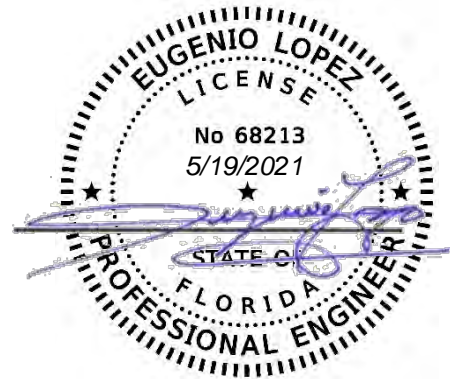
This proposal is described in detail in Section 6 of the report (beginning on page 27). This approach is recommended for implementation as it is expected to facilitate and improve the safety of pedestrians crossing from the residential homes on the west of SR A1A/Harding Avenue and the surrounding condominiums to the beach and biking/walking path on the east of SR A1A/Collins Avenue.

**Engineer’s Certification**

I, Eugenio S. Lopez, P.E. No. 68213, certify that I currently hold an active Professional Engineer’s License in the State of Florida and am competent through education and experience to provide engineering services in the civil and traffic engineering disciplines contained in this report. I further certify that this report was prepared by me or under my responsible charge as defined in Chapter 61G15-18.001 F.A.C. and that all statements, conclusion, and recommendations made herein are true and correct to the best of my knowledge and ability.

**Study Location:**

**Technical Memorandum – SR A1A/Collins-Harding Avenue at 89 Street**



Eugenio S. Lopez, P.E.  
P.E. No. 68213

### List of Attachments:

- Attachment A: Department CTP Email Correspondence
- Attachment B-1: Plans from FDOT RRR Safety Review (October 2019)
- Attachment B-2: Plans from FDOT Lighting Project (June 2019)
- Attachment C-1: Crash Summaries for SR A1A/Harding Avenue
- Attachment C-2: Crash Summaries for SR A1A/Collins Avenue
- Attachment D-1: Vehicle Volume Data for SR A1A/Harding Avenue
- Attachment D-2: Vehicle Volume Data for SR A1A/Collins Avenue
- Attachment E-1: Cost Estimate for SR A1A/Harding Avenue
- Attachment E-2: Cost Estimate for SR A1A/Collins Avenue





**Evaluation of Pedestrian Crossing  
SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street**

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**Attachment E-1: Cost Estimate for SR A1A/Harding Avenue**

**SR A1A / HARDING AT 89 STREET CROSSING**

Financial Project ID: 415239-4-32-01  
**OPINION OF PROBABLE COST**

PAY ITEM	DESCRIPTION	UNITS	QUANTITY	AVG UNIT COST	TOTAL
<b>ROADWAY</b>					
0110- 1- 1	CLEARING & GRUBBING	LS / AC	0.10	\$43,565.11	\$4,356.51
0110- 4- 10	REMOVAL OF EXISTING CONCRETE	SY	28.00	\$13.07	\$365.96
0522- 2-	CONCRETE SIDEWALK AND DRIVEWAYS, 6" THICK	SY	45.00	\$53.05	\$2,387.25
				<b>ROADWAY TOTAL:</b>	<b>\$7,109.72</b>
<b>SIGNING AND PAVEMENT MARKINGS</b>					
0700 -1-11	SINGLE POST SIGN, F&I GROUND MOUNT, UP TO 12 SF	AS	2.00	\$299.94	\$599.88
0700 -1-60	SINGLE POST SIGN, REMOVE	AS	4.00	\$20.07	\$80.28
				<b>SAPM TOTAL:</b>	<b>\$680.16</b>
<b>SIGNALIZATION</b>					
0630 2 12	CONDUIT, FURNISH & INSTALL, DIRECTIONAL BORE	LF	500.00	\$17.84	\$8,920.00
0632 7 1	SIGNAL CABLE- NEW OR RECONSTRUCTED INTERSECTION, FURNISH & INSTALL	PI	1.00	\$5,354.82	\$5,354.82
0635 2 11	PULL & SPLICE BOX, F&I, 13" x 24" COVER SIZE	EA	11.00	\$673.47	\$7,408.17
0646 1 11	ALUMINUM SIGNALS POLE, PEDESTAL	EA	2.00	\$1,246.09	\$2,492.18
0649 21 6	STEEL MAST ARM ASSEMBLY, FURNISH AND INSTALL, SINGLE ARM 50'	EA	1.00	\$47,428.19	\$47,428.19
0650 1 14	VEHICULAR TRAFFIC SIGNAL, FURNISH & INSTALL ALUMINUM, 3 SECTION, 1 WAY	AS	3.00	\$971.60	\$2,914.80
0653-1 11	PEDESTRIAN SIGNAL, FURNISH & INSTALL LED COUNTDOWN, 1 WAY	EA	2.00	\$786.46	\$1,572.92
0665 1 11	PEDESTRIAN DETECTOR F&I, STANDARD	EA	2.00	\$297.82	\$595.64
0670 5140	TRAFFIC CONTROLLER ASSEMBLY, FURNISH & INSTALL MODEL 2070	AS	1.00	\$26,416.67	\$26,416.67
0700 5 21	INTERNALLY ILLUMINATED SIGN, FURNISH & INSTALL OVERHEAD MOUNT, UP TO 12 SF	EA	1.00	\$2,761.14	\$2,761.14
	SIGNAL OPTIMIZATION	EA	1.00	\$5,000.00	\$5,000.00
				<b>SIGNALIZATION TOTAL:</b>	<b>\$110,864.53</b>
				<b>SUBTOTAL:</b>	<b>\$118,654.41</b>
0101- 1-	MAINTENANCE OF TRAFFIC, MOT (20% x Subtotal)	LS	1.00	20.00%	\$23,730.88
0102- 1-	MOBILIZATION [20% x (Subtotal + MOT)]	LS	1.00	20.00%	\$28,477.06
	CONTINGENCY (15% of Subtotal)	LS	1.00	15.00%	\$17,798.16
	PE (30%)	LS	1.00	30.00%	\$35,596.32
	CEI (18%)	LS	1.00	18.00%	\$4,271.56
	RIGHT-OF-WAY ACQUISITION	LS	1.00	\$82,100.00	\$82,100.00
				<b>TOTAL:</b>	<b>\$310,628.40</b>

**Notes**

- 1 Average Unit Cost based on FDOT Historical Cost (Area 13 - 2020/01/01 to 2020/12/31)
- 2 \*Average Unit Cost Based on FDOT Statewide Cost ( 2020/07/01 to 2020/12/31)
- 3 Quantities shown are based on Proposed Conditions Diagrams and are subject to change.

Project #: 415239-4

PEDESTRIAN TRAFFIC SIGNAL

SR #: A1A

County: Miami-Dade

Alternate: 1

C.E. Date: 5/13/2021

Estimated No. of Parcels: 1

**PHASE**

4B	\$	32,000
41	\$	6,000
42	\$	-
43	\$	44,100
45	\$	-
46	\$	-
Total	\$	82,100

Comments: THE RIGHT OF WAY COST ESTIMATE FOR THIS PROJECT HAS BEEN ESTIMATED USING PRESENT DAY COSTS. THIS CE ADDRESSES ACQUIRING R/W NEEDED FOR A PEDERSTRIAN TRAFFIC SIGNAL ON THE NORTH-EAST CORNER PROPERTY OF SR A1A/HARDING AVE & 89th STREET. DUE TO THE EARLY STAGE OF THE STUDY, DEMOLITION COSTS ARE NOT ADDRESSED. WORK PROGRAM - NO



**Evaluation of Pedestrian Crossing  
SR A1A/Harding Avenue and SR A1A/Collins Avenue at 89 Street**

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**Attachment E-2: Cost Estimate for SR A1A/Collins Avenue**

