

SUMMARY MINUTES
Regular City Commission Meeting
Thursday, January 17, 2019, 6:30 p.m.
City of Sunny Isles Beach, Florida

ATTENTION ALL LOBBYISTS: CITY LAW REQUIRES YOUR REGISTRATION PRIOR TO ENGAGING IN LOBBYING ACTIVITIES BEFORE CITY STAFF, BOARDS, COMMITTEES OR THE CITY COMMISSION. PLEASE CONTACT THE CITY CLERK FOR FORMS AND ADDITIONAL INFORMATION.

AGENDA

1. CALL TO ORDER / ROLL CALL OF MEMBERS

The meeting was called to order by Mayor Scholl at 6:30 p.m. with the following officials present:

Vice Mayor Dana Goldman
Commissioner Jeanette Gatto
Commissioner Larisa Svechin
Commissioner Jeniffer Viscarra

City Manager Christopher J. Russo
City Clerk Mauricio Betancur, CMC
Deputy City Manager Stan Morris
Assistant City Attorney Julia Grachova

2. PLEDGE OF ALLEGIANCE / INVOCATION

Action: Sunny Isles Beach Resident Mr. Bello gave the pledge of Allegiance and Rabbi Baron gave the invocation.

3. APPROVAL OF MINUTES

3A. Regular City Commission Meeting – December 20, 2018.

Action: Commissioner Goldman moved and Commissioner Viscarra seconded **a motion to approve the above-mentioned Summary Minutes. The motion was approved by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

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

Deferred: Item 10E. Resolution Approving a Public Art Donation Agreement with PMG-S2 Sunny Isles, LLC. **Add On:** Item 10K. Resolution Approving an Agreement with Temple, Inc. to Provide the Additional Enhancements to the Rectangular Rapid Flashing Beacon Assembly Products; **Add On:** Item 10L. Resolution Approving an Amendment to Section 503:1 Titled “Retirement Benefits” of the City’s Personnel Policy Manual; **Add On:** Item 10M. Resolution Appointing Julia Grachova as “Interim City Attorney” and Lotoya Brown as “Interim Deputy City Attorney” Pending the Appointment of a Permanent City Attorney by the Commission.

Action: Commissioner Goldman moved and Commissioner Viscarra seconded **a motion to approve the above-mentioned changes to the agenda. The motion was approved by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

5. SPECIAL PRESENTATIONS

5A. Certificates of Achievement Presented to City of Sunny Isles Beach Soccer and Cheerleading Teams, and the NSE Sunny Isles Beach/K-8 School’s Volleyball Team.

Action: This is item was deferred.

6. ZONING

- 6A. Request of GPI Sunny Isles, LLC (“Applicant”) for the property located at 16700-16750 Collins Avenue, Site Plan Approval** for the following: (Hearing #PZ2018-02):

(Deferred from 12/20/18 - Applicant has Requested a Deferral to March 21, 2019)

Action: Commissioner Goldman moved and Commissioner Viscarra seconded **a motion to defer the above-mentioned Zoning Application to March 21, 2019. The motion was approved by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

7. ORDINANCES FOR FIRST READING

8. PUBLIC HEARINGS (Other than Ordinances for Second Reading)

9. ORDINANCES FOR SECOND READING (*Public Hearings*)

- 9A. An Ordinance of the City Commission of the City of Sunny Isles Beach, Florida, Amending Section 201-8(H) of the City Code of Ordinances to Prohibit the Use of Dangerous Objects and the Unauthorized Use of Unmanned Aerial Vehicles in City Parks and Recreation Areas; Providing for Repealer; Providing for Severability; Providing for Inclusion in the City Code; Providing for an Effective Date.**

City Clerk Betancur read the title, and Assistant to the City Manager Kathryn Matos reported.

Public Speakers: None.

Vice Mayor Goldman moved and Commissioner Viscarra seconded **a motion to approve the Ordinance on second reading. Ordinance No. 2019-535 was adopted by a roll call vote of 4-0-1 [Mayor Scholl was absent] in favor.**

Vote: Commissioner Goldman	<u>yes</u>
Commissioner Lama	<u>yes</u>
Commissioner Viscarra	<u>yes</u>
Vice Mayor Svechin	<u>yes</u>
Mayor Scholl	<u>absent</u>

10. RESOLUTIONS

- 10A. A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, Approving a First Amendment to the Agreement with Moore Stephens Lovelace, P.A. for Professional Auditing Services; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.**

Action: City Clerk Betancur read the title, and Finance Director Tiffany Neely reported.

