



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

**February 14, 2023
7:00 PM**

Commission Chambers - 9293 Harding Avenue
Surfside, FL 33154

1. Opening

1A. Call to Order

Mayor Danzinger called the meeting to order at 7:06 p.m.

1B. Roll Call of Members

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

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

Also Present: Acting Town Manager Hector Gomez and Town Attorney Tony Recio.

1C. Pledge of Allegiance

Chief Healy provided the pledge of allegiance.

1D. Mayor and Commission Remarks - Mayor Shlomo Danzinger

Commissioner Velasquez wished everyone a Happy Valentines Day.

Vice Mayor Rose wished his wife a Happy Valentines Day. He thanked Tourist Board and Parks and Recreation Department for all the events they are putting together.

Commissioner Meisheid wanted to mention that almost 2 years ago our Town went through a terrible tragedy and spoke regarding the earthquake in Turkey and extended their thoughts and prayers to those suffering.

A motion was made by Commissioner Meisheid to do a resolution expressing their support to the countries, seconded by Vice Mayor Rose. The motion carried with a 5-0 vote.

Commissioner Landsman thanked everyone and wished all a Happy Valentines Day and thanked the residents who are watching from home and Sandra Argo who

attended the Coffee with the Cops. He thanked Tourist Board and Parks and Recreation Department for all the events they are putting together and Surfside 5K. He congratulated our Chief of Police John Healy for his appointment as Police Chief.

Mayor Danzinger thanked Commissioner Landsman for participating in the 5K. He welcomed everyone and thanked everyone and Town staff for being here tonight on Valentines Day. He thanked all the ladies in the staff for being here and thanked Officer of the Month Sgt. Cruz and welcomed Randy Stokes as our new Acting Public Works Director and Chief Healy. He spoke regarding the Charter Review Committee and the outcry of individuals wanting it to be recorded and it is being audio recorded and it is open to the public and it is a recommendation committee that comes back to the Commission for action. He spoke regarding the events that took place. He spoke regarding the opening of the Town lobby. He spoke regarding the presentation of the Town key and brick at the Community Center to Commissioner Sally Heyman. He thanked Acting Town Manager Gomez for the hard work he did with the County and the issues with the lights and this weekend they came out and did the study. He spoke regarding the upcoming events. He also spoke and reminded everyone about the decorum statement.

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

A motion was made by Mayor Danzinger to place two walk on resolutions items, one is for House Bill 401 (as item 5C) and Senate Bill 102 (as item 5D), seconded by Vice Mayor Rose. The motion carried with a 5-0 vote.

A motion was made by Commissioner Landsman to move item 2B (9100 Collins Avenue-Market Hall) to be heard before item 2A (303 Surfside Boulevard), seconded Vice Mayor Rose. The motion carried with a 5-0 vote.

1F. Community Notes - Mayor Shlomo Danzinger

Mayor Danzinger gave a presentation on his trip to Israel and Dubai and addressed some of the recent insinuations made by some of the residents.

2. Quasi-Judicial Hearings

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

Town Attorney Recio asked Town Clerk McCready to confirm notice requirements.

Town Clerk McCready confirmed notice requirements were met.

Town Attorney Recio polled the Commission.

Commissioner Velasquez spoke with Bill Thompson regarding questions about the project for item 2B (9100 Collins Avenue-Market Hall).

Commissioner Meisheid spoke with Bill Thompson regarding questions about the project for item 2B (9100 Collins Avenue-Market Hall).

No other Commissioners had any communications with any of the applicants.

Town Clerk McCready swore in the applicants and any individual that will be speaking.

2A. 303 Surfside Boulevard - Acting Town Manager Hector Gomez

Staff finds the proposal complies with the Town's Comprehensive Plan in that the development is a residential use at a density consistent with the Future Land Use Plan and with the Zoning Code. The project has minimal impacts on the environment and natural resources. Impacts to public facilities and transportation impacts can be accommodated with driveway access on Harding Avenue and exiting to Collins Avenue with an on-site loading zone. The Town's water main will need to be re-routed around the building per the Public Work's Department review. Development of the vacant parcel will have a favorable impact on the economy of the Town and the design of the building will be consistent with the community character of the Harding Avenue – Surfside Boulevard area.