**SR A1A / COLLINS AVENUE AT 89 STREET CROSSING**

Financial Project ID: 415239-4-32-01  
**OPINION OF PROBABLE COST**

PAY ITEM	DESCRIPTION	UNITS	QUANTITY	AVG UNIT COST	TOTAL
<b>ROADWAY</b>					
0110- 1- 1	CLEARING & GRUBBING	LS / AC	0.10	\$43,565.11	\$4,356.51
0110- 4- 10	REMOVAL OF EXISTING CONCRETE	SY	116.00	\$13.07	\$1,516.12
0327-70-1	MILLING EXIST ASPH PAVT, 1" AVG DEPTH	SY	1,587.00	\$4.45	\$7,062.15
0334- 1- 53	SUPERPAVE ASPHALTIC CONCRETE, TRAFFIC C, PG76-22	TN	88.00	\$109.38	\$9,625.44
0425 1351	INLETS, CURB, TYPE P-5, <10	EA	1.00	\$6,090.79	\$6,090.79
0425 1359	INLETS, CURB, TYPE P-5, MODIFY	EA	1.00	\$3,337.06	\$3,337.06
0425 1361	INLETS, CURB TYPE P-6, <10	EA	1.00	\$4,700.14	\$4,700.14
0425 2 41	MANHOLES, P-7, <10	EA	1.00	\$4,814.47	\$4,814.47
0425 11	MODIFY EXISTING DRAINAGE STRUCTURE	EA	1.00	\$4,300.00	\$4,300.00
0430 174 118	PIPE CULVER, OPTIONAL MATERIAL, ROUND, 18"SD	LF	45.00	\$67.46	\$3,035.70
0520- 1- 10	CONCRETE CURB & GUTTER, TYPE F	LF	146.00	\$17.49	\$2,553.54
0522- 2-	CONCRETE SIDEWALK AND DRIVEWAYS, 6" THICK	SY	56.00	\$53.05	\$2,970.80
<b>ROADWAY TOTAL:</b>					<b>\$54,362.72</b>
<b>SIGNING AND PAVEMENT MARKINGS</b>					
0700- 1- 11	SINGLE POST SIGN, F&I GROUND MOUNT, UP TO 12 SF	AS	8.00	\$299.94	\$2,399.52
*0706- 1- 1	RAISED PAVEMENT MARKER, TYPE B WITHOUT FINAL SURFACE MARKINGS	EA	24.00	\$4.96	\$119.04
0711- 11124	THERMOPLASTIC, STANDARD, WHITE, SOLID, 18" FOR DIAGONAL OR CHEVRONS	LF	99.00	\$2.18	\$215.82
0711- 11141	THERMOPLASTIC, STANDARD, WHITE, 2-4 DOTTED GUIDELINE / 6-10 GAP EXTENSION, 6"	GM	0.01	\$1,181.09	\$11.63
0711-14123	THERMOPLASTIC, PREFORMED, WHITE, SOLID, 12" FOR CROSSWALK	LF	193.00	\$8.99	\$1,735.07
0711-14125	THERMOPLASTIC, PREFORMED, WHITE, SOLID, 24" FOR CROSSWALK	LF	124.50	\$15.23	\$1,896.14
0711-14160	THERMOPLASTIC, PREFORMED, WHITE, MESSAGE	EA	1.00	\$282.84	\$282.84
0711-14170	THERMOPLASTIC, PREFORMED, WHITE, ARROW	EA	1.00	\$168.80	\$168.80
0711- 16101	THERMOPLASTIC, STANDARD-OTHER SURFACES, WHITE, SOLID, 6"	GM	0.081	\$3,944.64	\$319.01
<b>SAPM TOTAL:</b>					<b>\$7,147.86</b>
<b>SIGNALIZATION</b>					
0630 2 12	CONDUIT, FURNISH & INSTALL, DIRECTIONAL BORE	LF	500.00	\$17.84	\$8,920.00
0632 7 1	SIGNAL CABLE- NEW OR RECONSTRUCTED INTERSECTION, FURNISH & INSTALL	PI	1.00	\$5,354.82	\$5,354.82
0635 2 11	PULL & SPLICE BOX, F&I, 13" x 24" COVER SIZE	EA	14.00	\$673.47	\$9,428.58
0646 1 11	ALUMINUM SIGNALS POLE, PEDESTAL	EA	2.00	\$1,246.09	\$2,492.18
0649 21 6	STEEL MAST ARM ASSEMBLY, FURNISH AND INSTALL, SINGLE ARM 50'	EA	1.00	\$47,428.19	\$47,428.19
0650 1 14	VEHICULAR TRAFFIC SIGNAL, FURNISH & INSTALL ALUMINUM, 3 SECTION, 1 WAY	AS	2.00	\$971.60	\$1,943.20
0653-1 11	PEDESTRIAN SIGNAL, FURNISH & INSTALL LED COUNTDOWN, 1 WAY	EA	3.00	\$786.46	\$2,359.38
0665 1 11	PEDESTRIAN DETECTOR F&I, STANDARD	EA	2.00	\$297.82	\$595.64
0670 5140	TRAFFIC CONTROLLER ASSEMBLY, FURNISH & INSTALL MODEL 2070	AS	1.00	\$26,416.67	\$26,416.67

**SR A1A / COLLINS AVENUE AT 89 STREET CROSSING**

Financial Project ID: 415239-4-32-01  
**OPINION OF PROBABLE COST**

PAY ITEM	DESCRIPTION	UNITS	QUANTITY	AVG UNIT COST	TOTAL
0700 5 21	INTERNALLY ILLUMINATED SIGN, FURNISH & INSTALL OVERHEAD MOUNT, UP TO 12 SF	EA	1.00	\$2,761.14	\$2,761.14
N/A	SIGNAL TIMING OPTIMIZATION	LS	1.00	\$5,000.00	\$5,000.00
			<b>SIGNALIZATION TOTAL:</b>		<b>\$112,699.80</b>
<b>LIGHTING</b>					
0630 2 12	CONDUIT, FURNISH & INSTALL, DIRECTIONAL BORE	LF	50.00	\$17.84	\$892.00
0635 2 11	PULL & SPLICE BOX, F&I, 13" x 24" COVER SIZE	EA	2.00	\$673.47	\$1,346.94
0715 1 12	LIGHTING CONDUCTORS, F&I, INSUL,NO.8-6	LF	200.00	\$1.83	\$366.00
0715 1 60	LIGHTING CONDUCTORS,REMOVE AND DISPENSE, CONTRACTOR OWNS	LF	200.00	\$0.11	\$22.00
0715 4 13	LIGHT POLE COMPLETE, FURNISH & INSTALL STANDARD POLE STANDARD FOUNDATION, 40' MOUNTING HEIGHT	EA	1.00	\$5,579.69	\$5,579.69
0715 4 70	LIGHT POLE COMPLETE, REMOVE POLE AND FOUNDATION	EA	2.00	\$529.75	\$1,059.50
0715 500 1	POLE CABLE DISTRIBUTION SYSTEM, CONVENTIONAL	EA	1.00	\$808.39	\$808.39
			<b>LIGHTING TOTAL:</b>		<b>\$10,074.52</b>
			<b>SUBTOTAL:</b>		<b>\$184,284.91</b>
0101- 1-	MAINTENANCE OF TRAFFIC, MOT (20% x Subtotal)	LS	1.00	20.00%	\$36,856.98
0102- 1-	MOBILIZATION [20% x (Subtotal + MOT)]	LS	1.00	20.00%	\$44,228.38
N/A	CONTINGENCY (15% of Subtotal)	LS	1.00	15.00%	\$27,642.74
N/A	PE (30%)	LS	1.00	30.00%	\$55,285.47
N/A	CEI (18%)	LS	1.00	18.00%	\$6,634.26
			<b>TOTAL:</b>		<b>\$354,932.73</b>

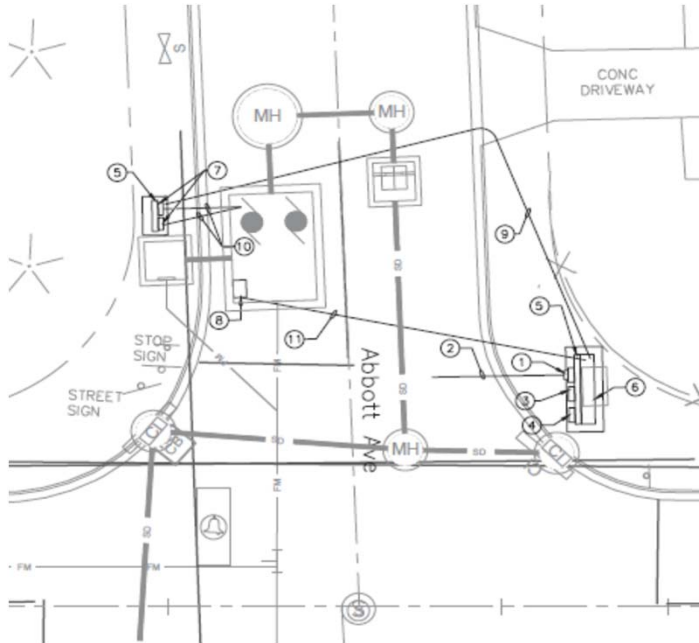
**Notes**

- 1 Average Unit Cost based on FDOT Historical Cost (Area 13 - 2020/01/01 to 2020/12/31)
- 2 \*Average Unit Cost Based on FDOT Statewide Cost ( 2020/07/01 to2020/12/31)
- 3 Quantities shown are based on Proposed Conditions Diagrams and are subject to change.



**Abbott Avenue Drainage Improvements**

**Picture**



**Current Project Phase**

Design and Permitting Phase

**Project Contact Information**

Department	Public Works
Director	Hector Gomez
Engineer of Record	Keith Engineering
Architect of Record	NA
Project Management	NA

**Funding**

<i>Total Budgeted*</i>	\$3,850,000
<i>Budget Approval Date</i>	September 28, 2022
<i>Commission Authorization to Expend Date</i>	TBD - Administration will seek authorization to expend upon awarding work to contractor

\* - Construction and CEI budget

**Scope**

The project is currently in its design and permitting phase. The construction will entail the addition of two new pump stations with respective force main in order to alleviate flooding on Abbott Avenue from 90<sup>th</sup> Street to 94<sup>th</sup> Street.

**Project Timeline**

	<u>Phase Start</u>	<u>Phase End</u>
<i>Engineering and Design</i>	<i>March 2022</i>	<i>December 2022</i>
<i>Permitting</i>	<i>August 2022</i>	<i>January 2023</i>
<i>Procurement (est.)</i>	<i>March 2023</i>	<i>June 2023</i>
<i>NTP for Construction (est.)</i>	<i>July 2023</i>	<i>NA</i>
<i>Construction (est.)</i>	<i>July 2023</i>	<i>May 2024</i>

**Project Update**

Keith Engineering submitted for permitting and documents are being reviewed by respective agencies. A bid package composition meeting is being scheduled. Refer to engineering schedule provided.



ID	Task Name	Duration	Start	Finish	Qtr 4, 2021	Qtr 1, 2022	Qtr 2, 2022	Qtr 3, 2022	Qtr 4, 2022	Qtr 1, 2023
1	Topographic Survey	65 days	Mon 11/8/21	Fri 2/4/22						
2	Horizontal Designation Services	65 days	Mon 11/8/21	Fri 2/4/22						
3	Location Services	20 days	Mon 4/11/22	Fri 5/6/22						
4	Utility Mapping	65 days	Mon 11/8/21	Fri 2/4/22						
5	Geotechnical Exploration and Report	20 days	Mon 7/25/22	Fri 8/19/22						
6	Preliminary Engineering (30%)	45 days	Mon 2/7/22	Fri 4/8/22						
7	Town Review of Preliminary Engineering Documents	5 days	Mon 4/11/22	Fri 4/15/22						
8	60% Construction Documents	60 days	Mon 5/2/22	Fri 7/22/22						
9	Town Review of 60% Engineering Documents	5 days	Mon 7/25/22	Fri 7/29/22						
10	90% Construction Documents	30 days	Mon 8/1/22	Fri 9/9/22						
11	Engineering Permitting	45 days	Mon 9/12/22	Fri 11/11/22						
12	100% Construction Documents	10 days	Mon 11/14/22	Fri 11/25/22						
13	Town 100% Construction Documents Review	5 days	Mon 11/28/22	Fri 12/2/22						
14	Bidding Services	30 days	Mon 12/5/22	Fri 1/13/23						

Task	Manual Task	Project Summary	Start-only	Deadline
Task				
Split				
Milestone				
Summary				





## Town Drainage Improvement and Flood Hazard Mitigation Plan

### Picture

**TOWN OF SURFSIDE  
DRAINAGE IMPROVEMENT &  
FLOOD HAZARD MITIGATION  
TOWN HALL**

Join the Department of Public Works along with the engineering team during our next Town Hall to discuss flooding and stormwater drainage improvements. Public feedback will be solicited!