Public Speakers: None

Commissioner Goldman moved and Commissioner Viscarra seconded a **motion to approve the resolution. Resolution No. 2019-2899 was adopted by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

- 10B.** A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, Approving a **Second Amendment to the Agreement with O’Leary Richards Design Associates, Inc.** for Landscape Architect Services, in a Total Amount not to Exceed \$65,000.00, 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.

Action: City Clerk Betancur read the title, and Planning and Zoning Director Claudia Hasbun reported.

[Clerk’s Note: This item was revised to increase the ‘Not to Exceed’ amount from \$65,000.00 to \$120,000.00.]

Public Speakers: None

Commissioner Goldman moved and Commissioner Viscarra seconded a **motion to approve the resolution. Resolution No. 2019-2900 was adopted by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

- 10C.** A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving a Second Amendment to the Agreement with Calvin, Giordano and Associates, Inc. for Professional Planning and Zoning Consulting Services**, in an Amount not to Exceed \$150,000.00, 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.

Action: City Clerk Betancur read the title, and Planning and Zoning Director Claudia Hasbun reported.

Public Speakers: None

Commissioner Goldman moved and Commissioner Lama seconded a **motion to approve the resolution. Resolution No. 2019-2901 was adopted by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

- 10D.** A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving an Increase in Spending Authority with Calvin, Giordano And Associates, Inc. for the Newport Pier Cleanup Services**, in an Amount not to Exceed \$10,584.00, 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.

Action: City Clerk Betancur read the title, and Planning and Zoning Director Claudia Hasbun reported.

Public Speakers: None

Commissioner Goldman moved and Commissioner Lama seconded a **motion to approve the resolution. Resolution No. 2019-2902 was adopted by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

10E. Deferred:

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving a Public Art Donation Agreement with PMG-S2 Sunny Isles, LLC**, Attached Hereto, in Substantially the Same Form, as Exhibit "A"; Authorizing the City Manager and the City Attorney to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

Action: This item was deferred to a later meeting.

10F. A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Entering into an Agreement with the Town of Golden Beach and its Police Department to Share Police Reporting and Records Management Software and Information Technology Services** for a Period of Three (3) Years, Attached Hereto as Exhibit "A"; Authorizing the City Manager and the Chief of Police to Execute Said Agreement; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

Action: City Clerk Betancur read the title, and Chief Information Officer Derrick Arias reported.

Public Speakers: None

Commissioner Goldman moved and Commissioner Lama seconded a **motion to approve the resolution. Resolution No. 2019-2903 was adopted by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

10G. A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, Approving the **Expenditure of Budgeted Funds for the Lease of Three (3) New Copier/Scanner/Printers from Toshiba Business Solutions Florida** for the Government Center and Pelican Community Park, in an Amount Not to Exceed \$25,241.04, Plus Additional Per-Copy Charges of \$40,000.00 Annually, Utilizing the State of Florida Contract No. 600-000-11-1; Authorizing the City Manager to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

Action: City Clerk Betancur read the title, and Chief Information Officer Derrick Arias reported.

Public Speakers: None

Commissioner Goldman moved and Commissioner Viscarra seconded a **motion to approve the resolution. Resolution No. 2019-2904 was adopted by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

10H. A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Authorizing**

the Purchase of 15 Bus Shelters from Tolar Manufacturing, in an Amount Not to Exceed \$85,075.00, Attached Hereto as Exhibit “A”; Authorizing the City Manager to Do All Things Necessary to Effectuate the Terms of this Resolution; Providing for an Effective Date.

Action: City Clerk Betancur read the title, and Assistant City Manager Susan S. Simpson reported.

Public Speakers: None

Commissioner Goldman moved and Commissioner Lama seconded a **motion to approve the resolution. Resolution No. 2019-2905 was adopted by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

- 10I.** A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Ranking the Submittals for Consulting Engineering Services for Golden Shores Pump Station Rehabilitation in Response to Request for Qualifications No. 18-11-01 and Authorizing the City Manager to Begin Negotiations with the Top Ranked Firm** in Accordance with State Law; Authorizing the City Manager to Negotiate and Enter into an Agreement with the Top Ranked Firm, Provided Said Agreement is First Approved as to Form and Legal Sufficiency by the City Attorney; Authorizing the City Manager and the City Attorney to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

Action: City Clerk Betancur read the title, and City Manager Christopher J. Russo reported.

