



CITY OF SUNNY ISLES BEACH, FLORIDA

Regular City Commission

Commission Chambers

18070 Collins Avenue

Sunny Isles Beach, Florida 33160

Thursday, September 15, 2022

6:30 PM

1. CALL TO ORDER/ROLL CALL OF MEMBERS

2. PLEDGE OF ALLEGIANCE/INVOCATION

3. APPROVAL OF MINUTES

4. ORDER OF BUSINESS (Additions/Deletions/Amendments)

5. SPECIAL PRESENTATIONS

5.A Presenting **New Police Hires and Promotions.**

[Memorandum](#)

1. Report of Chief of Police.

6. ZONING

ZONING HEARINGS ARE QUASI-JUDICIAL PUBLIC HEARINGS. Please be advised that zoning items on the Commission Agenda are Quasi-Judicial in nature. If you wish to object or comment upon these items, 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 Commission and you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider your comments in its final deliberation. Please also disclose any Ex-Parte communications you may have had with any Commission member. Commission members must also do the same pursuant to Ordinance No. 97-4.

6.A Request of Sunny Isles Living LP ("Applicant"), for a **Balcony Enclosure for the Property Located at 17749 Collins Avenue, Unit 602** (Hearing #PZ2022-06).

[Memorandum](#)

1. Report of Planning and Zoning Director.

6.B Request of Len A. Haussler ("Applicant"), for a **Balcony Enclosure for the Property Located at 17749 Collins Avenue, Unit 3901-02** (Hearing #PZ2022-08).

[Memorandum](#)

1. Report of Planning and Zoning Director.

7. ORDINANCES FOR FIRST READING

7.A An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida,

Amending the Coastal Management Element and Future Land Use Element of the Adopted City of Sunny Isles Beach Comprehensive Plan Pursuant to the Evaluation and Appraisal of the Comprehensive Plan; Providing for Transmittal to the State Land Planning Agency and Other Review Agencies Identified in F.s. 163.3184(1)(C); Authorizing the City Manager to Do All Things Necessary to Implement the Terms and Conditions of this Ordinance; Providing for an Effective Date.

[Memorandum](#)

1. Report of City Manager.
2. Recommendation: Adopt the Ordinance on First Reading; Schedule Second and Final Reading.

7.B An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida, **Amending Section 108-10 “Permit Conditions” of Chapter 108 of the City of Sunny Isles Beach Code of Ordinances, Entitled “Beaches”, to Require Permittees to Maintain their Respective Beach Chair Pre-setting Area, and the Area Immediately Surrounding the Beach Chair Pre-Setting Area, Free of Junk, Garbage, Trash, Litter, Debris or Other Refuse Material;** Providing for Repealer; Providing for Severability; Providing for Codification; Providing for an Effective Date.

[Memorandum](#)

1. Report of Mayor Goldman.
2. Recommendation: Presented for Consideration.

8. PUBLIC HEARINGS

9. ORDINANCES FOR SECOND READING

9.A An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida, **Amending the Adopted City of Sunny Isles Beach Comprehensive Plan to Create a Property Rights Element in Compliance With F.S. 163.3177(6)(I);** Providing for Transmittal to the State Land Planning Agency; Authorizing the City Manager to Do All Things Necessary to Implement the Terms and Conditions of This Ordinance; Providing for an Effective Date.

[Memorandum](#)

1. Report of Planning and Zoning Director.
2. Recommendation: Adopt the Ordinance.

9.B An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida, Amending Ordinance No. 2021-574; **Approving Budget Amendment No. BA2122-03 to the City’s Operating and Capital Improvement Budget for the 2021-2022 Fiscal Year – General Fund, Special Revenue Fund, Capital Projects Fund, and Stormwater Capital Fund;** Authorizing the City Manager to Do All Things Necessary to Implement the Terms and Conditions of This Ordinance; Providing for an Effective Date

[Memorandum](#)

1. Report of Finance Director.

2. Recommendation: Adopt the Ordinance.

9.C An Ordinance of the City of Sunny Isles Beach, Florida, **Amending Chapter 99 of the City of Sunny Isles Beach Code of Ordinances Entitled “Public Health and Safety”; Creating a New Article V within Chapter 99 of the Code to Be Entitled “Prohibition of Smoking at Public Beaches and Park Property”, Providing for the Prohibition of Smoking at Public Beaches and Park Property**; Providing for Definitions; Providing for Enforcement and Penalties; Amending the Schedule of Civil Penalties and Miscellaneous Fees in Chapter 14 of the Code; Providing for Repealer; Providing for Severability; Providing for Conflict; Providing for Codification; Providing for an Effective Date.