**Thursday, October 27, 2022  
6:30 PM  
Hybrid Meeting**

<p><b>ADDRESS</b> 9301 Collins Ave, Fishbowl Room, Surfside, FL 33154</p>	<p><b>ZOOM</b> Meeting ID: 830 8298 9107 Passcode: 274109</p>
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### Current Project Phase

Planning Phase (information gap alignment and modeling)

### Project Contact Information

Department	Public Works
Director	Hector Gomez
Engineer of Record	Kimley Horn
Architect of Record	N/A
Project Management	Kimley Horn

### Funding

<i>Total Budgeted</i>	\$255,000
<i>Budget Approval Date</i>	September 23, 2021
<i>Commission Authorization to Expend Date</i>	June 14, 2022 Commission Meeting

### Scope

The stormwater master plan, which is partially grant funded, will create a comprehensive Town infrastructure planning document geared towards understanding Town localized flooding issues and provide a project bank of projects for the Town to implement as part of the Capital Improvement Plan.

### Project Timeline

*Data Collection and Analysis*  
*Stormwater Model*  
*Adaptation Strategy*  
*Master Plan*

### Phase Start

*July 2022*  
*November 2022*  
*March 2023*  
*May 2023*

### Phase End

*November 2022*  
*February 2023*  
*May 2023*  
*August 2023*

### Project Update

Refer to engineer schedule provided for deliverables.





## Collins Avenue Water Main Design and Permitting

### Picture



### Current Project Phase

Engineering and Design Phase

### Project Contact Information

Department	Public Works
Director	Hector Gomez
Engineer of Record	Nova Consulting
Architect of Record	N/A
Project Management	Nova Consulting

### Funding

Total Budgeted	\$340,206
Budget Approval Date	September 28, 2022
Commission Authorization to Expend Date	August 9, 2022

### Scope

The current undersized water main on Collins Avenue is past its use life and requires upsizing with replacement. The Town sought and obtained a grant for design services for the project. The water main currently services all the facilities along the Collins Avenue corridor.

### Project Timeline

Survey and Geotechnical  
 60% Design  
 90% Design  
 Permitting  
 Procurement Phase (est.)  
 Constuction (est) - TBD

### Phase Start

November 2022  
 March 2023  
 June 2023  
 April 2023  
 TBD  
 TBD

### Phase End

July 2023  
 May 2023  
 September 2023  
 November 2023  
 TBD  
 TBD

### Project Update

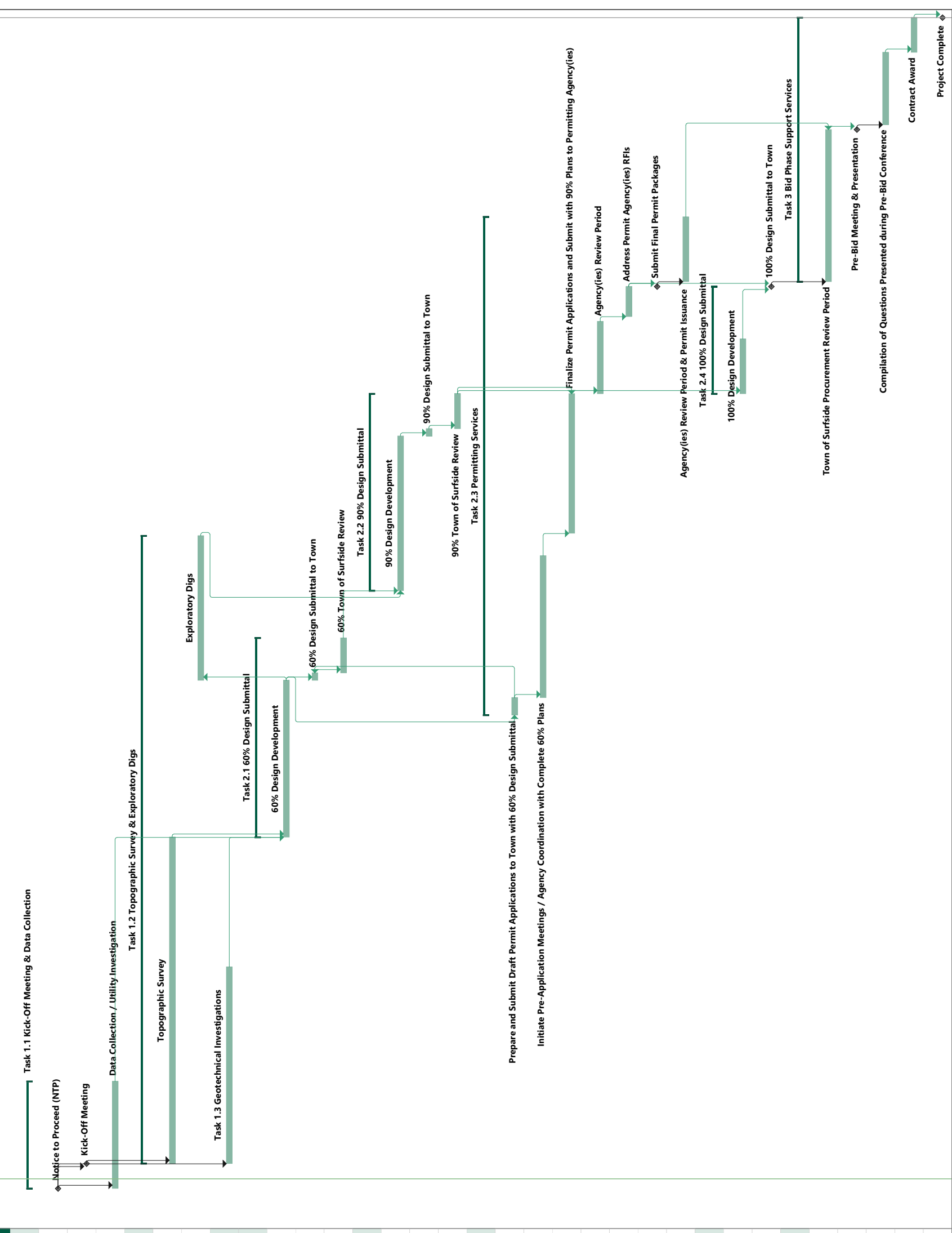
The Town provided Nova Consulting a Purchase Order to commence work during October 2022. The purchase order and funding is only up to the procurement phase of the project. No construction funding has been allocated at this time. Construction phase can't be estimated until construction funding is secured.

Town of Surfside: Public Works Division - Replacement of Approximately 5,920 LF of Existing 8-inch CIP Water Main with 12-inch PVC C-900 Pipe along Collins Avenue



Replacement of 8-inch CIP Water Main w/ 12-inch PVC C-900 along Collins Avenue

Task ID/Task Name	Start	Finish	Duration (Business Days)
<b>1 Replacement of 8-inch CIP Water Main w/ 12-inch PVC C-900 along Collins Avenue</b>	<b>Mon 10/17/22</b>	<b>Mon 1/29/24</b>	<b>329 days</b>
2 Task 1.1 Kick-Off Meeting & Data Collection	Mon 10/17/22	Mon 11/28/22	30 days
3 Notice to Proceed (NTP)	Mon 10/17/22	Mon 10/17/22	0 days
4 Kick-Off Meeting	Thu 10/27/22	Thu 10/27/22	0 days
5 Data Collection / Utility Investigation	Mon 10/17/22	Mon 11/28/22	30 days
6 Task 1.2 Topographic Survey & Exploratory Digs	Thu 10/27/22	Wed 7/5/23	175 days
7 Topographic Survey	Thu 10/27/22	Mon 3/5/23	90 days
8 Exploratory Digs	Tue 5/9/23	Wed 7/5/23	40 days
9 Task 1.3 Geotechnical Investigations	Thu 10/27/22	Fri 1/13/23	55 days
10 Task 2.1 60% Design Submittal	Tue 3/7/23	Thu 5/25/23	58 days
11 60% Design Development	Tue 3/7/23	Mon 5/8/23	45 days
12 60% Design Submittal to Town	Tue 5/9/23	Thu 5/11/23	3 days
13 60% Town of Surfside Review	Fri 5/12/23	Thu 5/25/23	10 days
14 Task 2.2 90% Design Submittal	Wed 6/14/23	Thu 8/31/23	56 days
15 90% Design Development	Wed 6/14/23	Mon 8/14/23	43 days
16 90% Design Submittal to Town	Tue 8/15/23	Thu 8/17/23	3 days
17 90% Town of Surfside Review	Fri 8/18/23	Thu 8/31/23	10 days
18 Task 2.3 Permitting Services	Tue 4/25/23	Fri 11/10/23	141 days
19 Prepare and Submit Draft Permit Applications to Town with 60% Design Submittal	Tue 4/25/23	Mon 5/1/23	5 days
20 Initiate Pre-Application Meetings / Agency Coordination with Complete 60% Plans	Tue 5/2/23	Tue 6/27/23	40 days
21 Finalize Permit Applications and Submit with 90% Plans to Permitting Agency(ies)	Fri 7/7/23	Thu 8/31/23	40 days
22 Agency(ies) Review Period	Fri 9/1/23	Fri 9/29/23	20 days
23 Address Permit Agency(ies) RFIs	Mon 10/2/23	Fri 10/13/23	10 days
24 Submit Final Permit Packages	Fri 10/13/23	Fri 10/13/23	0 days
25 Agency(ies) Review Period & Permit Issuance	Mon 10/16/23	Fri 11/10/23	20 days
26 Task 2.4 100% Design Submittal	Fri 9/1/23	Fri 10/13/23	30 days
27 100% Design Development	Fri 9/1/23	Fri 9/22/23	15 days
28 100% Design Submittal to Town	Fri 10/13/23	Fri 10/13/23	0 days
29 Task 3 Bid Phase Support Services	Mon 10/16/23	Mon 1/29/24	75 days
30 Town of Surfside Procurement Review Period	Mon 10/16/23	Fri 12/15/23	45 days
31 Pre-Bid Meeting & Presentation	Fri 12/15/23	Fri 12/15/23	0 days
32 Completion of Questions Presented during Pre-Bid Conference	Mon 12/18/23	Mon 1/15/24	20 days
33 Contract Award	Tue 1/16/24	Mon 1/29/24	10 days
34 Project Complete	Mon 1/29/24	Mon 1/29/24	0 days



Project: Replacement of 8-inch CIP w/ 12-inch PVC C-900 along Collins Avenue  
 Date: Fri 10/21/22



## Water Activity Pool (Tot Lot) Water Play Structure

### Picture



### Current Project Phase

Apparatus has been ordered. Waiting on delivery of item.

