



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

Tuesday, March 12, 2024

6:00 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

1A. Call to Order

1B. Roll Call of Members

1C. Pledge of Allegiance

1D. Mayor and Commission Remark - Mayor Shlomo Danzinger

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

1F. Community Notes - Mayor Shlomo Danzinger

1G. Presentation of \$1.00 Salary to the Mayor and the Members of the Town Commission

2. Quasi-Judicial Hearings

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

2A. 9250 Bay Drive - Waiver of Plat - Hector Gomez, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING AND ACCEPTING WAIVER OF PLAT NO. D-25025 APPROVED BY THE PLAT COMMITTEE OF MIAMI-DADE COUNTY, FLORIDA, FOR THE PROPERTIES LOCATED AT 9250 BAY DRIVE, SURFSIDE, FLORIDA; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

[Attachment A: Plat Letter](#)

[Attachment B: Survey for Waiver of Plat](#)

[Attachment C: Letter of Intent - Waiver of Plat](#)

[Attachment D: County Departmental Memos](#)

[Attachment E: County Plat Committee Approval 1-5-24](#)

[Resolution Approving and Accepting Waiver of Plat - 9250 Bay Drive](#)

[Exhibit A - Waiver of Plat Survey.pdf](#)

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.

- 3A. **Approval of Minutes** - Sandra N. McCready, MMC, Town Clerk
[February 13, 2024 Town Commission Meeting Minutes.pdf](#)
- 3B. **Board and Committee Minutes** - Sandra N. McCready, MMC, Town Clerk
[January 18, 2024 Planning and Zoning Board Meeting Minutes.pdf](#)
[January 22, 2024 Parks and Recreation Committee Meeting Minutes.pdf](#)
[February 5, 2024 Tourist Board Meeting Minutes.pdf](#)
- 3C. **Resolution authorizing Mutual Aid Agreement between the Town of Medley Police Department and the Town of Surfside Police Department** - Hector Gomez, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING A COMBINED VOLUNTARY COOPERATION AND OPERATIONAL ASSISTANCE MUTUAL AID AGREEMENT WITH THE TOWN OF MEDLEY; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution Approving Police Mutual Aid with Medley](#)
[Exhibit A - Town of Surfside and Town of Medley Mutual Aid Agreement 2024](#)

- 3D. **Resolution Authorizing Mutual Aid Agreement between the Village of Biscayne Park Police Department and the Town of Surfside Police Department** - Hector Gomez, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING A COMBINED VOLUNTARY COOPERATION AND OPERATIONAL ASSISTANCE MUTUAL AID AGREEMENT WITH THE VILLAGE OF BISCAYNE PARK; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution Approving Police Mutual Aid with Biscayne Park](#)
[Exhibit A - Village of Biscayne Park Mutual Aid Agreement](#)

- 3E. **Colorectal Cancer Awareness Month Proclamation** - Shlomo Danzinger, Mayor
[Colorectal Cancer Awareness - March 2024.pdf](#)
[Colorectal Cancer Awareness - Request - March 2024.pdf](#)

- 3F. **FY 2024 Budget Amendment Resolution No.4** - Hector Gomez, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING BUDGET AMENDMENT NO. 4 FOR THE FISCAL YEAR 2024 BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution Approving Budget Amendment No. 4](#)
[Attachment A - FY 2024 Budget Amendment No. 4](#)

4. Ordinances

Second Reading

4A1. Amending Section 90-74. - "Temporary Signs" - Hector Gomez, Town Manager

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY AMENDING SECTION 90-74. – TEMPORARY SIGNS” TO REMOVE SUBSECTION (3) LIMITATION ON REAL ESTATE SIGNS PERTAINING TO COLOR AND LOGO; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

[Ord Amend Sec. 90-74 Temporary Real Estate Signs 2nd read](#)

4A2. Roof Replacement Materials in the Single-Family Residential Area - Hector Gomez, Town Manager