[Memorandum](#)

1. Report of Mayor Goldman.
2. Recommendation: Presented for Consideration.

9.D **Revised:**

An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida, **Creating Chapter 232 of the City of Sunny Isles Beach Code of Ordinances, to Be Titled “Commercial Photography”, to Provide for the Regulation and Permitting of Commercial Photography on Private and Public Property**; Providing for Exemptions; Providing for Penalties; Providing for Repealer; Providing for Severability; Providing for Codification; Providing for an Effective Date.

[Memorandum](#)

1. Report of Deputy City Manager.
2. Recommendation: Adopt the Ordinance.

10. RESOLUTIONS

10.A A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving the Renewal of the Commercial Package Policy (Property, Liability, Automobile), Workers Compensation, and Miscellaneous Insurances with Brown & Brown/Preferred Government Insurance Trust (PGIT) for the Period of October 1, 2022, through September 30, 2023**, in an Amount Not to Exceed \$1,800,000.00, as Outlined in Exhibit “A”; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of Human Resources & Risk Management Director.
2. Recommendation: Adopt the Resolution.

10.B A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, Ratifying the **Expenditure of Partial Forfeiture Funds From the Department of Justice (“DOJ”) in Accordance with the Comprehensive Crime Control Act of 1984 for a New Crime Scene Vehicle and a Space Assessment Feasibility Study**, in an Amount Not to Exceed \$151,053.00, Attached Hereto as Exhibit “A”; Providing for an Effective Date.

[Memorandum](#)

1. Report of Chief of Police.
 2. Recommendation: Adopt the Resolution.
- 10.C A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, Authorizing the Chief of Police, in Accordance with the Comprehensive Crime Control Act of 1984 to **Expend Partial Forfeiture Funds From the Department of Justice (“DOJ”) Federal Forfeiture Account for New Police Officer Hires, Automatic Card Readers, Policing Equipment, and Community Events**, in an Amount Not to Exceed \$235,700.00, Attached Hereto as Exhibit “A”; Providing for an Effective Date.
[Memorandum](#)
1. Report of Chief of Police.
 2. Recommendation: Adopt the Resolution.
- 10.D A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Ratifying the Expenditure of Budgeted Funds for the Purchase of Police and Ocean Rescue Vehicles From Bartow Ford**, in the Amount of \$639,221.75; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.
[Memorandum](#)
1. Report of Chief of Police.
 2. Recommendation: Adopt the Resolution.
- 10.E A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving an Agreement with Waterfield Florida Staffing, LLC d/b/a Staffing Connecting to Provide School Crossing Guard Services**, in an Amount Not to Exceed \$438,645.60, Attached Hereto as Exhibit “A”; Authorizing the Mayor to Execute Said Agreement; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.
[Memorandum](#)
1. Report of Chief of Police.
 2. Recommendation: Adopt the Resolution.
- 10.F A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving Blanket Purchase Orders for the Purchase of Necessary Office and Other Supplies and Services from Various Vendors for Fiscal Year 2022/2023 Under \$50,000.00**, Attached Hereto as Exhibit “A”; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution: Providing for an Effective Date.
[Memorandum](#)
1. Report of Assistant City Manager and Purchasing Manager.
 2. Recommendation: Adopt the Resolution.
- 10.G A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Authorizing the City Manager or Designee to Purchase Necessary Office and Other Supplies from Staples for Fiscal Year 2022/2023**, in an Amount Not to Exceed

\$65,000.00, Subject to Certain Conditions; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of Assistant City Manager and Purchasing Manager.
2. Recommendation: Adopt the Resolution.

10.H A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Authorizing the City Manager or Designee to Purchase Necessary Office and Other Supplies from Amazon Business for Fiscal Year 2022/2023**, in an Amount Not to Exceed \$100,000.00, Subject to Certain Conditions; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of Assistant Manager City Manager and Purchasing Manager.
2. Recommendation: Adopt the Resolution.

10.I A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Authorizing the City Manager or Designee to Purchase Necessary Supplies and Equipment from Home Depot for Fiscal Year 2022/2023**, in an Amount Not to Exceed \$110,000.00, Subject to Certain Conditions; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution: Providing for an Effective Date.