### Project Contact Information

Department	Parks and Recreation
Director	Tim Milian
Engineer of Record	N/A
Architect of Record	N/A

### Funding

Total Budgeted	\$12,500
Budget Approval Date	September 28, 2022
Commission Authorization to Expend Date	N/A

### Scope

The current water tot lot structure (Sand Dollar) has extensive wear and tear. The structure has been repaired multiple times over the past 2 years due to safety reasons. Due to the material of the structure and high exposure to direct sunlight and chemicals, it deteriorates at a rapid pace. Staff will be purchasing new water structure that requires minimal maintenance, has a longer lifespan and is safe for all patrons using the pool.

### Project Timeline

Procurement		
Construction/Installation (est.)		

### Phase Start

October 2022
March 2023

### Phase End

November 2022
March 2023

### Project Update

No procurement required for this project. Purchase order has been issued and was provided to the vendor. The estimated arrival date is 4 weeks. Still awaiting delivery of the item. P&R will hire a company to install the structure during the pool maintenance week in March when the pool is closed.





## A/C Replacement Units - Community Center

### Picture



### Current Project Phase

Procurement phase

### Project Contact Information

Department	Parks and Recreation
Director	Tim Milian
Engineer of Record	N/A
Architect of Record	N/A

### Funding

Total Budgeted	\$140,000
Budget Approval Date	September 28, 2022
Commission Authorization to Expend Date	Tentative January 10, 2023

### Scope

The current AC units at the Community Center has a lifespan of over 10 years. The units are heavily corroded and has extensive wear and tear. The units often breaks down resulting high repair costs. The Town will be procuring new units for the entire community center including the concession stand, lifeguard office, fish bowl, and shark tank. These new units will meet EPA regulations. The cost includes: new Trane condensers with coal coatings, climate changing AHU with SS Drain pan, Coil casing, energy recovery ventilators, new aluminum I-beams to help prevent dirt and debris from corroding the units.

### Project Timeline

Procurement

Notice to Proceed and Kick off (est.)

Construction/Replacement (est.)

### Phase Start

October 2022

January 2023

February 2023

### Phase End

December 2022

January 2023

April 2023

### Project Update

Awaiting one additional vendor proposal. Parks Department working with Town Attorney to draft contract.



## Dog Park Enhancements

### Picture



### Current Project Phase

Construction/Replacement Phase

### Project Contact Information

Department	Parks and Recreation
Director	Tim Milian
Engineer of Record	N/A
Architect of Record	N/A

### Funding

Total Budgeted	\$10,500
Budget Approval Date	September 28, 2022
Commission Authorization to Expend Date	N/A

### Scope

The Dog Park is being used to full capacity and we are usually faced with safety concerns due to the sod being uneven and having a lot of holes. There current equipment at the park is very old and has extreme wear and tear. It has been over 10 years since the Dog Park has been enhanced. The new enhancements will provide patrons with new dog amenities, benches, trash receptacles and new sod.

### Project Timeline

	<u>Phase Start</u>	<u>Phase End</u>
Procurement	October 2022	October 2022
Notice to Proceed and Kick off	October 2022	October 2022
Construction/Replacement	October 2022	December 2022

### Project Update

All Items have been received and staff will be working on installation/upgrades during the month of December





## Dune Resiliency and Beautification Upgrade

### Picture



### Current Project Phase

Scoping Phase

### Project Contact Information

Department	Public Works
Director	Hector Gomez
Engineer of Record	TBD
Architect of Record	TBD
Project Management	TBD

### Funding

Total Budgeted	\$72,000
Budget Approval Date	September 28, 2022
Commission Authorization to Expend Date	TBD

### Scope

The Commission tasked Town administration to promote both dune beautification and resiliency improvements. Town administration is seeking engineering and design services in order to meet the objective in a manner that is Florida Friendly and promotes the natural plant diversity of the dunes.

### Project Timeline

	<u>Phase Start</u>	<u>Phase End</u>
Procuring of Engineering	December 2022	January 2023
Plan and Study (est.)	February 2023	October 2023
Design (est.)	October 2023	November 2023
Permitting (est.)	November 2023	January 2024
Grant Agreement and Grant Funding (est.)	December 2022	February 2024
Construction (est.)	March 2024	December 2024

### Project Update

Town is engaging with one of the pool engineering firms (Kimley Horn) to develop a scope of services for this task. Town obtained approval for Florida Department of Environmental Protection (FDEP) grant funding and will soon engage in grant agreement process. More detail on project timeline and budget will be known as the grant agreement process progresses.





**Town-Wide Manhole Rehabilitation Project**

**Picture**



**Current Project Phase**

Construction Phase

**Project Contact Information**

Department	Public Works
Director	Hector Gomez
Engineer of Record	300 Engineering
Architect of Record	N/A

**Funding**

<i>Total Budgeted</i>	\$250,000
<i>Budget Approval Date</i>	September 28, 2022
<i>Commission Authorization to Expend Date</i>	October 12, 2022

**Scope**

Manhole structures are susceptible to aging and deteriorating, threatening the integrity of the entire sanitary system. This can lead to water infiltration which then needs to be processed and treated with the process costing the Town beyond what is budgeted and expected. 300 Engineering, through the Sanitary Sewer Evaluation Survey Smoke Testing Project, has identified 64 manholes within the Town which require rehabilitation. 300 Engineering will perform the Construction Administration, Inspection (CA&I) and reporting services for quality control monitoring during the Sewer Manholes Rehabilitation course of construction. Atlantic Pipe Services, LLC will be the contractor performing the work and will be contracted using a piggyback contract from St Johns County, Florida.

**Project Timeline**

	<u>Phase Start</u>	<u>Phase End</u>
<i>Procurement</i>	<i>October 2022</i>	<i>November 2022</i>
<i>Notice to Proceed &amp; Kick off</i>	<i>November 2022</i>	<i>November 2022</i>
<i>Construction</i>	<i>December 2022</i>	<i>February 2023</i>
<i>Submittal to DERM-RER</i>	<i>March 2023</i>	<i>March 2023</i>

**Project Update**

300 Engineering has composed all the evaluations needed for the contractor to start performance of work. Town Administration received funding expenditure approval for engineering and construction services from Town Commission during October 2022 Commission meeting. Work is scheduled to start during December 2022.

Manhole Rehabilitation  
Baseline Schedule

Task	2022									2023												2024											
	Sept	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June	July	Aug	Sept	Oct	Nov	Dec					
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Notes:  
 - Projected  
 - Completed



**TOWN OF SURFSIDE**

**Office of the Town Attorney**  
MUNICIPAL BUILDING  
9293 HARDING AVENUE  
SURFSIDE, FLORIDA 33154-3009  
Telephone (305) 993-1065

**TO: Mayor and Town Commission**

**FROM: Lillian M. Arango and Tony Recio, Town Attorney**  
**Weiss Serota Helfman Cole & Bierman, P.L.**

**CC: Andrew Hyatt, Town Manager**  
**Jason Greene, Assistant Town Manager**

**DATE: December 6, 2022**

**SUBJECT: Office of the Town Attorney Report for December 13, 2022 Regular Commission Meeting**

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**This Firm attended/prepared and/or rendered advice for the following Commission meetings and workshops, public meetings and workshops, and Board and Committee meetings during the past month:**

November 9, 2022 – Tourist Board Meeting

November 15, 2022 – Town Commission Workshop

November 15, 2022 – Special Town Commission Meeting

November 15, 2022 – Regular Town Commission Meeting

November 29, 2022 – Special Town Commission Meeting – Quasi-Judicial Hearings

December 5, 2022 – Tourist Board Meeting

Members of the firm assisted with the agendas and drafted the resolutions and ordinances where necessary for the above noted meetings, in addition to drafting or assisting with the preparation of a number of the communications and reviewing, revising and, as appropriate, negotiating the legal requirements of the relative agreements and supporting documents.

Various members of the Firm have and continue to assist the Town in the aftermath of the CTS Collapse, including public records and media requests, ongoing causation investigations at the CTS Site and off-site facilities, and interaction with KCE Engineering (Allyn Kilsheimer) and NIST representatives. Most recently, this office participated in finalizing settlement agreements, including finalizing a Settlement Agreement among all parties and the Town contributing Town insurance proceeds towards the victims' settlement fund.

### **Commission Support:**

Attorneys of the firm have worked with the Mayor and members of the Town Commission to provide orientation sessions and required Ethics training, including Sunshine Law and Public Records, and address concerns and research specific issues and policy initiatives, and are always available, either in the office or by phone or email. We appreciate your support as we commence our sixth year of service and work in implementing the elected Mayor and Town Commission's policy directives.