It is recommended the Applicant's Site Plan package be approved by the Town Commission.

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

Town Planner Frankel introduced the item.

Graham Penn, Bercow and Radel, representing the applicant provided an overview of the project.

Mayor Danzinger asked if they are individual rollouts.

Mr. Penn stated they are individual rollouts, and it is not designed to be there longer than need be.

Mr. Penn continued with the presentation. He agrees with the conditions and would like to add a change which is updating the date of the plan to January 16, 2023.

Mayor Danzinger opened the floor to public comments.

There were no public speakers.

Mayor Danzinger closed the floor to public comments.

Mayor Danzinger spoke regarding the funding they are putting into the infrastructure.

Vice Mayor Rose thanked them for the project and stated it is a beautiful entrance to the residential district. His comment is on unit C and F and stated that those units could technically be 5 bedroom units and fully supports this project.

Commissioner Landsman commented on the project and loves the design, the architecture and materials.

Commissioner Meischeid loves the project.

Commissioner Velasquez thanked them and loves the project. She asked where they have the entrance to the garage would the Town's garbage truck fit and be off of Harding Avenue and is concerned with the amount of garbage cans out there.

Mr. Penn addressed the comment and stated that it is treated like any individual townhome and they will have their can outside. He stated that they are treating it like any other space on Harding where the truck does not stop.

Commissioner Velasquez asked if they can move the garbage area to another street like 91st Street.

Mr. Penn stated that because of the way the service currently operates, it would be the preferable solution to keep the activity on Harding.

Mayor Danzinger suggested to look into possibly considering moving the garbage collection.

A motion was made by Vice Mayor Rose to approve the resolution with staff recommendations as presented and the change to the date of the plans to be January 16, 2023, seconded by Commissioner Meischeid. The motion carried with a 5-0 vote.

[Planning and Zoning Board Staff Review from 12.15.22](#)

[Site Plans and Application for 303 Surfside Blvd.](#)

[Reso Approving Site Plan with Conditions.DOCX](#)

2B. 9100 Collins Avenue - Market Hall - Acting Town Manager Hector Gomez

Staff finds the proposal complies with the Town's Comprehensive Plan in that the development provides for ancillary uses associated with the Surf Club/Four Seasons overall site plan. Staff also finds the proposal complies with the Zoning Code since the building's ancillary uses are not evident from the outside of the building and no direct building access is provided except via an internal lobby area.

The project has minimal impacts on the environment and natural resources. Impacts to public facilities and transportation impacts can be accommodated with one way access from Harding Avenue and exiting to Collins Avenue with an on-site loading zone. The Town's water main will need to be re-routed around the building per the Public Work's Department review.

Development of the vacant parcel will have a favorable impact on the economy of the Town and the design of the building will be consistent with the community character of the Harding Avenue – Collins Avenue neighborhood. It is recommended that the Town Commission approve this application subject to:

- The continued pursuit of and funding for improvements for a signalized pedestrian crossing at the 91ST Street intersection with Collins Avenue and the Surf Club/Four Seasons uses on the east side of Collins Avenue by the applicant.

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

Town Planner Frankel introduced the item. She stated this is part of the Surf Club and the final piece of that development. She gave a presentation on the project and its specifics.

Ian DeMello, Shubin and Bass, representing the applicant introduced their team which includes Fort Partners. He provided a PowerPoint presentation and an overview of the amendment to the site plan.

Bill Thompson, Fort Partners, provided an overview of what was done to the façade and what was done with the garage.

Commissioner Landsman commented on the protocol of constructing the underground parking garage and wanted to make sure the same safety measures will be taken into consideration.

Mr. Thompson stated yes they are taking the same safety measures.

Vice Mayor Rose asked if the public could use the Market Hall and if they would want to have an office there if they could.

Mr. Thompson stated it is open to the public but they could not have an office.

Town Attorney Recio stated that having a commercial office there is against the code and explained how they are able to have this market and how it pertains to the public.