[Memorandum](#)

1. Report of Assistant City Manager and Purchasing Manager.
2. Recommendation: Adopt the Resolution.

10.J A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Authorizing the City Manager or Designee to Purchase Parts and Supplies from W.W. Grainger, Inc. for Fiscal Year 2022-2023**, in an Amount Not to Exceed \$70,000.00; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of Assistant City Manager and Purchasing Manager.
2. Recommendation: Adopt the Resolution.

10.K A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Awarding Invitation to Bid No. 22-08-01 to the Goodyear Tire & Rubber Company as the Primary Awardee to Provide Fleet Maintenance and Repair Services to Group 1 Vehicles, as Specified in the Bid**, in an Amount Not to Exceed \$180,000.00, Attached Hereto as Exhibit "A"; Authorizing the Mayor to Execute Said Agreement; Authorizing the City Manager to Do All Things Necessary to Effectuate This Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of Assistant City Manager and Purchasing Manager.

2. Recommendation: Adopt the Resolution.

10.L A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Awarding Invitation to Bid No. 22-08-01 to Ford of Midway Mall as the Primary Awardee to Provide Fleet Maintenance and Repair Services to Group 2 Vehicles, as Specified in the Bid, and as the Secondary Awardee to Provide Fleet Maintenance and Repair Services to Group 1 Vehicles**, in an Amount Not to Exceed \$60,000.00, Attached Hereto as Exhibit "A"; Authorizing the Mayor to Execute Said Agreement; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of Assistant City Manager and Purchasing Manager.

2. Recommendation: Adopt the Resolution.

10.M A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Authorizing an Increase to the Purchase Order With Staples for Fiscal Year 2021-2022**, in an Amount Not to Exceed \$10,000.00, Subject to Certain Conditions; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of Assistant City Manager and Purchasing Manager.

2. Recommendation: Staff recommends approval of this Resolution.

10.N A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Rejecting All Bids Received for Invitation to Bid No. 22-05-01 for Renovations to the William "Bill" Lone Restroom Facility**; Authorizing the Re-Advertisement of the Bid; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of Assistant City Manager and Purchasing Manager.

2. Recommendation: Adopt the Resolution.

10.O A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving a First Amendment to the Project Agreement with Keith and Associates, Inc., d/b/a Keith, to Provide Civil Engineering and Landscape Architectural Services for the Town Center Park Upgrades**, in an Amount Not to Exceed \$3,720.00, Attached Hereto as Exhibit "A"; Authorizing the Mayor to Execute Said Amendment; Authorizing the City Manager to Do All Things Necessary to Effectuate This Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of City Engineer.

2. Recommendation: Adopt the Resolution.

10.P A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving**

a Fourth Amendment to the Agreement with Brightview Landscape Services, Inc., for Right-of-Ways and Facilities Landscape Maintenance Services, in an Amount Not to Exceed \$700,000.00; Authorizing the Mayor to Execute Said Amendment; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of Assistant City Manager.
2. Recommendation: Adopt the Resolution.

10.Q An Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Ratifying a First Amendment to the Lease Agreement Between the City of Sunny Isles Beach, Florida, and Suffolk Construction Company, Inc.**, Attached Hereto as Exhibit "A"; Providing the City Manager With the Authority to Do All Things Necessary to Effectuate the Terms of the First Amendment; and Providing for an Effective Date.

[Memorandum](#)

1. Report of City Manager.
2. Recommendation: Adopt the Resolution.

10.R An Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Ratifying the Lease Agreement Between the City of Sunny Isles Beach, Florida, and A3 Atlantic Boulevard, LLC**, Attached Hereto as Exhibit "A"; Providing the City Manager with the Authority to Do All Things Necessary to Effectuate the Terms of the Lease; and Providing for an Effective Date.

[Memorandum](#)

1. Report of City Manager.
2. Recommendation: Adopt the Resolution.

10.S A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving a Collective Bargaining Agreement Between the City of Sunny Isles Beach and Dade County Police Benevolent Association ("PBA")**, Attached Hereto as Exhibit "A"; Authorizing the Mayor and the City Manager to Execute Said Agreement; Authorizing the City Manager to Do All Things Necessary to Effectuate This Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of City Manager.
2. Recommendation: Adopt the Resolution.