### **Staff Support:**

Members of the Firm continue to assist the Town administration and staff, as well assist boards and committees, with application review, contract and agreement review; preparation of ordinances as directed by the Commission; procurement and purchasing, various solicitations for Town services and providers (RFQs and RFPs) and agreements; IT related agreements; Parks & Recreation Department contracts and services; Tourist Board purchases and agreements; Code enforcement and interpretation, and attendance at Special Master Hearings upon request; beach furniture operator permits and administration; ethics issues and complaints; police matters and agreements, forfeiture, public records and complaints; building permit and enforcement issues; public records and media requests; litigation representation and support, subpoenas, oversight and case management; Town Code interpretation and application; labor, employment and pension matters; assistance with negotiations and approval with the AFSCME Florida Council 79 for Town civilian employees; EEOC complaints, and employee complaints of discrimination; resident ethics complaints and inquiries; various procurements and service provider contracts for Town Departments, including Contract for Construction for Town Hall front office remodeling, RFP and resulting award of Agreements for Disaster Debris Monitoring Services and Debris Removal Services, and procurement and contracts associated with design and construction at 96<sup>th</sup> Street Park; Beach Furniture Services at Community Center; Zoning Code issues and ordinances; and implementation of utilities undergrounding project.

## **Key Issues:**

The workload has been diverse and has included specific issue support to every department. Key issues over the past year have included:

- Assistance and Response to AFSCME Florida Council 79 Union Representation Certification Petition for Civilian Town Employees
  - Resolution in Support of Closing Byron Avenue at 96 Street and/or Other Traffic Mitigation Measures
  - Resolution Approving Agreement with Savino Miller for Design of 96<sup>th</sup> Street Park, and corresponding Professional Services Agreement
  - Resolution Approving Agreement with HPF Associates for Project Management Support Services for Undergrounding of FPL and Utilities Project, and corresponding Professional Services Agreement
  - Resolution in Support of Closing Bay Drive at 96 Street and/or Other Traffic Mitigation Measures
  - Resolution Approving an Agreement with Keith and Associates for Study and Design of Abbott Avenue Drainage Improvements
  - Resolution Approving Project Agreement with KCI Technologies, Inc. for Utility Undergrounding Services for Phase I Preparation of Utility Coordination Plans Pursuant to Continuing Services Agreement for Professional Engineering Services; Preparation of Project Agreement
  - Resolution Approving Project Agreement with Nova Consulting, Inc. for Utilities Engineering Retainer Services Pursuant to Continuing Services Agreement for Professional Engineering Services; Preparation of Project Agreement
  - Resolution Approving Project Agreement with Keith and Associates, Inc. for Stormwater Engineering Retainer Services Pursuant to the Continuing Services Agreement for Professional Engineering Services; Preparation of Project Agreement
  - Resolution Approving First Amendment to the Agreement with Zambelli Fireworks Manufacturing Co. for 2021 Fourth of July Fireworks Show Services; Preparation of First Amendment to Agreement
  - Resolution for Quasi-Judicial Hearing Regarding Amended Site Plan Application for the Property Located at 9133-0149 Collins Avenue (Seaway)
  - Resolution for Quasi-Judicial Hearing Approving and Accepting Waiver of Plat for 8712 Byron Avenue
  - Resolution for Quasi-Judicial Hearing Approving/Denying Site Plan Application for 8851 Harding Avenue
  - Contract for Construction for Biscaya Subaqueous Water Main Crossing
  - Resolution Approving Project Agreement with Alvarez Engineers, Inc. for Structural Plan Review Services Pursuant to Continuing Services Agreement for Professional Engineering Services; Authorizing Expenditure of Funds
  - Resolution Approving Renewal of Term of Agreement for Food and Beverage Concession Services with Hamsa, LLC D/B/A Surf-N-Sides for the Surfside Community Center; Authorizing the Town Manager To Execute a Second Amendment to the Agreement; Preparation of Second Amendment to Concession Agreement
-



- Resolution Approving Emergency Repair Work for the Town Hall Air Conditioning System's Chiller and Coils Replacement from Smart Air Systems, Inc.
  - Resolution Ratifying an Amendment to the Off-Street Variable Parking Rate and Time Limitation Schedule for Municipal Parking Lots
  - Resolution Approving an Engagement Letter with Marcum LLP for Financial Auditing Services for Fiscal Year Ending September 30, 2021
  - Resolution Approving a Memorandum of Understanding Between the Town and The Florida Department of Law Enforcement Relating to Investigations of Incidents Involving the Use of Deadly Force by Law Enforcement Officers
  - Resolution for Quasi-Judicial Hearing – Waiver of Plat for 8712 Byron Avenue
  - Resolution for Quasi-Judicial Hearing – Site Plan Approval for 8851 Harding Avenue
  - Resolution for Quasi-Judicial Hearing – Site Plan Amendment for Seaway Condominium 9133-9149 Collins Avenue (2019 Historical Certificate of Appropriateness)
  - Temporary Revocable License Agreement with Curative for Covid-19 Testing at Town Hall, and Corresponding Resolution Approving Same
  - Debris Monitoring Procurement and Contract
  - Resolution Approving Project Agreement with Alvarez Engineers, Inc. for Structural Plan Review Services
  - Resolution Approving Declaration of State of Emergency for CTS Building Collapse
  - PSA Agreement with Haggerty Consulting (FEMA compliance)
  - PSA Agreement with KCE Structural Engineers for Structural Engineering Consultation CTS Building Collapse
  - PSA Agreement with The News Directors (Communications and Media Response)
  - Agreement with the Italian Space Agency Re Images on the CTS Building Collapse
  - Annual Solid Waste Assessment FY 2021/22
  - Resolution Urging Biden Administration to Condemn Cuban Government's Handling of Pro-Democracy Protests and Support of the Cuban People
  - Resolution Approving Keith Engineering for Design Phase of Abbott Avenue Drainage Improvements
  - Resolution Awarding Star Cleaning USA for Street Sweeping Services and Agreement
  - Agreement with BOOST Media for Emergency Response Website CTS Building Collapse
  - Agreement with JUST FOIA for Public Records Request Software
  - Resolution Approving a Purchase Order to The Corradino Group, Inc. to Perform Traffic Engineering Services for 88<sup>th</sup> Street Corridor Multiway Stop Warrant Study
  - Resolution Approving Pelican Harbor Donation
  - Resolution Accepting a \$107,500 Community Development Block Grant – Mitigation Program (CDBG-MIT) from the Florida Department of Economic Opportunity (DEO) to Develop a Drainage Improvement Plan for the Town's Stormwater System
-

- MOU and Resolution Approving the Memorandum of Understanding (MOU) Between the Town, the Village of Bal Harbour, and the Town of Bay Harbor Islands to Fund the Cost of a School Resource Officer for Ruth K. Broad K-8 Center School
- Resolution Approving the Final Design Development Plans for 96<sup>th</sup> Street Park Project Prepared by Savino & Miller Design Studio, P.A.
- Resolution Approving Employee Health Benefits Contracts for Fiscal Year 2021/2022
- Resolution Accepting an Allocation of \$2,830,324 in Coronavirus State and Local Fiscal Recovery Funds from the U.S. Department of Treasury Under the American Rescue Plan Act; Review of American Rescue Plan Act Coronavirus Local Fiscal Recovery Fund Agreement
- Ordinance Side Setbacks for H120 District
- Resolutions Approving Tentative Millage Rate and Budget for FY 2022 (1<sup>st</sup> Budget Hearing)
- Resolutions Approving Final Millage Rate and Budget for FY 2022 (2<sup>nd</sup> Budget Hearing)
- Resolution Authoring Expenditure of Funds to KCE Structural Engineers for Task 2 Engineering Analysis and Destructive Testing
- Resolution Approving Project Agreement with 300 Engineering Group, P.A. for Sanitation Sewer Evaluation Survey and Smoke Testing Services for the Town's Sanitary Sewer System
- Resolution Approving a Federally Funded Subaward and Grant Agreement with Florida Department of Emergency Management (FDEM) for Public Assistance Grant Program Eligibility in Connection with Federal Emergency Management Agency (FEMA) Disaster Declaration No. 2560-EM-FL Relating Champlain Towers Building Collapse.
- Resolution Approving the Submission of Grant Applications For Town Projects Between October 1, 2021 and September 30, 2022; Subject to and Pending Final Acceptance of Awarded Funds and Approval of Grant Agreements by Town Commission
- Resolution Expressing Support for the Sister Bays Program and Urging Coastal Communities Throughout the County to Support the Program; Encouraging the Miami-Dade County Board of County Commissioners to Develop a Memorandum Of Understanding for The Sister Bays Program
- Resolution Approving a Voluntary Cooperation and Operational Assistance Mutual Aid Agreement with the City of North Miami
- Resolution Approving Fiscal Year 2021/2022 Police Forfeiture Fund Expenditures
- Resolution Approving Budget Amendment No. 11 for Fiscal Year 2020/2021 Budget
- Resolution Approving Purchase of Services from Kofile Technologies, Inc. for Preservation. Archival and Digitization of Historical Town Documents
- Resolution Approving the Purchase of a Town Hall Fire Alarm System Upgrade from Sciens Building Solutions, LLC c/o Empire Fire Safety
- Resolution Urging the Florida Public Service Commission (PSC) to Reject Florida Power & Light's (FPL) Request for a Base Rate Increase and Rate Unification, and to Reject the Proposed \$25 Per Month Minimum Charge