Vice Mayor Rose likes the project.

Mayor Danzinger stated it is ancillary to the hotel and the market is open to public.

Mr. Thompson addressed the comments made.

Commissioner Velasquez likes the project and is happy they put the garage underground.

Mayor Danzinger opened the floor to public comments.

The following individuals from the public spoke:

Victor May spoke in favor of the project and stated some of his concerns. Eliana Salzhauer spoke regarding not moving forward and using a comprehensive plan to approve projects like this. She spoke regarding the water draining into the streets and spoke against the project. Gerardo Vildostegui stated the project will be a good addition to the Town but there are issues that have to do with the zoning code which prevents them from having a sign that lets the public know about the market.

Mayor Danzinger closed the floor to public comments.

Commissioner Meischeid stated it is a great project and asked Town Attorney Recio does the market and office space qualify for access use and is there a size limitation and are there any conditions placed on the usage.

Town Attorney Recio stated yes and there is not a specific size limitation and explained what the code states regarding the conditions of usage and addressed the comment made by Mr. Vildostegui as it pertains to signage and the accessory nature of the use. He stated this project meets Town code with the conditions provided.

Commissioner Landsman spoke regarding the conversation that took place at the Planning and Zoning Board meeting. He stated that he does not see the change on the specifications. He stated it is a great project and appreciates the changes.

Commissioner Velasquez spoke regarding the commercial space and this area is zoned residential. She does agree to have a place to have a cup of coffee and prefers it to be the way they have done it. She is happy they have brought this project to the Town.

Mr. DeMelo spoke regarding the staff conditions and agrees with the conditions and would like to strike (f) which is providing a performance bond.

Town Attorney Recio addressed the request from Mr. DeMelo and those are requirements that they have identified and provisions that they need which are going to go under the right of way. He stated if something breaks they have to fix it and the performance bond is an extra and they are requiring to remove the performance bond for as long as they have a conduit under our streets.

Mayor Danzinger asked what happens if the Surf Club sells to another entity.

Town Attorney Recio stated that is the concern.

Mr. DeMelo stated it would be part of the agreement in perpetuity.

Town Attorney Recio stated this agreement would run with the land.

Mayor Danzinger deferred to the Town administration and Town Attorney.

Commissioner Velasquez asked if this is normal practice or just in this particular project.

Town Attorney Recio stated this is not a common situation and it is occurring because they have multiple buildings and crossing multiple streets.

Commissioner Landsman asked if there is a cost to the letter of credit.

Town Attorney Recio stated that a letter of credit requires the money to be held in an account and cannot be utilized.

Mr. DeMelo suggested to come up with some terms acceptable with the Town and Building Department and if something happens they can take care of it and provide additional funding.

Mr. Thompson stated if something breaks it impacts them not the road.

Town Attorney Recio suggested they could be more flexible and asked Acting Town Manager Gomez if there is a break will it affect the road.

Acting Town Manager Gomez' concern is the chiller line under the ground and gave an explanation as well as making sure a sink hole does not occur. He suggested putting in a sleeve to protect the road.

Mr. Thompson stated it is in a sleeve and could do something that can make sense.

Acting Town Manager Gomez stated the material being used has a long-life span and he will work with Mr. Thompson and they could pull a permit to fix anything that would go wrong.

Town Attorney Recio stated providing a performance bond or letter of credit to ensure right of way restoration with any permit affecting the right of way and will employ appropriate safeguards like sleeve or steel casing in the event of a line break to avoid damage to the road.

A motion was made by Vice Mayor Rose to approve the resolution with staff conditions and provide a performance bond or letter of credit to ensure right of way restoration with any permit affecting the right of way and will employ appropriate safeguards like a sleeve or steel casing in the event of a line break to avoid damage to the road and correct the plan date which should be November 11, 2022, seconded by Commissioner Meisheid. The motion carried with a 5-0 vote.

[Attachment A - Staff Memo to Planning and Zoning Board 12.15.22](#)

[Attachment B - 9100 Collins Avenue Agenda Packet.pdf](#)

[Resolution Site Plan.DOCX](#)

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.

