



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

Tuesday, September 10, 2024

7:00 PM

**Commission Chambers - 9293 Harding Avenue
Surfside, FL 33154**

Rule 6.06 (a)3 Agenda. The good and welfare portion of the agenda is set for 8:15 p.m.

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 Remarks - Mayor Charles W. Burkett **1E.**

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

Community Notes - Mayor Charles W. Burkett

1G. Presentation of the FY 2023 Annual Comprehensive Financial Report (Verbal)
- Peter Jankowski, Town Manager

1H. Recognition of Police Detectives Donoso and Gambirazio - Peter Jankowski,
Town Manager

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.

3A. Approval of Minutes - Sandra N. McCready, MMC, Town Clerk
[August 13, 2024 Regular Town Commission Meeting Minutes](#)

3B. Boards and Committees Meeting Minutes - Sandra N. McCready, MMC, Town Clerk
[June 3, 2024 Resort Tax Board Meeting Minutes](#)

3C. Youth Tennis Program - Mark Blumstein, Interim Town Attorney

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING AN AGREEMENT WITH GM SPORTS TENNIS, LLC FOR THE TOWN'S YOUTH TENNIS PROGRAM; FINDING THAT THE SERVICES ARE EXEMPT FROM COMPETITIVE PROCUREMENT PURSUANT TO SECTION 3-13(7)(D) OF THE TOWN CODE; AUTHORIZING EXPENDITURE OF FUNDS; PROVIDING FOR IMPLEMENTATION; ; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution Approving Youth Tennis Agreement](#)
[Expenditure Agreement - Tennis - GM Sports Tennis LLC](#)

3D. Youth Soccer Program - Mark Blumstein, Interim Town Attorney

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING AN AGREEMENT WITH ALVES SPORTS GROUP LLC FOR THE TOWN'S YOUTH SOCCER PROGRAM; FINDING THAT THE SERVICES ARE EXEMPT FROM COMPETITIVE PROCUREMENT PURSUANT TO SECTION 3-13(7)(D) OF THE TOWN CODE; AUTHORIZING EXPENDITURE OF FUNDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution Approving Alves Sports Group LLC Agreement](#)
[Agreement - Soccer - Alves Sports Group LLC](#)

3E. Parks and Recreation Special Event Vendor, Premier Bounce N Slide Party Rentals, LLC Contract and Expenditure Approval - Mark Blumstein, Interim Town Attorney

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING AN AGREEMENT WITH PREMIER BOUNCE N SLIDE PARTY RENTALS, LLC FOR THE TOWN'S PARKS AND RECREATION SPECIAL EVENTS IN AN AMOUNT NOT TO EXCEED \$80,000 FOR FISCAL YEAR 2024/2025; AUTHORIZING THE TOWN MANAGER TO EXECUTE AN AGREEMENT FOR THE SERVICES; FINDING THAT THE SERVICES ARE EXEMPT FROM COMPETITIVE BIDDING PURSUANT TO SECTION 3-13(7)(D) OF THE TOWN CODE; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution - Premier Bounce N Slide](#)
[Agreement - Premier Bounce N Slide LLC](#)

3F. Approving the Sister City with Chetumal, Quintana Roo, Mexico - Mark Blumstein, Interim Town Attorney

A RESOLUTION OF THE TOWN OF SURFSIDE, FLORIDA, ESTABLISHING A SISTER CITY RELATIONSHIP WITH THE REGION OF CHETUMAL, QUINTANA ROO, MEXICO TO PROMOTE EDUCATIONAL, INFORMATIONAL, CULTURAL AND ECONOMIC EXCHANGES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution - Sister City - Mexico](#)

3G. Purchase of Pump for Sewer Lift Stations - Peter Jankowski, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING THE PURCHASE OF SEWER PUMPS FROM BARNEY'S PUMPS, INC., TO REPAIR AND PURCHASE PUMPS FOR THE TOWN'S LIFT STATIONS; FINDING THAT THE SERVICES ARE EXEMPT FROM COMPETITIVE PROCUREMENT PURSUANT TO SECTION 3-13(7)(f) OF THE TOWN CODE; AUTHORIZING EXPENDITURE OF FUNDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution - Pumps](#)
[Barney Quote 1018902 Town of Surfside](#)
[Barney Quote 1021277 Town of Surfside](#)

3H. Budget Amendment No. 6 - Peter Jankowski, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING BUDGET AMENDMENT NO. 6 FOR THE FISCAL YEAR 2024 BUDGET; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution - Budget Amendment No. 6](#)
[FY2024 Budget Amendment No. 6](#)

4. Ordinances

Second Reading

4A1. Ordinance Amending Division 2 – Stormwater Management Requirements, of Article II – Stormwater Drainage Management of Chapter 34 – Environment and Amending Section 90-56 Fences, Walls and Hedges - Mark Blumstein, Interim Town Attorney