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY AMENDING SECTION 14-31 – “REQUIRED ROOFING MATERIALS” AND SECTION 90-50.1 – “ARCHITECTURE” OF SECTION 90-50. – “ARCHITECTURE AND ROOF DECKS” TO CLARIFY REQUIREMENTS AND ALLOW RE-ROOFS AND REPLACEMENTS WITH THE SAME EXISTING MATERIAL WITHOUT DESIGN REVIEW APPROVAL BY THE PLANNING AND ZONING BOARD; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

[Ord Amend 14-31 and 90-50.1 of Code Re-Roof Replacement with Same Materials 2nd reading](#)

First Reading

5. Resolutions and Proclamations

If the public wishes to speak on any matters in this section of the agenda, they must inform the Town Clerk by completing a speaker card and they will be recognized to speak at the beginning of this section.

5A. RFQ 2023-06 Continuing Professional Architectural, Engineering, Landscape Architectural, Surveying, Mapping and Additional Professional Services - Hector Gomez, Town Manager

RESOLUTION SELECTING VARIOUS CONSULTANTS PURSUANT TO REQUEST FOR QUALIFICATIONS NO. 2023-06 FOR PROFESSIONAL ARCHITECTURAL, ENGINEERING, LANDSCAPE ARCHITECTURAL, AND/OR SURVEYING AND MAPPING SERVICES; AUTHORIZING THE TOWN MANAGER TO NEGOTIATE CONTINUING SERVICES CONTRACTS WITH THE TOP FOUR RANKED QUALIFIED FIRMS FOR EACH CATEGORY FOR AWARD OF SUCH CONTRACTS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE

[Resolution Selecting Various CCNA Consultants Pursuant to RFQ 2023-06](#)

[Attachment A - Final Ranking Sheet](#)

- 5B. 96th Street Park Construction Project Management and Owner Representation Services - Hector Gomez, Town Manager**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING A SECOND REVISION TO THE SCOPE OF SERVICES AND FEES FOR CONSTRUCTION MANAGEMENT AND OWNER REPRESENTATION SERVICES FOR THE 96TH STREET PARK PROJECT PURSUANT TO AN APPROVED PROJECT AGREEMENT WITH 300 ENGINEERING GROUP, LLC; AUTHORIZING THE EXPENDITURE OF FUNDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution Approving Second Revision to 96th Street Park Scope and Fees - 300 Engineering](#)
[Attachment A - 300 Engineering Group Proposal](#)

- 5C. Approval of Change Orders and Expenditure Authorization for 96th Street Park Project - Hector Gomez, Town Manager**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING CHANGE ORDER NO. 5 TO THE CONTRACT FOR CONSTRUCTION WITH LUNACON ENGINEERING GROUP, CORP. FOR THE 96TH STREET PARK PROJECT; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CHANGE ORDER TO THE CONTRACT FOR CONSTRUCTION AND EXPEND FUNDS PURSUANT THERETO; RATIFYING ADDITIONAL CHANGE ORDER REQUESTS TO CHANGE ORDER NOS. 3 AND 4 TO THE CONTRACT FOR CONSTRUCTION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution Approving CO 5 to 96th Street Park Project; Ratifying Changes to CO 3 and 4](#)
[Exhibit A - Change Order 3](#)
[Exhibit B - Change Order 4](#)
[Exhibit C - Change Order 5](#)

- 5D. Request for Additional Design Services: Surfside 96th Street Park - Hector Gomez, Town Manager**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING ADDITIONAL CONSTRUCTION PHASE DESIGN AND ARCHITECTURAL SERVICES FROM SAVINO & MILLER DESIGN STUDIO, P.A. PURSUANT TO THE PROFESSIONAL SERVICES AGREEMENT FOR THE 96TH STREET PARK PROJECT; AUTHORIZING THE EXPENDITURE OF FUNDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution Approving Proposal for Additional Services 96th Street Park - Savino Miller - Kayak](#)
[Attachment A - Additional Design & Architectural Services](#)