A motion was made by Vice Mayor Rose to take a 5 minute break at 9:11 p.m., seconded by Commissioner Landsman. The motion carried with a 5-0 vote.

The meeting recessed at 9:11 p.m.

The meeting resumed at 9:24 p.m.

Town Clerk McCready called the roll with all members of the Commission and staff present.

Mayor Danzinger opened the floor to public comments.

The following individual from the public spoke:

Gerardo Vildostegui spoke regarding competitive bidding on item 3B (Parks and Recreation Special Event Vendor, Premier Bounce N Slide Party Rentals, LLC Contract and Expenditure Approval).

Mayor Danzinger closed the floor to public comments.

Mayor Danzinger addressed the comment made on item 3B (Parks and Recreation Special Event Vendor, Premier Bounce N Slide Party Rentals, LLC Contract and Expenditure Approval). He also spoke regarding item 3C (FY 2023 Budget Amendment Resolution No. 4) on the budget amendment and this is 10% of the Town's budget and tie it in with conditions of NIST.

Town Attorney Recio reiterated the condition of alternate funding outside of the general fund and identify other sources.

Acting Town Manager Gomez addressed the comment made and the conversation they had for it to possibly be appropriated.

A motion was made by Mayor Danzinger to approve the consent agenda with the stipulation of what was discussed at the last meeting on item 3C (FY 2023 Budget Amendment Resolution No. 4) for the Town to seek alternate funding options, seconded by Commissioner Landsman. The motion carried with a 4-1 vote with Vice Mayor Rose voting in opposition.

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

Approved on consent.

[January 10, 2023 Special Town Commission Meeting Minutes.pdf](#)

[January 10, 2023 Regular Town Commission Meeting Minutes.pdf](#)

[January 31, 2023 Joint Town Commission and Planning and Zoning Board Meeting Minutes.pdf](#)

3B. Parks and Recreation Special Event Vendor, Premier Bounce N Slide Party Rentals, LLC Contract and Expenditure Approval - Hector Gomez, Acting Town Manager

Town Administration is seeking Town Commission authorization to expend up to \$62,000 in fiscal year 2023 and contract with Premier Bounce N Slide Party Rentals for all Parks and Recreation Events

Approved on consent.

[Resolution Approving Premier Bounce N Slide Agreement - Parks and Recreation Premier Bounce N Slide Party Rental.DOCX](#)

3C. FY 2023 Budget Amendment Resolution No. 4 - Hector Gomez, Acting Town Manager

Town Administration recommends approval of this resolution.

Approved on consent.

[Resolution Approving Budget Amendment No.4.DOCX](#)

[Attachment A - FY2023 Budget Amendment No 4.pdf](#)

3D. Approving a Multi Year Agreement for the Purchase of Public Records Request Management Software and Services from JustFOIA. - Sandra N. McCready, MMC, Town Clerk

The Town Administration recommends approving the new agreement with JustFOIA to include pricing for an initial annual rate of \$6,930.00, subject to 5.0% annual increase for each renewal term.

Approved on consent.

[Resolution Approving JustFOIA Agreement](#)

[Exhibit A - JustFOIA Agreement](#)

4. Ordinances

Second Reading

4A1. Planning and Zoning Ordinance Change - Single Curb Cut width expansion on lots less than 100 feet in width - Hector Gomez, Acting Town Manager

The Town Commission should consider this Ordinance to expand the maximum width of a single curb cut on lots with less than 100 feet of frontage from 18 feet to 24 feet.

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

Commissioner Landsman introduced the item and provided a summary.

Mayor Danzinger opened the floor to public comments.

The following individual from the public spoke:

Eliana Salzhauer stated it will be a water problem and suggested for the Commission to vote in opposition.

Mayor Danzinger closed the floor to public comments.

Mayor Danzinger stated this is about curb cuts and not the size of your parking area.

