

City Commission

Enid Weisman, Mayor

Enbar Cohen, Commissioner
Teri Holzberg, Commissioner
Denise Landman, Commissioner
Marc Narotsky, Commissioner
Robert Shelley, Commissioner
Howard Weinberg, Commissioner



City Manager

Eric M. Soroka, ICMA-CM

City Clerk

Ellisa L. Horvath, MMC

City Attorney

Weiss Serota Helfman
Cole & Bierman

CITY COMMISSION MEETING AGENDA

NOVEMBER 3, 2015

6:00 P.M.

RECAP

**Aventura Government Center
19200 West Country Club Drive
Aventura, Florida 33180**

1. **CALL TO ORDER\ROLL CALL**

2. **PLEDGE OF ALLEGIANCE**

**Action Taken:
Commissioner Robert Shelley
ELECTED as Vice Mayor**

3. **ELECTION OF VICE MAYOR**

4. **AGENDA: Request for Deletions/Emergency Additions**

5. **SPECIAL PRESENTATIONS:**

- Employee Service Award

6. **CONSENT AGENDA:** Matters included under the Consent Agenda are self-explanatory and are not expected to require discussion or review. Items will be enacted by one motion. If discussion is desired by any member of the Commission, that item must be removed from the Consent Agenda and considered separately. If the public wishes to speak on a matter on the consent agenda they must inform the City Clerk prior to the start of the meeting. They will be recognized to speak prior to the approval of the consent agenda.

A. APPROVAL OF MINUTES:

**Action Taken:
APPROVED**

- October 6, 2015 Commission Regular Meeting
- October 15, 2015 Commission Workshop Meeting

B. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA DECLARING CERTAIN PROPERTY LISTED UNDER THE ASSETS OF THE CITY AS SURPLUS TO THE NEEDS OF THE CITY; DESCRIBING THE MANNER OF DISPOSAL; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

**Action Taken:
ADOPTED
as Resolution
No. 2015-59**

C. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AUTHORIZING THE CITY MANAGER TO TAKE ALL NECESSARY ACTION TO CONVERT NE 29TH PLACE TO A PUBLIC STREET, INCLUDING THE ACCEPTANCE OF RIGHT-OF-WAY DEEDS FROM AVENTURA MALL VENTURE AND AVENTURA COUNTRY CLUB, AND OTHER NECESSARY CONVEYANCES, EASEMENTS AND/OR DEDICATIONS FROM PROPERTY OWNERS IN ORDER TO ACCOMPLISH THE PUBLIC DEDICATION OF THE ROAD; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Taken:
ADOPTED
as Resolution
No. 2015-60

D. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE ATTACHED WORK AUTHORIZATION NO. 01-0103-212 FOR PROFESSIONAL DESIGN SERVICES FOR THE NE 213TH STREET AND NE 183RD STREET SEAWALL IMPROVEMENTS PROJECT BY AND BETWEEN THE CITY OF AVENTURA AND CRAVEN THOMPSON AND ASSOCIATES, INC.; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Taken:
ADOPTED
as Resolution
No. 2015-61

E. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE THE ATTACHED WORK AUTHORIZATION NO. 01-0103-217 FOR PROFESSIONAL PLANNING SERVICES BY AND BETWEEN THE CITY OF AVENTURA AND CRAVEN THOMPSON AND ASSOCIATES, INC.; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Taken:
ADOPTED
as Resolution
No. 2015-62

F. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, SELECTING THE FIRMS OF KIMLEY-HORNE AND ASSOCIATES, INC., MARLIN ENGINEERING, INC., AND THE CORRADINO GROUP, INC. TO PERFORM PROFESSIONAL TRAFFIC ENGINEERING SERVICES RELATIVE TO RFP NO. 16-10-05-2, TRAFFIC ENGINEERING SERVICES; AUTHORIZING THE CITY MANAGER TO NEGOTIATE THE TERMS AND FEES FOR SAID SERVICES WITH EACH FIRM; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Taken:
ADOPTED
as Resolution
No. 2015-63

G. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AUTHORIZING THE CITY MANAGER TO EXECUTE AND APPLY FOR THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT JUSTICE ASSISTANCE GRANT; TO APPLY FOR, RECEIVE, AND EXPEND \$4,718 IN FUNDS FOR THE SCHOOL RESOURCE OFFICER PROJECT; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Taken:
ADOPTED
as Resolution
No. 2015-64

H. MOTION AUTHORIZING THE APPROPRIATION OF UP TO \$7,500 FOR CRIME PREVENTION SCHOLARSHIPS FROM THE POLICE FORFEITURE FUNDS IN ACCORDANCE WITH THE CITY MANAGER'S MEMORANDUM.