- Resolution Approving Budget Amendment No. 1 for Fiscal Year 2022 Budget
- Resolution Approving the Renewal of Agreement with Thomson Reuters West Publishing Corporation for Clear Investigative Tool for Fiscal Years 2022-2024
- Resolution Calling for a Town Of Surfside Special Election to be Held on March 15, 2022 for a Bond Referendum Issuance of General Obligation Bonds for the Purpose of Undergrounding of Utilities
- Resolution Calling for a Town of Surfside Special Election on March 15, 2022 for the Purpose of Submitting to the Electorate a Proposed Amendment to the Town Charter Regarding Lot Area, Building Height For Beachfront Properties, and Increasing Minimum Required Electoral Vote to 60% to Repeal or Amend Section 4 of the Charter
- Resolution Calling for a Town of Surfside Special Election on March 15, 2022 for Proposed Amendments to the Town Charter at Article IX. – “Miscellaneous Provisions,” Adding Section 149 - “Hedges In Single-Family Residential Lots”, to Provide That Six (6) Foot Hedges Shall be Permitted on Single-Family Lots
- Resolution Calling for a Town of Surfside Special Election on March 15, 2022 for Proposed Amendments to the Town Charter at Article IX. – “Miscellaneous Provisions,” Adding Section 150 - “Prohibition on Storage of Privately-Owned Property Overnight on Beach” to Provide for a Prohibition on the Storage of Privately-Owned Property overnight on the Beach
- Resolution Calling for a Town of Surfside Special Election on March 15, 2022 for Proposed Amendments to the Town Charter Section 7 - “Salary”, to Provide for Payment of an Annual Salary for Mayor and Commissioners and Single Health Insurance Benefit
- Resolution Approving an Agreement with Alves Sports Group, LLC for the Town’s Youth Soccer Program and with GM Sports Tennis, LLC for the Town’s Youth Tennis Program
- Resolution Approving Purchase Of Four (4) 2022 Ford Police Interceptor Utility Vehicles, Together With Emergency Lighting Equipment, Graphics, and Radio Equipment for Each Police Vehicle
- Resolution Approving Purchase of New Cellular Encoders Together with Cloud-Based Hosting Services from Badger Meter, Inc. to Replace Existing Encoders Used to Transmit Water Meter Information to Town Hall
- Ordinance Securing Construction Sites, Safety and Other Requirements
- Ordinance Creating Section 14-3, “Recertification of Existing Buildings”, in Article I. – “In General”, of Chapter 14 - Buildings and Building Regulations”, to Adopt and Incorporate Section 8-11. – “Existing Buildings” of the Miami-Dade County Code of Ordinances with Modifications in Furtherance of the “Don’t Wait, Accelerate” Plan to Improve Building Safety.
- Resolution Authorizing and Approving Additional Expenditure of Funds to Special Counsel, Leech Tishman Fuscaldo & Lampl, regarding the Appeal of the Federal Aviation Administration’s (FAA’s) South Central Florida Metroplex Project (Metroplex), for Legal Fees and Consultant’s Services
- Resolution Approving a First Amendment to the Revocable, Non-Exclusive License Agreement with Curative Inc. to Extend the Term of the Agreement; Approving the Extension of the Temporary Use Permit Issued to Curative Inc.

Beyond the Initial Ninety (90) Day Term to Allow the Continued Utilization of a Covid-19 Testing Kiosk Pursuant to Section 90-36.1 of the Town Code

- Resolution Approving and Authorizing the Expenditure of Budgeted Funds in an amount not to exceed \$145,000 to Implement the 89<sup>th</sup> Street Beach End Capital Improvement Project (CIP)
  - Resolution Approving and Authorizing the Expenditure of Funds in an amount not to exceed \$50,000 to Engage Marlin Engineering, Inc. for a Downtown Walkability and Design Study
  - Resolution Approving the Opioid Settlement Interlocal Agreement with Miami-Dade County Governing the Use of Opioid Settlement Funds Allocated to the Miami-Dade County Regional Fund.
  - Resolution Approving Budget Amendment No. 2 for Fiscal Year 2022 Budget
  - Resolution Approving an Amendment to Resolution No. 13-Z-06 for the Surf Club Property Located at 9011 Collins Avenue to Amend Condition No. 19, of Section IV., Requiring Design and Construction of a Lifeguard Stand and Payment of Operational Costs, and Providing for a One-Time Payment to the Town In Lieu Thereof for 96<sup>th</sup> Street Park Renovations
  - Resolution Directing the Manager to Pursue the Closure of 88<sup>th</sup> Street East of Collins Avenue to Vehicular Traffic for the Purpose of Providing a Memorial Park and Pedestrian Plaza Honoring the Victims of the Champlain Towers South Collapse
  - Resolution Approving Budget Amendment No. 3 for Fiscal Year 2022 Budget
  - Resolution Urging the Florida Legislature to Oppose Senate Bill 280, Which Would Allow Individuals and Entities to Delay Enactment of Local Ordinances by Filing Lawsuits that Allege an Ordinance is Arbitrary or Unreasonable
  - Resolution Reaffirming Town's Commitment to Condemn Anti-Semitic, Hateful And Hurtful Messages And Behavior, Including Reaffirmation of the Provisions of Section 54-2 of Town's Code, "Consideration Of Anti-Semitism And Hate Crimes In Enforcing Laws" and Supporting an Amendment to Section 54-2 to Broaden the Definition of Anti-Semitism as Outlined Herein
  - Ordinance Amending the Town Code of Ordinances by Amending Section 90-57. - "Marine Structures", to Provide for Regulations for Construction of Docks, Piers and Moorings on Waterfront Lots;
  - Ordinance Implementing "Accelerate, Don't Wait", Approach for 30-year Recertification of Threshold Buildings
  - Ordinance Amending Section 90-2. "Definitions", to Delete the Definition for "Gross Acre" and to Revise Definitions for "Height," "Lot Area," And "Lot Coverage"
  - Ordinance Creating Article V – "Construction Sites", Consisting of Section 14-104 "Securing of Construction Sites, Safety, and Other Requirements", of Chapter 14 - "Buildings and Building Regulations"
  - Ordinance Amending Section 54-2. - "Consideration of Anti-Semitism and Hate Crimes In Enforcing Laws", to Strengthen and Amend the Definition and Examples of Anti-Semitism, Including Examples of Anti-Semitism Related to Israel
  - Resolution Expressing Opposition to Proposed Florida Senate Bill 1024 and House Bill 741, "Net Metering," Revising Legislative Findings Relating to Redesign of Net Metering to Avoid Cross-Subsidization of Electric Service Costs Between Classes of Ratepayers
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- Resolution Urging the Court to Consider Disbursing a Portion of Funds Already Collected to Living Former Residents of The Champlain Towers South and to Consider Disbursing New Funds to Victims as Collected
- Resolution Approving Budget Amendment No. 4 for the Fiscal Year 2022 Budget
- Resolution Authorizing Additional Expenditure of Funds to Special Counsel, Leech Tishman Fuscaldo & Lampl, for Legal Fees and Costs, in Connection with the Appeal of the Federal Aviation Administration's (FAA's) South Central Florida Metroplex Project
- Resolution Approving Purchase of Laserfiche Cloud Hosting Services from MCCI, LLC to Make Public Records Readily Accessible Through the Cloud
- Resolution Certifying and Declaring Results of the Surfside General and Special Municipal Elections Held On March 15, 2022 for Election of Mayor and Four (4) Town Commissioners and Five Referendum/Ballot Questions
- Resolution Selecting and Approving the Quote from CDW Government, LLLC for the Purchase of Thirty-Seven (37) Fully-Integrated Police Mobile Laptop Computers In an Amount Not to Exceed \$113,309.17
- Ordinance Amending Section 90-47. - "Yards, Generally Allowable Projections", Specifically Sub-Section 90-47.1 to Restrict Projections for Certain Architectural Elements and to Prohibit Combining Allowed Encroachments
- Resolution Approving Purchase and Installation of Video Surveillance and Recording Camera System Equipment for Town Hall from Streamline Voice & Data Inc.
- Resolution Amending Resolution No. 2021-2827 to Revise the Fiscal Year 2022 Police Forfeiture Fund Expenditures
- Resolution Amending Resolution No. 2021-2827 to Revise the Fiscal Year 2022 Police Forfeiture Fund Expenditures
- Resolution Approving the Fifth Amendment to the Agreement with Limousines of South Florida, Inc. for Municipal Bus Services
- Resolution Adopting Proclamation Honoring the Importance of Trees for Surfside's Community Environment and Encouraging the Planting of Trees; Proclaiming April 29, 2022, in Surfside As "Arbor Day"
- Resolution Approving an Appeal of Application of Zoning In Progress to Rooftop Amenities; Approving a Site Plan Application to Permit the Development of Property Located at 9165 Collins Avenue, Surfside, Florida, for a Multifamily Residential Development Consisting of 14 Dwelling Units and 32 Parking Spaces Subject to Conditions
- Resolution Approving a First Amendment to Employment Agreement between Town of Surfside and Town Manager, Andrew Hyatt; First Amendment to Employment Agreement
- Resolution Approving a First Amendment to Professional Services Agreement with HPF Associates, Inc. for Project Management Support Services for Phase II of the Undergrounding of Utilities Project; First Amendment to Professional Services Agreement
- Resolution Approving Budget Amendment No. 5 for the Fiscal Year 2022 Budget
- Resolution Approving a Project Agreement with KCI Technologies, Inc. for Undergrounding of Utilities - Phase II Pursuant to the Continuing Services Agreement for Professional Engineering Services