- 5E. Abandonment and Vacation of a Portion of Right-of-Way Known as "Bay Drive Bend" Between Harding Avenue and Collins Avenue - Hector Gomez, Town Manager**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, CONFIRMING THE ABANDONMENT AND VACATION OF A PORTION OF RIGHT-OF OF-WAY KNOWN AS "BAY DRIVE BEND" BETWEEN HARDING AVENUE AND COLLINS AVENUE, AS SHOWN ON THE PLAT OF "SECOND AMENDED PLAT OF NORMANDY BEACH" ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 16, AT PAGE 44, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED IN ATTACHMENTS "A" AND "B"; PROVIDING FOR IMPLEMENTATION; RECORDING AND TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution - Confirming Vacation of Right of Way Bay Drive Bend](#)
[Attachment A - Vacate Sketch \(Non Surveyor\)](#)
[Attachment B - 8750 Collins Avenue Appraiser Summary Report](#)

- 5F. A Resolution Calling a Special Election for the Purpose of Submitting to the Electorate a Proposed Charter Amendment Prohibiting Development and Construction of any Structures Within Point Lake, North Canal and South Canal, Except for Certain Marine Structures Accessory to Waterfront Single-Family Homes - Shlomo Danzinger, Mayor**

RESOLUTION CALLING FOR A TOWN OF SURFSIDE SPECIAL ELECTION TO BE HELD ON NOVEMBER 5, 2024, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORATE A PROPOSED AMENDMENT TO THE TOWN CHARTER ARTICLE I, SECTION 4 - "GENERAL POWERS OF TOWN; POWERS NOT DEEMED EXCLUSIVE", AS PRESENTED IN A BALLOT QUESTION ON AN AMENDMENT TO THE TOWN CHARTER PROHIBITING DEVELOPMENT AND CONSTRUCTION OF ANY STRUCTURES WITHIN POINT LAKE, NORTH CANAL AND SOUTH CANAL, EXCEPT FOR CERTAIN MARINE STRUCTURES ACCESSORY TO WATERFRONT SINGLE-FAMILY HOMES; PROVIDING REQUISITE BALLOT LANGUAGE AND CHARTER AMENDMENT TEXT FOR SUBMISSION TO THE ELECTORATE; PROVIDING FOR THE TOWN CLERK TO UTILIZE THE SERVICES OF THE MIAMI-DADE COUNTY SUPERVISOR OF ELECTIONS FOR THE SPECIAL ELECTION; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Reso Special Election Charter Amendment Section 4 Prohibiting Development within Point Lake](#)

- 5G. Resolution Calling a Special Election for a Voter Referendum Approving Issuance of Revenue Bond for Abbott Avenue Stormwater Improvements Project - Hector Gomez, Town Manager**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, CALLING FOR A TOWN OF SURFSIDE SPECIAL ELECTION TO BE HELD ON NOVEMBER 5, 2024 FOR THE PURPOSE OF SUBMITTING TO THE ELECTORATE A BOND REFERENDUM REGARDING THE ISSUANCE OF

REVENUE BONDS OR NOTE BY THE TOWN OF SURFSIDE IN AN AMOUNT NOT TO EXCEED TEN MILLION (\$10,000,000.00) DOLLARS FOR THE PURPOSE OF CONSTRUCTING THE ABBOTT AVENUE STORMWATER IMPROVEMENTS PROJECT; PROVIDING FOR PUBLICATION OF NOTICE OF SUCH REFERENDUM; PROVIDING REQUISITE BALLOT LANGUAGE FOR SUBMISSION TO THE ELECTORATE; PROVIDING FOR THE TOWN CLERK TO UTILIZE THE SERVICES OF MIAMI-DADE COUNTY SUPERVISOR OF ELECTIONS FOR THE SPECIAL ELECTION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Reso Special Election Bond Referendum Abbott Ave Stormwater Improvements](#)

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**
 - 7A. **Town Manager's Report** - Hector Gomez, Town Manager
[2024 March Town Manager's Report](#)
 - 7B. **Town Attorney's Report** - Lilian Arango, Town Attorney
[Town Attorney's Report](#)
8. **Unfinished Business and New Business**
9. **Mayor, Commission and Staff Communications**
10. **Adjournment**

Respectfully submitted,

Hector R. Gomez
Town Manager

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.townofsurfsidefl.gov.

TWO OR MORE MEMBERS OF THE TOWN COMMISSION AND/OR 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.