A motion was made by Commissioner Landsman to approve the ordinance on second reading, seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

[Exhibit A.DOCX](#)

[Curb Specifications.pdf](#)

[Ordinance Curb Cuts - 2nd Reading.DOCX](#)

First Reading

4B1. Ordinance Amending Seawall Height - Hector Gomez, Acting Town Manager

Based on the reporting conducted by Nova Consulting, Town Staff recommends that:

- 1) A minimum top of seawall elevation of 2.90 feet NGVD29 (6.5 feet NAVD88). A new seawall built to this height should also be structurally rated to support an additional foot of height in the future (7.5 ft NAVD88) to provide an additional level of protection and extend the life of the seawall; and
- 2) A maximum top of seawall elevation of 10 feet NGVD29 (13.6 feet NAVD88), not exceeding the Base Flood Elevation.

These requirements would be triggered when a property owner submits a permit application for a seawall improvement, a new home or when improvements to the home exceed 50% of the existing value of the home.

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

Acting Town Manager Gomez introduced the item.

Mayor Danzinger asked if the elevation of the town was considered.

Acting Town Manager Gomez addressed the comments made and explained the study that another municipality has conducted. He spoke regarding the water table of Surfside.

Commissioner Velasquez would like to see if they could include existing seawalls that require excessive repair and that they will also have to raise the seawall.

Town Attorney Recio addressed the comments made and spoke regarding the replacement of seawalls, renovating your existing home and it could be extended if you are remedying or replacing your seawall.

Mayor Danzinger opened the floor to public comments.

The following individual from the public spoke:
Eliana Salzhauer would like to endorse this item and raise our seawalls.

Mayor Danzinger closed the floor to public comments.

Commissioner Landsman provided his input on the item.

Commissioner Meischeid is for the item and wants to make sure that there is no conflict.

Town Attorney Recio addressed the comment made and spoke regarding the flood level elevation.

Commissioner Velasquez supports this item and definitely all the waterfront properties need to be brought in compliance with the height of the new walls.

Vice Mayor Rose stated it should be designed to minimum base flood elevation and the maximum to a design flood elevation and not a specific number and the seawall should have the capability of having a cap of 24 inches.

Building Official McGuinness addressed the comment made regarding the 50% valuation. He agrees with the Vice Mayor's suggestion.

A motion was made by Mayor Danzinger to approve the ordinance on first reading with the following changes: Minimum sea wall height of "Base Flood Elevation" rather than "+6.5 ft NAVD"; Maximum sea wall height of "Design Flood Elevation" rather than "Base Flood Elevation"; add to applicability section to apply to "repairs or renovations to sea wall that affect more than 50% of the lineal feet of the sea wall, seconded by Vice Mayor Rose. The motion carried with a 5-0 vote.

[Attachment A: Zoning Code Sections on Seawall Heights.docx](#)

[Attachment B: Regional Seawall Height Comparison Report by Nova Consulting Ordinance - Height of Sea Wall.DOCX](#)

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. Verge Aero Proposal for July 4, 2023 Drone Show Event - Hector Gomez, Acting Town Manager

Town Administration is seeking Town Commission approval to enter into a one-year agreement with Verge Aero for a 4th of July drone show for an expenditure total of \$50,000.00

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

Acting Town Manager Gomez introduced the item.

Mayor Danzinger opened the floor to public comments.

The following individuals from the public spoke:

Eliana Salzhauer spoke regarding the funds being used from the Town funds and not the Tourist Board and is against the item.

Gerardo Vildostegui asked regarding if this was competitively bid out and to what extent it was done.

Mayor Danzinger closed the floor to public comments.

Mayor Danzinger asked if the funding is being used from the general fund or Tourist funded.

Acting Town Manager Gomez stated that this is being funded through Tourist Tax Fund.

Mayor Danzinger loves this project and is for it and the previous speaker had been trying to cancel fireworks for the 10 years she served on the Parks and Recreation Committee.

Acting Town Manager Gomez stated this was competitively bid and this was the lowest bidder.

Commissioner Velasquez stated that July 4 is one of the most important holidays and commemorates those soldiers that died for our freedom, and she fully supports this.

Mayor Danzinger thanked and appreciates Commissioner Velasquez for fighting to keep the fireworks.

Vice Mayor Rose addressed the comments made by the speakers that are against the events and if they speak against this event and others then they should not show up to the events the Town is having.