Action Taken:
APPROVED

I. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, APPROVING THE APPOINTMENT OF MEMBERS TO THE CHARTER REVISION COMMISSION; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Taken:
ADOPTED
as Resolution
No. 2015-65

- J. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA ESTABLISHING PROCEDURES FOR COMMISSION TRAVEL AND EXPENSES; AUTHORIZING THE CITY MANAGER TO TAKE ALL NECESSARY ACTION TO IMPLEMENT THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**Action Taken:
ADOPTED
as Resolution
No. 2015-66**

7. ZONING HEARINGS - QUASI-JUDICIAL PUBLIC HEARINGS: Please be advised that the following items on the Commission's agenda are quasi-judicial in nature. If you wish to object or comment upon any of these items, please inform the Mayor when she requests public comments. An opportunity for persons to speak on each item will be made available after the applicant and staff have made their presentations on each item. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you refuse either to be cross-examined or to be sworn, your testimony will be given its due weight. The general public will not be permitted to cross-examine witnesses, but the public may request the Commission to ask questions of staff or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. Further details of the quasi-judicial procedures may be obtained from the Clerk.

- A. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, APPROVING SIGN VARIANCE FOR CITY NATIONAL BANK ON PROPERTY LOCATED AT 2999 NE 191 STREET, CITY OF AVENTURA; AND PROVIDING FOR AN EFFECTIVE DATE.**

**Action Taken:
ADOPTED
as Resolution
No. 2015-67**

- B. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, APPROVING SIGN VARIANCE FOR A DIRECTORY SIGN MEASURING 208 SQUARE FEET, WHERE A DIRECTORY SIGN MEASURING A MAXIMUM OF 32 SQUARE FEET IS PERMITTED BY CITY CODE, FOR THE 9 STORY OPTIMA OFFICE BULDING AT 21500 BISCAYNE BOULEVARD, CITY OF AVENTURA; AND PROVIDING FOR AN EFFECTIVE DATE.**

**Action Taken:
ADOPTED
as Resolution
No. 2015-68**

- C. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA GRANTING CONDITIONAL USE APPROVAL TO ALLOW LOT COVERAGE OF 55.24% FOR A MEDICAL OFFICE DEVELOPMENT LOCATED IN THE MEDICAL OFFICE (MO) DISTRICT WHERE MAXIMUM LOT COVERAGE OF 40% IS PERMITTED BY CODE AND TO ALLOW FLOOR AREA RATIO OF 2.0 WHERE MAXIMUM FLOOR AREA RATIO OF 1.50 IS PERMITTED BY CODE; FOR AN OFFICE BUILDING DEVELOPMENT TO BE CONSTRUCTED PURSUANT TO THE CITY'S GREEN BUILDING PROGRAM, LOCATED AT 21291 NE 28 AVENUE, CITY OF AVENTURA; AND PROVIDING FOR AN EFFECTIVE DATE.**

**Action Taken:
ADOPTED
as Resolution
No. 2015-69**

- D. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA GRANTING CONDITIONAL USE APPROVAL TO ALLOW A BUILDING HEIGHT OF 12 STORIES AND 129'8"; WHERE A MAXIMUM HEIGHT OF 12 STORIES AND 120' IS PERMITTED BY CODE, FOR A MEDICAL OFFICE BUILDING AT 2801 NE 213 STREET, CITY OF AVENTURA IN THE MO, MEDICAL OFFICE DISTRICT; AND PROVIDING FOR AN EFFECTIVE DATE.**

**Action Taken:
ADOPTED
as Resolution
No. 2015-70**

8. ORDINANCES - FIRST READING/PUBLIC HEARINGS:

- A. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AMENDING ORDINANCE NO. 2014-10 WHICH ORDINANCE ADOPTED A BUDGET FOR THE 2014/2015 FISCAL YEAR BY REVISING THE 2014/2015 FISCAL YEAR OPERATING AND CAPITAL BUDGET AS OUTLINED IN EXHIBIT "A" ATTACHED HERETO; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Taken:
APPROVED
on
First Reading