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY AMENDING DIVISION 2. - STORMWATER MANAGEMENT REQUIREMENTS, OF ARTICLE II. – STORMWATER DRAINAGE MANAGEMENT” OF CHAPTER 34 – “ENVIRONMENT” PROVIDING FOR STORMWATER RETENTION ON-SITE FOR ALL NEW SINGLE-FAMILY HOMES; AMENDING SECTION 90-56 – “FENCES, WALLS AND HEDGES” TO ESTABLISH RETENTION WALL STANDARDS FOR NEW SINGLE-FAMILY HOMES; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

[Ordinance Amending Chapter 34 and Section 90-56](#)

4A2. Ordinance Amending Section 90-47 - Yards Generally, Allowable Projections; Section 90-48 - Modification of Side and Rear Yard Regulations; Section 90-54 - Accessory Buildings and Structures in the H30A and H30B Districts; and 90-67.3 - Rooftop Mechanical Equipment in H30A and H30B Districts - Mark Blumstein, Interim Town Attorney

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING ORDINANCE NOS. 2014-1615, 2021-1716, 2022-1724, 2022-1730, 2023-1735, 2023-1746, 2023-1752, AND 2023-1758A WHICH AMENDED SECTIONS 90-45 “SETBACKS”, 90-47 “YARDS GENERALLY, ALLOWABLE PROJECTIONS”, 90-48 “MODIFICATION OF SIDE AND REAR YARD REGULATIONS”, 90-49 – LOT STANDARDS, 90-54 “ACCESSORY BUILDINGS AND STRUCTURES IN THE H30A AND H30B DISTRICTS, AND 90-67.3 “ROOFTOP MECHANICAL EQUIPMENT IN H30A AND H30B DISTRICTS”; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION

IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

[Ordinance Amending Sections 90-45, 90-47, 90-48, 90-49, 90-54 and 90-67.3 of Town Code](#)

First Reading

4B1. Ordinance Amending Short Term Rentals - Mark Blumstein, Interim Town Attorney

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING ORDINANCE NOS. 2011-1573, 2013- 1600 and 2014-1620 WHICH PERTAIN TO SECTION 90-41.1 et seq. "SHORT TERM RENTALS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

[Ordinance Amending Sections 90-41.1](#)

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. Solid Waste Services Special Assessment Preliminary Rate Resolution - Peter Jankowski, Town Manager

A RESOLUTION OF THE TOWN OF SURFSIDE, FLORIDA, RELATING TO SOLID WASTE MANAGEMENT SERVICES, INCLUDING COLLECTION, DISPOSAL AND RECYCLING OF RESIDENTIAL SOLID WASTE IN THE TOWN OF SURFSIDE, FLORIDA; ESTABLISHING THE ESTIMATED ASSESSMENT RATE FOR SOLID WASTE SERVICE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE TOWN OF SURFSIDE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2024; DIRECTING THE PREPARATION OF AN UPDATED ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution - Solid Waste Assessments FY 25](#)

[Attachment A - Affidavit of Publication 8-21-2024](#)

[Attachment B - Miami Herald Ad \(8-21-2024\)](#)

5B. Approving an Interlocal Agreement with Miami-Dade County for the Publication of Legal Advertisements and Public Notices on Miami-Dade County's Publicly Accessible Website - Mark Blumstein, Interim Town Attorney

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE FLORIDA, APPROVING AN INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY RELATING TO THE PUBLICATION OF LEGAL ADVERTISEMENTS AND PUBLIC NOTICES ON MIAMI-DADE COUNTY'S PUBLICLY ACCESSIBLE

WEBSITE; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Attachment A - Sample Annual Notice](#)

[Resolution - Ads and Publications](#)

[Agreement - Ads and Publications](#)

5C. Authorization to Approve Additional Services to 300 Engineering for Construction Management - Mark Blumstein, Interim Town Attorney

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

[Resolution - 300 Engineering LLC](#)

[Surfside-Task 4-96th ST Park-Owner's Rep -Supplemental 3 Estimate](#)

5D. Authorization Approving Additional Services to Savino Miller related to the 96 Street Park Project - Mark Blumstein, Interim Town Attorney

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 96 STREET PARK PROJECT; AUTHORIZING THE EXPENDITURE OF FUNDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution - Savino Miller](#)

[2024-08-06 - Surfside Park Table](#)

[2024-08-06 - Surfside Park- Add Serv 13 - CA Professional Fees - REV](#)

[2024-08-15 - Surfside Park - Add Serv 13 - WLA](#)

5E. Employee Health Benefits Contract Renewal for FY 2024 - Peter Jankowski, Town Manager

