

City Commission

Enid Weisman, Mayor

Robert Shelley, Vice Mayor

Enbar Cohen, Commissioner

Teri Holzberg, Commissioner

Denise Landman, Commissioner

Marc Narotsky, 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
FEBRUARY 2, 2016
6:00 P.M.**

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

1. CALL TO ORDER\ROLL CALL

2. PLEDGE OF ALLEGIANCE

3. AGENDA: Request for Deletions/Emergency Additions

4. SPECIAL PRESENTATIONS:

- Certificate of Appreciation – Ephraim Weinberg
- Employee Service Awards

5. 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:

- January 5, 2016 Commission Regular Meeting
- January 21, 2016 Commission Special Meeting
- January 21, 2016 Commission Workshop Meeting

B. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AUTHORIZING THE CITY MANAGER ON BEHALF OF THE CITY TO EXECUTE AND OTHERWISE ENTER INTO THE ATTACHED AGREEMENT BETWEEN THE CITY OF AVENTURA AND CRAVEN THOMPSON & ASSOCIATES, INC. FOR THE PREPARATION OF A COMPREHENSIVE STORMWATER MANAGEMENT PLAN; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

C. **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AUTHORIZING THE CITY MANAGER TO EXECUTE AND OTHERWISE ENTER INTO AN INTERLOCAL AGREEMENT BY AND BETWEEN THE CITY OF AVENTURA AND MIAMI-DADE COUNTY FOR THE ENFORCEMENT OF SECTION 8CC OF THE MIAMI-DADE COUNTY CODE AS IT RELATES TO SECTION 21-81 OF THE MIAMI-DADE COUNTY CODE; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

D. **A RESOLUTION OF THE CITY OF AVENTURA, FLORIDA, SUPPORTING GOVERNOR RICK SCOTT'S PROPOSED REFORMS FOR ENTERPRISE FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE.**

6. 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. **None**

7. ORDINANCES - FIRST READING/PUBLIC HEARINGS:

A. **AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA AMENDING DIVISION 6 "ARTS IN PUBLIC PLACES ADVISORY BOARD" OF ARTICLE III "ADVISORY BOARDS" OF CHAPTER 2 "ADMINISTRATION" OF THE CITY CODE OF THE CITY OF AVENTURA, FLORIDA; REVISING COMPOSITION AND DUTIES OF THE BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.**

B. **AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA; AMENDING THE CITY CODE BY AMENDING CHAPTER 30 "ENVIRONMENT", BY AMENDING ARTICLE VI "PROPERTY MAINTENANCE"; AT SECTION 30-191 "PROPERTY MAINTENANCE", BY REVISING PARAGRAPH (B)(6) THEREOF TO REQUIRE ENHANCED DRAINAGE AT PARKING LOTS ON COMMERCIAL PROPERTIES AND ON PAVED AREAS OF SUCH COMMERCIAL PROPERTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR PENALTY; AND PROVIDING FOR AN EFFECTIVE DATE.**

8. ORDINANCES - SECOND READING/PUBLIC HEARINGS: None

9. RESOLUTIONS – PUBLIC HEARINGS: None

10. REPORTS

11. PUBLIC COMMENTS

12. OTHER BUSINESS: None

13. ADJOURNMENT

FUTURE MEETINGS*

**COMMISSION WORKSHOP – FEBRUARY 17, 2016 AT 9 AM
EXECUTIVE CONFERENCE ROOM (5TH FLOOR)**

**COMMISSION MEETING – MARCH 1, 2016 AT 6 PM
COMMISSION CHAMBER**

**COMMISSION WORKSHOP – MARCH 17, 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.

1. **CALL TO ORDER/ROLL CALL:** The meeting was called to order by Mayor Enid Weisman at 6:00 p.m. The roll was called and the following were present: Mayor Weisman, Vice Mayor Robert Shelley, Commission Enbar Cohen, Commissioner Teri Holzberg, Commissioner Denise Landman, Commissioner Marc Narotsky, Commissioner Howard Weinberg, City Manager Eric M. Soroka, City Clerk Ellisa L. Horvath, and City Attorney David M. Wolpin. As a quorum was determined to be present, the meeting commenced.

2. **PLEDGE OF ALLEGIANCE:** The Pledge was led by Dr. Allison Harley, Principal for Dr. Michael M. Krop Senior High School.

3. **AGENDA: REQUESTS FOR DELETIONS/EMERGENCY ADDITIONS:** Mr. Soroka noted a change to Item 5I on the Consent Agenda. Mr. Wolpin reviewed the updates to Item 5I as indicated on the distributed Memorandum and Resolution, which is summarized as follows: 1.) the addition of a condition for the applicant to provide an executed Declaration of Restrictions in Lieu of Unity of Title and Easement and Operating Agreement, with the Declaration and Agreement recorded prior to the signature of the plat by the City, and 2.) the deletion of language requiring the recordation of a Unity of Title or Declaration in Lieu of Unity of Title and Easement and Operating Agreement as a condition of site plan approval. Mr. Wolpin clarified that approval of Item 5I on the Consent Agenda would constitute approval of the changes as indicated on the updated Memorandum and Resolution language.