Public Speakers: None

Commissioner Goldman moved and Commissioner Viscarra seconded a **motion to approve the resolution. Resolution No. 2019-2906 was adopted by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

- 10J.** A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving a Parking License Agreement Between the City of Sunny Isles Beach and Regalia Beach Developers, LLC. (“Regalia”) for Use of a Portion of the Parking Lot Under the William Lehman Causeway**, attached Hereto as Exhibit “A”; Authorizing the City Manager to Execute Said Agreement; Authorizing the City Manager and the City Attorney to Do All Things Necessary to Effectuate this Resolution; Providing for an Effective Date.

Action: City Clerk Betancur read the title, and City Manager Christopher J. Russo reported.

Public Speakers: None

Commissioner Goldman moved and Commissioner Lama seconded a **motion to approve the resolution. Resolution No. 2019-2907 was adopted by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

- 10K. Add On:**

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving an Agreement with Temple, Inc. to Provide the Additional Enhancements to the Rectangular Rapid Flashing Beacon Assembly Products, to Include the Purchase and**

Installation of Traffic Equipment and Accessories, in an Amount not to Exceed \$109,380.00; Authorizing the Mayor to Execute Said Agreement; Providing for an Effective Date.

Action: City Clerk Betancur read the title, and Assistant City Manager Susan S. Simpson reported.

Public Speakers: None

Commissioner Goldman moved and Commissioner Viscarra seconded a **motion to approve the resolution. Resolution No. 2019-2908 was adopted by a voice vote of 5-0 in favor.**

10L. Add On:

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Approving an Amendment to Section 503:1 Titled “Retirement Benefits” of the City’s Personnel Policy Manual, Attached Hereto as Exhibit “A”**; Authorizing the City Manager to Do All Things Necessary to Effectuate the Terms of this Resolution; Providing for an Effective Date.

Action: City Clerk Betancur read the title, and City Manager Christopher J. Russo reported.

Public Speakers: Ben Brodsky, Hans Ottinot.

Commissioner Goldman moved and Commissioner Viscarra seconded a **motion to approve the resolution. Resolution No. 2019-2909 was adopted by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

10M. Add On:

A Resolution of the City Commission of the City of Sunny Isles Beach, Florida, **Appointing Julia Grachova as “Interim City Attorney” and Lotoya Brown as “Interim Deputy City Attorney” Pending the Appointment of a Permanent City Attorney by the Commission**; Providing the Mayor and City Manager with the Authority to Do All Things Necessary to Effectuate the Terms of this Resolution; Providing for an Effective Date.

Action: City Clerk Betancur read the title, and City Manager Christopher J. Russo reported.

[Clerk’s Note: This resolution was amended during the meeting to substitute the word “resignation” with “separation”.]

Public Speakers: Ben Brodsky, Hans Ottinot.

Commissioner Goldman moved and Commissioner Lama seconded a **motion to approve the resolution as amended. Resolution No. 2019-2910 was adopted by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

11. MOTIONS

- 11A.** Commissioner Goldman moved and Commissioner Viscarra seconded a **motion to clarify that the personnel policy adopted by Resolution No. 2019-2909 covers the charter position of Hans Ottinot as City Attorney. The motion passed by a voice vote of 4-0-1 [Mayor Scholl was absent] in favor.**

12. DISCUSSION ITEMS

13. CITIZENS' FORUM: REQUESTS, PETITIONS & OTHER COMMUNICATIONS

Speakers: Maya Rakuz, Alicia LeBlanc, Freddy Howard, and Maya Nilda all spoke about issues at the property located at 17505 North Bay Road (Marian Towers).

14. ADJOURNMENT

Commissioner Goldman moved to adjourn the meeting; Vice Mayor Svechin adjourned it at 7:50 p.m.

Respectfully submitted by:

Approved by the City Commission on
February 21st, 2019

Mauricio Betancur, CMC
City Clerk

George H. Scholl
Mayor