10.T **Revised:**

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving the Purchase of a 2020 Eldorado Aeroelite Shuttle Bus From Creative Bus Sales**, in an Amount Not to Exceed \$134,201.00, Attached Hereto as Exhibit "A"; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

Memorandum

1. Report of City Manager.
2. Recommendation: Adopt the Resolution.

10.U **Additional Information:**

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving the Purchase and Assignment of Transfer of Development Rights (“TDRs”) in the Amount of 313 Square Feet of Floor Area Ratio (“FAR”) and Zero (0) Dwelling Units From the City’s Public TDR Bank Account to Sunny Isles Living LP; Authorizing the Development Services Director to Withdraw 313 Square Feet of Far and Zero (0) Dwelling Units From City’s Public TDR Bank Account and Assigning the 313 Square Feet of FAR to the Property Located at 17749 Collins Avenue, Unit 602;** Authorizing the Adjustment and Modification of the City’s TDR Bank Account; Providing the City Manager and the City Attorney With the Authority to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

Memorandum

1. Report of Planning and Zoning Director.
2. Recommendation: Adopt the Resolution.

10.V **Additional Information:**

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving the Purchase and Assignment of Transfer of Development Rights (“TDRs”) in the Amount of 824 Square Feet of Floor Area Ratio (“FAR”) and Zero (0) Dwelling Units From the City’s Public TDR Bank Account to Len A. Haussler; Authorizing the Development Services Director to Withdraw 824 Square Feet of Far and Zero (0) Dwelling Units From City’s Public TDR Bank Account and Assigning the 824 Square Feet of FAR to the Property Located at 17749 Collins Avenue, Unit 3901-02;** Authorizing the Adjustment and Modification of the City’s TDR Bank Account; Providing the City Manager and the City Attorney With the Authority to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

Memorandum

1. Report of Planning and Zoning Director
2. Recommendation: Adopt the Resolution.

10.W **Add On:**

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Rescinding Resolution 22-Z-190 Related to Site Plan Modification Application (PZ2022-06) Submitted by Sunny Isles Living LP, for the Project Entitled “Mansions at Acqualina”;** Providing the City Manager with the Authority to Do All Things Necessary to Effectuate this Resolution; Providing for Severability; Providing for Repealer; Providing for an Effective Date.

Memorandum

1. Report of Planning and Zoning Director.
2. Recommendation: Adopt the Resolution.

10.X **Add On:**

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Rescinding Resolution 2022-3381, Related to the Approval of the Purchase, Sale, Assignment and Transfer of Development Rights (“TDRs”) From the City’s Public TDR Bank Account to Sunny Isles Living LP, for the Project Entitled “Mansions at Acqualina”**; Providing the City Manager and City Attorney with the Authority to Do All Things Necessary to Effectuate this Resolution; Providing for Severability; Providing for Repealer; Providing for an Effective Date.

[Memorandum](#)

1. Report of Planning and Zoning Director.
2. Recommendation: Adopt the Resolution.

10.Y **Add On:**

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Expressing Support of the Honorary Designation/Renaming of State Road 826/Sunny Isles Boulevard as “Anthony Reznik Boulevard”**; Directing the City Clerk to Distribute Copies of This Resolution; Providing for an Effective Date.

[Memorandum](#)

1. Report of Vice Mayor Viscarra.
2. Recommendation: Adopt the Resolution.

11. MOTIONS

12. DISCUSSION ITEMS

12.A Discussion Regarding **Senior Citizen Homestead Exemption Ordinance.**

[Memorandum](#)

1. Report of Vice Mayor Viscarra.

12.B Discussion re: **Intracoastal Court Sports Complex.**

[Memorandum](#)

1. Report of City Engineer.

12.C Discussion re: **Single Use Plastic Food Accessories By Request Only Ordinance.**

[Memorandum](#)

1. Report of Mayor Goldman.

13. CITIZENS' FORUM

14. ADJOURNMENT

In accordance with the Americans with Disabilities Act of 1990, all persons who are disabled and who need special

accommodations to participate in this meeting because of that disability should contact the City Clerk at (305) 947-0606, no later than 48 hours prior to such proceeding; if hearing impaired, please telephone the TTY line at (305) 792-1590 for assistance.

Anyone wishing to obtain a copy of any agenda item may contact the City Clerk at (305) 947-0606.

Anyone wishing to appeal any decision made by the City of Sunny Isles Beach with respect to any matter considered at such 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 includes the testimony and evidence upon which the appeal is to be based.