- Resolution Abolishing the Downtown Vision Advisory Committee; Establishing a Downtown Visioning Taskforce; Adopting a Charter and Organizational Structure for the Taskforce
- Resolution Approving Amendment No. 5 to the Memorandum of Understanding Between the Town of Surfside, City of Miami Beach, North Bay Village, Town of Bay Harbor Islands, Bal Harbour Village, and Miami Beach Chamber Education Foundation, Inc. to Fund a Nurse Enhancement Initiative for School Year 2022/2023 for Ruth K. Broad Bay Harbor K-8 Center
- Resolution Abolishing the Town of Surfside Budget Advisory Committee
- Resolution Approving an Engagement Letter with Marcum LLLP for Financial Auditing Services for Fiscal Year Ending September 30, 2022
- Resolution Approving an Interlocal Agreement Between Miami-Dade County and Co-Permittees Named in the National Pollutant Discharge Elimination System Permit No.FIs000003 for Pollution Identification and Control Services in Municipal Separate Storm Sewer Systems (MS4S)
- Ordinance Amending the Town Code by Amending Section 90-2. - “Definitions” to Amend the Definition of “Story” and to Create A Definition of “Nonhabitable Understory;” Creating a New Section 90-49.5. – “Nonhabitable Understory” to Regulate Nonhabitable Understories in Low-Rise Residential
- Contract for Construction – Building Department/First Floor Interior Remodeling
- RFP Disaster Debris Removal and Agreement
- Contract with Badger Meter for Water Encoder Meters
- Agreement with AA Musicians LLC for Jazz Events
- Resolution and Contract of Construction for Town Hall first floor renovations
- Resolution and Title VI Program Plan for the Town Regarding Town’s Transit Services Funding
- Resolution Adopting the Town’s Fund Balance Policy
- Resolution Approving Binding Costs Estimates with Florida Power & Light Company and Underground Facilities Conversion Agreements for undergrounding electric facilities conversion
- Resolution and Agreement with GRM Information Management for document storage, handling, scanning and digitization services for the Building Department
- Resolution and Revised Surfside Social Media Policy
- Resolution Authorizing Award and Agreement for Engineering Services to Kimley-Horn & Associates for Engineering Services Related to the CDBG-MIT Town-wide Drainage Improvements and Flood Hazard Mitigation Plan
- Resolution Authorizing Award and Agreement for Disaster Debris Monitoring Services to Whitt O’Brien per RFP No. 2022-01
- Resolution and Second Amendment to Limited Revocable License Agreement with Wavey Acai Bowls LLC for Surfside’s Farmer’s Market
- Resolution Approving Budget Amendment No. 6 for FY 2022 Budget
- Ordinance Amending Section 54-78 of Town Code “Prohibited Noises” relating to Permitted Hours of Operation for Personal and Resident Landscaping Equipment
- Ordinance Amending Section 90-57 of the Town Code “Marine Structures” to Amend Regulations for Construction of Docks, Piers and Moorings on Waterfront Lots to Modify Allowable Dock Projections into Waterways

- Ordinance Amending Section 90-47 of the Town Code “Yards, Generally Allowable Projections” to Clarify Allowances for Projections into Required Setbacks
- Resolution Commemorating and Humoring Victims, Family and Friends, First Responders and Search and Rescue Teams to the Champlain Towers South Collapse, and Declaring June 24<sup>th</sup> “Surfside Champlain Towers South Remembrance Day”
- Resolution in Support of the Establishment of a New High School to Service Surfside and Neighboring Communities
- Resolution Approving a Memorandum of Understanding between Surfside, Bal Harbour, and Bay Harbor Islands, to Fund a School Resource Officer School Year 2022/2023 for Ruth K. Broad Bay Harbor K-8 Center
- Resolution and Agreement Awarded to DRC Emergency Services, LLC for Disaster Debris Removal Services Pursuant to RFP No. 2022-03
- Resolution Approving and Accepting a Matching Grant from the Florida Department of Environmental Protection for the Surfside Collins Avenue Water Main Replacement Design Phase Project
- Resolution and First Amendment to the Agreement with SFM Services, Inc. for Comprehensive Landscape Maintenance and Related Services
- Resolution Ratifying an Amendment to the Off-Street Variable Parking Rates and Time Limitation Schedule for Municipal Parking Lots
- Ordinance Amending Section 90-2 “Definitions” to Revise the Definition for “Lot Coverage” and Section 90-49 “Lot Standards” to Increase the Maximum Lot Coverage Allowed for Single-Story Homes that Do Not Exceed 22 Feet in Height to 50%
- Ordinance Amending Section 54-78(15) “Prohibited Noises,” and Section 66-7 “Disposal of Grass Cuttings and Hedge Trimmings” to Allow Operation of Landscaping Equipment and Other Noise-Producing Mechanical Devices During Permitted Hours
- Ordinance Amending Sections 90-90 and 90-95 of Article VIII, “Landscape Requirements” of Chapter 90 of the Town Code, to Increase Florida Friendly Landscaping in the Previous Areas of Single Family and Duplex Dwellings
- Ordinance Amending Section 90-67.3 Relating to the Location and Requirements for Ground-Level Mechanical Equipment and Creating Section 90-67.3 Relating to the Location and Requirements for Rooftop Mechanical Equipment, on Properties in the Single-Family H30A and H30B Zoning Districts
- Resolution Relating to Preliminary Solid Waste Assessments, Including Collection, Disposal and Recycling of Residential Solid Waste
- Resolution Approving and Adopting an Increase in Commercial Solid Waste Rates
- Resolution Authorizing Expenditure of Funds to K.C.E. Structural Engineers, P.C., for the Champlain Towers South Collapse Continued Engineering Analysis and Destructive Testing Investigation
- Resolution and Project Agreement with the Corradino Group for the Townwide Traffic Study
- Resolution Approving Budget Amendment No. 7 for FY 2022 Budget



- Resolution Approval and Project Agreement with Nova Consulting, Inc. for Collins Avenue Water Main Design Phase Project Contingent Fiscal Year 2023 Budget Approval
- Resolution Approval and Piggyback Agreement for Stand-By Disaster Cost Recover Services Competitively Awarded Pursuant to Miami-Dade County RFP No. 01488
- Resolution Approving Employee Health Benefits Contract Renewal for FY 2023
- Resolution Approving Budget Amendment No. 8 for FY 2022
- Beach Furniture Ordinance
- Resolution Adopting a Proposed Millage Rate of 4.2000 Mills for the Fiscal Year 2023, Greater than the Rolled Back Rate of 3.7102 Mills Computed Pursuant to State Law by 13.20%
- Resolution Adopting a Tentative Budget for the Fiscal Year Commencing October 1, 2022 and Ending September 30, 2023
- Resolution Approving and Adopting Multi-Year Water and Sewer Rates and Service Charges Effective October 1, 2022 for Fiscal Years 2023 to 2026
- Resolution Supporting the Designation and Renaming of State Road A1A/Collins Avenue Between 87<sup>th</sup> Terrace and 88<sup>th</sup> Street as “98 Points Of Light Way” to Honor and In Remembrance of the Victims of the Champlain Towers South Building Collapse
- Resolution Approving an Agreement with SimpleView, LLC for Website Consulting, Development, and Hosting Services for the Redesign and Relaunch of the Town’s “Visit Surfside” Visitor Website
- Resolution Supporting the Town’s Florida Department of Environmental Protection (FDEP) Grant Application for the Dune Restoration Project; Confirming the Town’s Ability to Fund and Support the Permitting, Design, Construction, and Monitoring of the Town’s Dune Restoration Project
- Resolution Approving and Supporting the Submission of Grant Applications for Town’s Priority Projects Between October 1, 2022, and September 30, 2023, Subject to and Pending Final Acceptance of Awarded Funds and Approval of Grant Agreements by the Town Commission
- Resolution Approving an Agreement With Beach Raker, LLC for Beach Cleaning and Maintenance Services in an Amount not to Exceed \$171,000 Annually Utilizing the Terms and Conditions of Village of Key Biscayne Contract No.2021-11-29
- Agreement with Beach Raker LLC for Beach Cleaning and Maintenance Services
- Resolution Approving Budget Amendment No. 9 for the Fiscal Year 2022 Budget
- Resolution Relating to Solid Waste Management Services, Including Collection, Disposal and Recycling of Residential Solid Waste; Reimposing Solid Waste Service Assessments Against Assessed Residential Property for The Fiscal Year Beginning October 1, 2022
- Ordinance Amending the Town Code of Ordinances by Amending Section 90-67 – “Emergency Power Generators” to Permit the Installation of Emergency Power Generators on the Rooftop of Residential Structures in the H30A and H30B Zoning Districts
- Resolution Providing for Ratification of the Collective Bargaining Agreement between AFSCME Florida Council 79, American Federation of State, County, and

Municipal Employees, AFL-CIO and the Town of Surfside in effect from October 1, 2022 through September 30, 2025

- Resolution Adopting the Final Millage Rate For the Fiscal Year commencing October 1, 2022 and ending September 30, 2023
- Resolution Adopting A Final Budget for the Fiscal Year commencing October 1, 2022 and ending September 30, 2023
- Resolution Establishing A Sister City Relationship with the Region Of Shomron, Israel to Promote Educational, Informational, Cultural and Economic Exchanges
- Resolution Approving A Utility Work By Highway Contractor Agreement with the State of Florida Department Of Transportation (FDOT) for Utility Valve Adjustments to Town-Owned Utility Facilities on State Road A1A in Connection with FDOT Project No. 443899
- Resolution Approving and Authorizing Expenditure of Funds to AT&T for Quotation Development and Engineering Preparation Charges required in connection with Preparation of Special Construction Estimates for the Utilities Undergrounding Project
- Resolution Approving Budget Amendment No. 1 for FY 2023 Budget
- Resolution Approving an Agreement with Atlantic Pipe Services, LLC For Pipe and Manhole Lining, Renewal, And Rehabilitation Services Utilizing the Terms and Conditions of the St. Johns County, Florida, Contract No. 21-Mcc-Atl-13188
- Resolution Approving an Agreement with GM Sports Tennis, LLC for the Town's Youth Tennis Program
- Resolution Approving an Agreement with Alves Sports Group LLC for the Town's Youth Soccer Program
- Resolution Approving the Purchase of Printing and Mailing Services for the Town Gazette
- Resolution Approving a Project Agreement with 300 Engineering Group, P.A. for Manhole Rehabilitation Construction Administration and Inspection Services pursuant to the Continuing Services Agreement for Professional Engineering Services
- Resolution Approving and Authorizing the Purchase of Four (4) 2022 Ford F-150 Vehicles from Walker Ford Co Inc. for the Town's Public Works and Parks and Recreation Departments
- Resolution Approving and Authorizing the Purchase of Stormwater Pump Repair Services from the Florida Department of Transportation (FDOT) Approved Vendor Xylem Water Solutions USA, Inc.
- Resolution Approving the Appointment of Richard Gendler LLC as the Special Master for the Town and the Code Compliance Department
- Resolution Approving a Donation to the Pelican Harbor Seabird Station in Support and Sponsorship of Their Program
- Resolution Approving State Legislative Priorities for 2023
- Ordinance Amending Section 90-15 of Zoning Code to Modify Membership Qualification Requirements for Planning & Zoning Board
- Resolution Approving the Purchase of Portable Radios and Related Services from Motorola Solutions, Inc. for the Town's Police Department