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 Drone Show for Fourth of July Event](#)

[Exhibit A - Verge Aero Drone Quote.pdf](#)

[Exhibit B - Agreement with Verge Aero - 4th of July](#)

5B. Resolution in Support of HB 269 (2023) - Shlomo Danzinger, Mayor

For the commission to pass a resolution in support of Florida HB 269 (2023)

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

Mayor Danzinger introduced the resolution and spoke regarding the rise of anti-Semitism in Florida and gave a summary of the legislation and he wanted to show their support.

Mayor Danzinger opened the floor to public comments.

The following individual from the public spoke:
Eliana Salzhauer supports this item.

Mayor Danzinger closed the floor to public comments.

Mayor Danzinger addressed the comment made and this bill will make this as a crime that will have to be addressed.

A motion was made by Mayor Danzinger to approve the resolution and send it to the governing bodies, seconded by Commissioner Landsman. The motion carried with a 5-0 vote.

[HB269.pdf](#)

[Resolution Supporting HB 269](#)

5C.) House Bill 401 (2023) and Senate Bill 604 (2023)

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

Mayor Danzinger introduced the item and provided a summary of this bill.

Mayor Danzinger opened the floor to public comments.

There were no public speakers.

Mayor Danzinger closed the floor to public comments.

A motion was made by Mayor Danzinger to approve the resolution and send it to the governing bodies, seconded by Vice Mayor Rose. The motion carried with a 5-0 vote.

5D.) Senate Bill 102 (2023) and House Bill 627 (2023)

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

Mayor Danzinger introduced the item and provided a summary of this bill.

Mayor Danzinger opened the floor to public comments.

There were no public speakers.

Mayor Danzinger closed the floor to public comments.

A motion was made by Mayor Danzinger to approve the resolution and send it to the governing bodies, seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

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

Mayor Danzinger opened the floor to public comments.

The following individuals from the public spoke:

Retta Logan thanked the Tourist Board and Parks and Recreation Department for the events that they put together. She thanked the Mayor for responding to her email regarding the parking issue. She stated that she sat in the traffic circle for over an hour and there was no police officer there and if they know the JFK Causeway is shut down we need to have a plan.

Gerardo Vildostegui spoke regarding the events of January 9 and 10, 2023 and the parody email that was sent out and the Mayor's Dubai trip.

Victor May spoke regarding a letter he received about a code enforcement violation.

Horace Henderson spoke regarding comments made on NextDoor and meetings with developers abroad.

Eliana Salzhauer spoke about the Mayor's presentation and is low to take a shot about what happened with Shannon Gallagher and the Mayor violating Sunshine law and what is his source of income. She spoke regarding Ben Jacobson being appointed to the Charter Review Board and Tourist Board and his trip with the Mayor to Dubai.

Pablo Langesfeld asked what happened to the banner at the Champlain Tower South property and who requested the removal of the banner. He asked regarding the CTS memorial and asked if there is any open investigation into the cause of the collapse and requested some answers.

Joel Thieme asked regarding Gay Pride Month which is coming up in June and if the Town will be doing something for that and raise the pride flag and maybe have some kind of event as well.

Chana Danzinger spoke regarding the parody email and how childish and hypocritical the individuals that did it are. She thanked the commission for the respect they have for each other and glad to have a mayor that is not harassing staff. She spoke regarding a former speaker friend requested her brother on social media and questioned if that person is a pedophile.

Mayor Danzinger closed the floor to public comments.

Commissioner Landsman thanked the public speakers and will speak to the Town administrator to address some of the issues mentioned and the traffic circle.

Commissioner Meischeid addressed the comment regarding the traffic.

Commissioner Velasquez stated that the Gay Pride Flag was approved last year and it was approved to fly it in June and designed the month of June as Gay Pride Month.

Vice Mayor Rose addressed the comments made regarding traffic and agrees to be more proactive. He addressed the comment from Mr. Vildostegui regarding the parody email and many residents believe that it was a real one. He addressed the comment made by Mr. Henderson and stated they are proud of what they are doing in Town. He spoke regarding the banner and they will check on that and supports the Gay pride flag. He stated that the Mayor explained very well about his trip to Israel and addressed the comment made by Ms. Salzhauer and that at least his name isn't Eliana and wasn't called before the police by Ms. Gallagher.