- B. CITY COMMISSION, IN ITS CAPACITY AS THE AVENTURA CITY OF EXCELLENCE SCHOOL BOARD OF DIRECTORS:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AMENDING ORDINANCE NO. 2015-04, WHICH ORDINANCE ADOPTED A CHARTER SCHOOL OPERATING AND CAPITAL BUDGET FOR THE AVENTURA CITY OF EXCELLENCE SCHOOL FOR FISCAL YEAR 2015/2016 (JULY 1 – JUNE 30) BY REVISING THE 2015/2016 FISCAL YEAR BUDGET DOCUMENT AS OUTLINED IN EXHIBIT "A" ATTACHED HERETO; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Taken:
APPROVED
on
First Reading

9. ORDINANCES - SECOND READING/PUBLIC HEARINGS:

- A. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AMENDING CHAPTER 2 "ADMINISTRATION" OF THE CITY OF AVENTURA CODE OF ORDINANCES BY AMENDING SECTION 2-371 "LOBBYISTS" OF ARTICLE VI. "LOBBYING ACTIVITIES" TO BE CONSISTENT WITH THE MIAMI-DADE COUNTY ETHICS CODE BY ELIMINATING THE LOBBYIST EXPENDITURE STATEMENT FILING REQUIREMENT FOR LOBBYISTS THAT HAVE MADE NO LOBBYING EXPENDITURE DURING A GIVEN REPORTING PERIOD AND ELIMINATING THE PAYMENT OF LOBBYIST REGISTRATION FEES BY PRINCIPALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Taken:
ADOPTED
on Second
Reading as
Ordinance
No. 2015-10

- B. AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AMENDING THE LEGISLATIVE EXPENSE AMOUNT FOR THE MAYOR AND INDIVIDUAL COMMISSIONERS AS PROVIDED FOR IN SECTION 2.06 OF THE CITY OF AVENTURA CHARTER, FROM \$6,059 TO \$8,059 PER YEAR; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

Action Taken:
ADOPTED
on Second
Reading as
Ordinance
No. 2015-11

- C. AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA; AMENDING THE CITY CODE BY AMENDING CHAPTER 18 "BUSINESS REGULATIONS, TAXES AND PERMITS", BY AMENDING ARTICLE IV "POLICE COST RECOVERY"; AT SECTION 18-80 "RECOVERY OF COSTS FOR FAILURE OF RESPONSIBLE PERSON TO APPEAR ON BEHALF OF BUSINESS"; TO AUTHORIZE IMPOSITION OF A MINIMUM SERVICE FEE IN LIEU OF THE RECOVERY OF ALL COSTS INCURRED BY THE CITY POLICE DEPARTMENT UNDER CIRCUMSTANCES IN WHICH A CRIMINAL PROSECUTION IS ABANDONED, DISMISSED OR FAILS AS A DIRECT

Action Taken:
ADOPTED
on Second
Reading as
Ordinance
No. 2015-12

RESULT OF THE FAILURE OF A RESPONSIBLE PERSON TO APPEAR IN LAW ENFORCEMENT OR COURT PROCEEDINGS ON BEHALF OF THE OWNER OR OPERATOR OF A BUSINESS ESTABLISHMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR PENALTY; AND PROVIDING FOR AN EFFECTIVE DATE.

10. **RESOLUTIONS – PUBLIC HEARINGS:** None
11. **REPORTS**
12. **PUBLIC COMMENTS**
13. **OTHER BUSINESS:** None
14. **ADJOURNMENT**

FUTURE MEETINGS*

**COMMISSION MEETING AND WORKSHOP – NOVEMBER 19, 2015 AT 10 AM
EXECUTIVE CONFERENCE ROOM (5TH FLOOR)**

**COMMISSION MEETING – JANUARY 5, 2016 AT 6 PM
COMMISSION CHAMBER**

**COMMISSION WORKSHOP – JANUARY 21, 2016 AT 9 AM
EXECUTIVE CONFERENCE ROOM (5TH FLOOR)**

*Meeting dates and times are subject to change. Please check the City's website for the most current schedule.

This meeting is open to the public. 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 Office of the City Clerk, 305-466-8901, not later than two days prior to such proceeding. One or more members of the City of Aventura Advisory Boards may be in attendance and may participate at the meeting. Anyone wishing to appeal any decision made by the Aventura City Commission 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. Agenda items may be viewed at the Office of the City Clerk, City of Aventura Government Center, 19200 W. Country Club Drive, Aventura, Florida, 33180. Anyone wishing to obtain a copy of any agenda item should contact the City Clerk at 305-466-8901.