4. **SPECIAL PRESENTATIONS:**

- **Employee Service Award:** Mr. Soroka and Mayor Weisman presented Karen Lanke, IT Director, with an award recognizing her fifteen years of service.

5. **CONSENT AGENDA:** There were no requests from the public to address the Commission.

A motion to approve the items on the Consent Agenda was offered by Vice Mayor Shelley, seconded by Commissioner Holzberg, and passed unanimously by roll call vote. The following action was taken:

A. Minutes were approved as follows:

- November 3, 2015 Commission Workshop Meeting
- November 3, 2015 Commission Regular Meeting
- November 19, 2015 Commission Regular Meeting
- November 19, 2015 Commission Workshop Meeting

B. Resolution No. 2016-01 was adopted as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, APPROVING THE APPOINTMENT OF MEMBERS TO THE CITY OF AVENTURA ARTS AND CULTURAL CENTER ADVISORY BOARD FOR A TWO-YEAR TERM; AND PROVIDING FOR AN EFFECTIVE DATE.

C. Resolution No. 2016-02 was adopted as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, APPROVING THE APPOINTMENT OF MEMBERS TO THE CITY OF AVENTURA COMMUNITY SERVICES ADVISORY BOARD FOR A ONE-YEAR TERM; AND PROVIDING FOR AN EFFECTIVE DATE.

D. Resolution No. 2016-03 was adopted as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AUTHORIZING THE CITY MANAGER TO EXECUTE AND OTHERWISE ENTER INTO THAT AGREEMENT BETWEEN THE CITY OF AVENTURA AND THE STATE OF FLORIDA, OFFICE OF THE STATE ATTORNEY FOR THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA TO REIMBURSE THE STATE FOR THE COST OF STATE ATTORNEY PROSECUTION OF CERTAIN CRIMINAL VIOLATIONS OF THE CITY OF AVENTURA CODE; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

E. Resolution No. 2016-04 was adopted as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AUTHORIZING THE CITY MANAGER ON BEHALF OF THE CITY TO EXECUTE AND OTHERWISE ENTER INTO THE ATTACHED AGREEMENT BETWEEN THE CITY OF AVENTURA AND KIMLEY-HORNE AND ASSOCIATES, INC. TO PERFORM PROFESSIONAL TRAFFIC ENGINEERING SERVICES; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

F. Resolution No. 2016-05 was adopted as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AUTHORIZING THE CITY MANAGER ON BEHALF OF THE CITY TO EXECUTE AND OTHERWISE ENTER INTO THE ATTACHED AGREEMENT BETWEEN THE CITY OF AVENTURA AND MARLIN ENGINEERING, INC. TO PERFORM PROFESSIONAL TRAFFIC ENGINEERING SERVICES; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

G. Resolution No. 2016-06 was adopted as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AUTHORIZING THE CITY MANAGER ON BEHALF OF THE CITY TO EXECUTE AND OTHERWISE ENTER INTO THE ATTACHED AGREEMENT BETWEEN THE CITY OF AVENTURA AND THE CORRADINO GROUP, INC. TO PERFORM PROFESSIONAL TRAFFIC ENGINEERING SERVICES; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

H. Resolution No. 2016-07 was adopted as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA SELECTING THE FIRM OF CRAVEN THOMPSON & ASSOCIATES, INC. TO PREPARE THE COMPREHENSIVE STORMWATER MANAGEMENT PLAN IN ACCORDANCE WITH RFP NO. 16-10-30-2; AUTHORIZING THE CITY MANAGER TO NEGOTIATE THE TERMS AND FEES FOR SAID SERVICES; AUTHORIZING NEGOTIATIONS WITH AN ALTERNATE FIRM TO PERFORM THE REQUIRED SERVICES SHOULD NEGOTIATIONS WITH THE SELECTED FIRM BE UNSUCCESSFUL; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

I. Resolution No. 2016-08 was adopted as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA APPROVING THE "TURNBERRY PLAZA" PLAT, BEING A PLAT OF LAND BEING A PART OF THE EAST ½ OF THE SW ¼ OF THE SE ¼ OF THE NW ¼ OF SECTION 3, TOWNSHIP 52 SOUTH, RANGE 42 EAST, CITY OF AVENTURA, MIAMI-DADE COUNTY, FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE.