Mayor Danzinger addressed the comments made by Ms. Logan regarding the traffic and what took place at the 79th Street Bridge. He stated they are planning ahead. He stated he will continue to listen to their practicing attorneys and not those trying to give legal advice. He addressed the comment made by Mr. May. He spoke regarding residential safety with new developments. He spoke regarding his friend's appointment and there is no quid pro quo. He stated to Mr. Langesfeld that the banner is on private property and the banner was on until the new property owner started construction and they have reached that time and it was up there longer then anticipated. He stated that they will be working on the memorial. He stated that there is a process with the investigation and them pushing won't make it go faster and they are trying to get a meeting with NIST.

7. Town Manager and Town Attorney Reports

7A. Town Manager's Report

Acting Town Manager Gomez provided his Town Manager's Report. He stated that they put out the advertisement for the Town Manager position and explained the advertisement on ICMA is for 30 days and spoke regarding the channels. He spoke regarding the resumes received. He is seeking for a cutoff time for the advertisement.

Commissioner Velasquez asked for an update on the undergrounding of powerlines and the Abbott Avenue Drainage. She asked regarding the bond funding for the undergrounding project.

Acting Town Manager Gomez addressed the comment made by Commissioner Velasquez and stated that February 22nd they will be going live for the drainage program. They will have it out there for 45 days and will reserve the right for an extension. There will be an RFP ready by March of 2024 for the undergrounding and possibly doing partial undergrounding during the 96th Street Park project. He stated that the third quarter phase of this year they will start the process of the bonding for the undergrounding.

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

[Town Manager's Report - February 2023.pdf](#)

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

Town Attorney Recio provided the Town Attorney's Report.

Vice Mayor Rose asked regarding the Hillcrest litigation. He asked if Ms. Gallagher has replied and does anyone know where she is.

Town Attorney Recio provided an update on the Hillcrest litigation and stated that Ms. Gallagher is currently incarcerated.

Commissioner Velasquez asked what happens if she does not respond.

Town Attorney Recio addressed the comment made and stated that Ms. Gallagher could still respond from jail and she has a time limit to respond then if she does not reply they would then take it up with the Court.

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

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

8. Unfinished Business and New Business

9. Mayor, Commission and Staff Communications

9A. Town Manager Job Description - Hector Gomez, Acting Town Manager

Town Administration is seeking approval of the attached job description for the Town Manager position.

Acting Town Manager Gomez introduced the item and they revised the description based on the charter language and provided a summary.

Mayor Danzinger opened the floor to public comments.

The following individual from the public spoke:

Gerardo Vildostegui spoke regarding focusing on needing someone from South Florida and it is important to cast a wide net.

Mayor Danzinger closed the floor to public comments.

Commissioner Landsman stated the job description is adequate and detailed. He asked how long it has been out and if they go to the end of February, it would be probably enough time with the response they have received.

Commissioner Meischeid asked what the timeline usually is. She is comfortable with 30 days.

Acting Town Manager Gomez addressed the comments made and some of the avenues they have used is national like ICMA.

Commissioner Velasquez is fine with the description and agrees with Commissioner Landsman on how long it should stay and is fine with 30 days.

Vice Mayor Rose supports it as well.

Mayor Danzinger likes the description and appreciates them fixing this and date of closing is fine with him.

A motion was made by Vice Mayor Rose to approve the job description and continue the search till the end of the month, seconded by Commissioner Landsman. The motion carried with a 5-0 vote.

[Town Manager Job Description](#)

10. Adjournment

There being no further business to discuss before the Commission, a motion was made by Vice Mayor Rose to adjourn the meeting at 10:40 p.m., seconded by Commissioner Velasquez. The motion carried with a 5-0 vote.

Accepted this _____ day of _____, 2023.

Shlomo Danzinger, mayor

Attest:

Sandra N. McCready, MPA, MMC
Town Clerk