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING EMPLOYEE HEALTH BENEFITS RENEWAL CONTRACTS FOR FISCAL YEAR 2024/2025 WITH CIGNA FOR EMPLOYEE HEALTH INSURANCE, DENTAL AND VISION COVERAGE, MUTUAL OF OMAHA FOR LIFE AND DISABILITY INSURANCE, AND AMERIFLEX FOR FLEXIBLE SPENDING ARRANGEMENT (FSA) BENEFIT SERVICES, HEALTH REIMBURSEMENT AGREEMENT (HRA) SERVICES, AND COBRA ADMINISTRATION; AUTHORIZING THE TOWN MANAGER TO ENTER INTO ANY NECESSARY AGREEMENTS WITH CIGNA, MUTUAL OF OMAHA, AND AMERIFLEX FOR THE RESPECTIVE SERVICES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution - Employee Insurance - Sep 2024](#)

[Attachment A - Health-Dental, Vision & other Benefits](#)

- 5F. Approval of the Town Personnel Policies and Procedures Manual - Mark Blumstein, Interim Town Attorney**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING THE TOWN'S PERSONNEL POLICIES AND PROCEDURES MANUAL REVISED SEPTEMBER 2024; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution Approving Manual](#)

[Personnel Policies and Procedures Manual - Aug 22 2024](#)

- 5G. UKG - Human Resources and Workforce Management Platform - Peter Jankowski, Town Manager**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING AN AGREEMENT WITH KRONOS SAASHR, INC., A UKG COMPANY, FOR THE TOWN'S PAYROLL AND ATTENDANCE SOFTWARE; FINDING THAT THE SERVICES ARE EXEMPT FROM COMPETITIVE PROCUREMENT PURSUANT TO SECTION 3-13(3) OF THE TOWN CODE; AUTHORIZING EXPENDITURE OF FUNDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution - UKG](#)

[Town of Surfside Quote](#)

- 5H. Resolution Approving Town Attorney Employment Agreement - Mark Blumstein, Interim Town Attorney**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING THE EMPLOYMENT AGREEMENT OF MARK BLUMSTEIN TO SERVE AS THE TOWN ATTORNEY; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Resolution Approving Town Attorney](#)

[Agreement Town Attorney - Agreement](#)

- 5I. Abbott Avenue Project - Construction and Management Services - Andre Eugent**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPROVING CONTRACT ADDENDUM #1 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE TOWN AND KEITH & ASSOCIATES, INC. PERTAINING TO THE ABBOTT AVENUE DRAINAGE IMPROVEMENT PROJECT; AUTHORIZING EXPENDITURE OF FUNDS; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

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[Resolution - Keith - Supp Svcs - Abbott Ave](#)
[Contract Addendum No. 1 Keith - Abbott Ave](#)
[Project Fee Sheet- Keith - Abbott Ave Project](#)

- 5J. Accepting a Grant from DEP Resilient Florida Program FY24-25 State Plan - Notice of Additional Funding Award 22SRP55 - Peter Jankowski, Town Manager**

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, 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; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

[Reso - FDEP Supp Grant - Final](#)

[FDEP Supp Grant - Final - Email](#)

[Abbott Avenue Stormwater Improvements Grant Agreement](#)

[Abbott Avenue Stormwater Improvements - Amendment No. 1 to Grant Agreement](#)

- 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 - Peter M. Jankowski, Town Manager
[September Town Manager's Report](#)

7B. Town Attorney's Report - Mark Blumstein, Interim Town Attorney
[Town Attorney's Report - September 10, 2024](#)

- 8. Unfinished Business and New Business**

- 9. Mayor, Commission and Staff Communications**

9A. Indian Creek Village Proposed Sewer Connection Agreement - Mayor Charles W. Burkett
[Sewer Connection Agreement between Surfside ICV \(July 2024\)](#)

9B. Construction and other Disruptive Operations Occurring in the Town - Vice Mayor Tina Paul

9C. Amending the Town's Travel Policy for Commissioners - Commissioner Gerardo Vildostegui

9D. Legislative Priorities - Mark Blumstein, Interim Town Attorney
[Legislative Priorities FY2024](#)

9E. Beach Furniture Service Operations - Mark Blumstein, Interim Town Attorney
[Beach Time Max LLC-Beach Furniture Operations Agreement](#)

9F. Ordinance to Regulate Sand Removal or Digging - Vice Mayor Tina Paul

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[Attachment "A" - Sand hole deaths Why they happen, how often and how to stay safe](#)

[Attachment "B" - Lauderdale-by-the-Sea prohibits digging deep sand holes
Miami Herald](#)
[Attachment "C" - Lauderdale by the Sea Ordinance](#)

- 9G. School Bus Shuttle Service** - Mark Blumstein, Interim Town Attorney
[TOS School Bus Shuttle Service](#)
- 9H. Traffic Endangering Surfside Residents** - Mayor Charles W. Burkett
[Attachment](#)
- 9I. Limiting Speculative Demolitions** - Commissioner Gerardo Vildostegui
- 9J. Parking-Protected Bicycle Lane in the Harding Avenue Business District** -
Commissioner Gerardo Vildostegui
[Parking protected bike lane](#)

10. Adjournment

Respectfully submitted,

Peter Jankowski,
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.