- Resolution Approving and Authorizing the Expenditure of Funds in an Amount Not To Exceed \$40,000 to Engage Marlin Engineering for a Zoning Code and Design Guidelines Update
- Resolution Approving the Purchase of a Schwarze Industries Street Sweeper Model A4 Storm from Tampa Crane & Body Acquisition, LLC using Sourcewell Contract No. 093021-SWZ
- Resolution Approving and Authorizing the Purchase of Nine (9) 2023 Ford Police Interceptor Utility Vehicles, Together With (I) Emergency Lighting Equipment, (ii) Graphics, (lii) Radio Equipment, and (Iv) Radio Programming for Each Police Vehicle
- Resolution Approving and Accepting a Grant Award Agreement with the State of Florida Department of State, Division of Arts and Culture, for the Champlain Towers South Memorial
- Resolution Approving and Accepting a Matching Grant Agreement with the State of Florida Department of Environmental Protection (FDEP) for the Surfside Abbott Avenue Stormwater Improvements Project
- Resolution Approving the Purchase of Phase 2 Services From Kofile Technologies, Inc. for Preservation, Archival, and Digitization of Historical Town Documents
- Resolution Approving an Agreement with Beachside Events LLC for Third Thursdays Event Series Production Services
- Resolution Approving an Agreement with Beachside Events LLC for Music of the Beach Event Series Production Services
- Resolution Approving and Authorizing the Town Manager to enter into an Agreement with Playcore Wisconsin, Inc. D/B/A Gametime for Purchase and Installation of New Playground Equipment and Related Surfacing and Outdoor Fitness Equipment for Hawthorne Tot Lot Park
- Resolution Approving a Project Agreement with The Corradino Group, Inc. to Provide Building Design and Permitting Services for the Surfside Tennis Center Reconstruction Project
- Resolution Approving and Authorizing the Town Manager to Enter into an Agreement with Playcore Wisconsin, Inc. D/B/A Gametime for the Purchase and Installation of Outdoor Fitness Equipment at Town Beach Ends
- Resolution Approving an Agreement with Beach Time Max, LLC for Beach Furniture Service Operations at the Community Center
- Resolution Approving the Purchase and Expenditure of Turtle-Friendly Solar Powered Bollards from First Light Technologies LTD for Hardpack
- Resolution Selecting and Awarding a Contract for Construction to Lunacon Engineering Group, Corp. for Construction of 96th Street Park Pursuant to RFP No. 2022-05

- Resolution Approving a Project Agreement with 300 Engineering Group, P.A., Pursuant to the Continuing Services Agreement for 96th Street Park Construction Management and Owner Representation Services
- Resolution Approving Budget Amendment No. 2 for The Fiscal Year 2023 Budget

December 2022

- Resolution Approving and Authorizing the Expenditure of Funds in an Amount Not To Exceed \$120,000 to Engage Marlin Engineering, Inc. for Phase 2 of the Downtown Walkability and Design Study
- Resolution and License Agreement with the State of Florida Department of Transportation (FDOT) for Use of the Town Right-of-Way on 88<sup>th</sup> Street and Veterans Park in Connection with Crosswalk Improvements at the Intersection of 88<sup>th</sup> Street and State A1A Harding Avenue (FDOT Project No. 443899)
- Resolution Approving Budget Amendment No. 3 for The Fiscal Year 2023 Budget
- Resolution Approving and Authorizing the Pump Station Purchase from Barney's Pumps Inc. in an amount not to exceed \$26,507.00.
- Resolution Incorporating Decorative Street Signs and Traffic Control Poles into the Town's Utility Undergrounding Project, and Selecting Design Option
- Resolution Approving Purchase of Supplementation Services from CiviPlus LLC for Codification of Town Ordinances in Municode

### **Litigation:**

New or supplemental information is provided for the following cases:

*Solimar Condominium Association, Inc. v. Town of Surfside, Case No. 2019-025481-CA-01* in the Circuit Court 11<sup>th</sup> Judicial Circuit, Miami-Dade County, Florida. On September 18, 2019, the Town was served with a Complaint for Declaratory Judgment, Injunctive Relief, and Restitution in connection with the Town's implementation of its 1998 stormwater fee ordinance. The plaintiff contends that the method of calculating stormwater fees is not fair to condominium unit owners, who are charged 1.0 equivalent residential units ("ERU"), the same as a single family home. The Town moved for dismissal of the Complaint on March 12, 2020, which was denied. The Town then moved for summary judgment on October 27, 2020, which remains pending. The summary judgment motion was delayed due to the COVID pandemic, court availability for a hearing, and the plaintiff's desire to conduct expert witness discovery. The Town engaged its own expert witness to rebut the opinions of the plaintiff's expert. Expert discovery is completed. Mediation of the dispute occurred on December 6, 2021 with Retired Judge Joseph Farina, but with no result. An Executive Session with the Town Commission occurred on January 6, 2022 as part of the mediation process, but no agreement was reached. No further attempts to resolve the matter have occurred. The parties have stipulated to a set of undisputed facts to permit the action to resolve by summary judgment and agreed to a briefing schedule. On June 16, 2022, Solimar filed its cross motion for summary judgment and responded to the Town's summary judgment motion. On July 5, 2022, the Town responded to Solimar's motion for summary judgment and replied to

Solimar's response to the Town's motion. Solimar replied to the Town's response on July 15, 2022, as provided in the Court's order. The summary judgment motions were heard by the Court at a hearing on October 7, 2022. At the Court's request, proposed orders were submitted by both parties within 15 days thereafter. The parties are waiting on the Court's decision and ruling on the summary judgment motions.

Shannon Gallagher, Petitioner, vs. The Town Of Surfside and 9165 Surfside LLC, Respondents; Case No. 2022-000028-AP-01 in the Circuit Court 11<sup>th</sup> Judicial Circuit, Miami-Dade County, Florida. A Petition for Certiorari was filed on May 20, 2022 by Shannon Gallagher alleging failure to comply with provisions of Surfside's Zoning Ordinance and Town Charter and asking certiorari review of a quasi-judicial order by the Town Commission approving plans submitted by the Applicant, Fort Point Capital, to construct a 14-unit building at 9165 Collins Avenue (Hillcrest). Gallagher moved to amend the Petition on June 10, 2022, refiled on June 15, 2022. On June 27, 2022, the Town filed its Response in Opposition to Gallagher's Motion for Leave to File and Amend Petition and Appendix. On August 26, 2022, the Court issued its order granting Petitioner Gallagher's Motion to File an Amended Petition for Certiorari and Amended Appendix. Pursuant to the Court's Order, Petitioner shall have ten (10) days from the date of the Order or by September 6, 2022 to file a corrected amended petition and appendix, which shall not include items or arguments that are not included in the record below, and Respondents are directed to file an original of their responses to the amended petition for writ of certiorari with this Court within twenty (20) days of the date of filing of the amended petition and appendix and show cause why the amended petition should not be granted. Because Gallagher did not comply with the August 26, 2022 order, on September 12, 2022, the Town and Fort Point Capital jointly moved the Court for an order compelling Gallagher to file her corrected petition and appendix. On September 23, 2022, the Court issued an order granting the joint motion and directing Gallagher to file a corrected amended petition and appendix within 10 days, failing which, the parties shall proceed on the basis of the original petition and appendix. Gallagher's corrected amended petition and amended appendix is therefore due on October 3, 2022. The Town's response to the corrected amended petition, if filed on October 3, 2022, or to the original petition, was due on October 23, 2022. Gallagher timely filed an amended petition and amended appendix. The Town's and Fort Point Capital's response to the amended petition has been extended and is due by December 23, 2022.

Information on other pending litigation matters has or will be provided individually to members of the Town Commission, as needed or requested.

### **Special Matters:**

Continued monitoring of new case law and legislation from Federal, State and County, challenging local home rule authority and analysis of legislation proposed in the upcoming 2023 Florida Legislative Session. Matters which we will continue to work on and anticipate in the upcoming months include: continued efforts to inspect the CTS Site and Off-Site Facilities for investigations as to the cause of the collapse in connection with the CTS Building Collapse; CTS memorial site; public records requests and ethics complaints, inquiries and opinions; implementation of various policy directives from the Mayor and Town Commissioners; implementation, procurement and agreement for beach

furniture services at the Community Center; Design and engineering for new tennis center, resident gym and rooftop pickle ball court; Hawthorne Tot Lot Park upgrades, new playground and fitness equipment and resurfacing; implementation and agreement for purchase and installation of new fitness equipment at beach street ends; contract for construction and administration of for 96<sup>th</sup> Street Park construction; implementation and purchase of solar ballards lighting for hardpack; implementation and Interlocal Agreement with Miami-Dade County for residential street signs; continued review and monitoring of all Development Orders and approvals; police matters and mutual aid and other agreements; various procurements and service or provider agreements for Town improvements, equipment, facilities and programs, including purchase of police vehicles, radios and equipment; purchase of street sweeper for Public Works Department; A/C Replacement at Community Center, Bus Shelters ADA Compliant, Dune Resiliency and Beautification, Collins Avenue Water Main Design and Permitting, Stormwater Masterplan, Transportation Masterplan; Commission Chambers Audio/Visual Upgrades, Tourist Board Programs and Events Vendors; Upgrades to Zoning Code Design Standards; Town Website Update; continued assistance with implementation of AFSCME Florida Council 79 Union for Town civilian employees; implementation, procurement and construction phase for Abbott Avenue Drainage Improvements, including grant funding; implementation and funding for Surfside Boulevard improvement; contract for construction for the Town Hall first floor remodeling project; implementation of undergrounding of utilities project, including approval of FPL and AT&T agreements; implementation of walkability initiatives and traffic directives; grant funding and implementation of CTS Memorial Site; and upcoming Charter Review Board appointments and process.