J. Resolution No. 2016-09 was adopted as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF PROPOSED AMENDMENTS TO THE CITY CHARTER AS PROVIDED BY THE CHARTER REVISION COMMISSION, IN ACCORDANCE WITH SECTION 7.06 OF THE CITY CHARTER; CONSISTING OF PROPOSED CHARTER AMENDMENTS CONCERNING PARAGRAPH (C) "LIMITATIONS ON LENGTHS OF SERVICE" OF SECTION 2.03 "ELECTION AND TERM OF OFFICE", AND PARAGRAPH (B) (II) "FORFEITURE BY ABSENCE" OF SECTION 2.05 "VACANCIES; FORFEITURE OF OFFICE; FILLING OF VACANCIES", OF THE CITY CHARTER; PROVIDING REQUISITE BALLOT LANGUAGE FOR SUBMISSION TO THE ELECTORATE; CALLING A SPECIAL ELECTION ON THE PROPOSED AMENDMENTS TO THE CITY CHARTER TO BE HELD ON TUESDAY, THE 12TH DAY OF APRIL 2016; PROVIDING NOTICE OF ELECTION; PROVIDING FOR MAIL BALLOT

ELECTION; PROVIDING FOR INCLUSION IN THE CHARTER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

6. ZONING HEARINGS: QUASI-JUDICIAL PUBLIC HEARINGS: Mr. Wolpin incorporated the quasi-judicial procedure provisions into the record. Mrs. Horvath administered the oath to those wishing to offer testimony for the item.

Mr. Wolpin read the following Resolution by title:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA GRANTING APPROVAL OF MULTI-TENANT CENTER SIGN GRAPHICS CRITERIA FOR SIGNAGE AT AVENTURA PARKSQUARE LOCATED ON THE SOUTH SIDE OF NE 207 STREET BETWEEN NE 29 AVENUE AND NE 30 AVENUE; AND PROVIDING FOR AN EFFECTIVE DATE.

A motion to approve the Resolution was offered by Vice Mayor Shelley and seconded by Commissioner Cohen.

Community Development Director Joanne Carr addressed the Commission and entered the staff report into the record for the item, which recommended approval, subject to the conditions as outlined in Section 1 of the Resolution.

Michael Marrero, Esq. (Bercow Radell & Fernandez – 200 S. Biscayne Blvd. #850, Miami) and Steven Sorensen (Integra Investments – 150 S.E. 2 Avenue #800, Miami) provided testimony on behalf of the Applicant.

Mayor Weisman opened the public hearing. The following members of the public provided comments: Seymour Silver (Villa Dorada Condo – 20341 N.E. 30 Avenue, Aventura).

There being no additional speakers, the public hearing was closed.

The motion to approve the Resolution was unanimously passed, by roll call vote, and **Resolution No. 2016-10** was adopted.

8. ORDINANCES - FIRST READING – PUBLIC HEARINGS: None.

9. ORDINANCES - SECOND READING/PUBLIC HEARINGS: Mr. Wolpin read the following Ordinance by title:

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.

A motion for approval of the Ordinance was offered by Commissioner Narotsky and seconded by Commissioner Holzberg.

Mayor Weisman opened the public hearing. There being no speakers, the public hearing was closed.

The motion for approval of the Ordinance on second reading passed unanimously, by roll call vote, and **Ordinance No. 2016-01** was adopted.

10. RESOLUTIONS - PUBLIC HEARING: None.

11. REPORTS:

Mr. Wolpin noted that Attorney/Client sessions would be scheduled for January 21, 2016, following the Workshop Meeting for the following pending cases:

1. DAVID L. CLARKE et al., v. TWO ISLANDS DEVELOPMENT CORP. at al., United States District Court Case No. 1:15-cv-21954-DPG (Trespass Lawsuit)
2. WILLIAMS ISLAND PROPERTY OWNERS' ASSOCIATION, INC. v. CITY OF AVENTURA at al., Miami-Dade County Circuit Court Case No.: 13-015004 CA 09 (WIPOA/Island Estates Lawsuit)

Mayor Weisman introduced Dr. Allison Harley, Principal. Dr. Harley reviewed her resume and provide a report on Dr. Michael M. Krop Senior High School and briefly discussed the upcoming iPrep school.

12. PUBLIC COMMENTS: The following members of the public provided comments: Robert Borroughs (Coral Gables) and Norman Reisch (Turnberry Terraces – 20191 E. Country Club Drive, Aventura).

13. OTHER BUSINESS: None.

14. ADJOURNMENT: There being no further business to come before the Commission, a motion to adjourn was offered by Commissioner Weinberg, seconded by Commissioner Landman, and unanimously approved; thus adjourning the meeting at 6:45 p.m.

Ellisa L. Horvath, MMC, City Clerk

Approved by the Commission on February 2, 2016.

1. **CALL TO ORDER/ROLL CALL:** The meeting was called to order by Mayor Enid Weisman at 9:00 a.m. The following were present: Mayor Enid Weisman, Vice Mayor Robert Shelley, Commissioner Enbar Cohen, Commissioner Teri Holzberg, Commissioner Denise Landman, Commissioner Marc Narotsky, Commissioner Howard Weinberg, City Manager Eric M. Soroka, City Clerk Ellisa L. Horvath, and City Attorney David M. Wolpin. As a quorum was determined to be present, the meeting commenced.

2. **RESOLUTION:** Mr. Wolpin read the following resolution by title:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AWARDING AND LETTING A BID/CONTRACT FOR BID NO. 16-12-16-2, 188TH STREET PARK IMPROVEMENTS TO FHP TECTONICS CORP. AT THE BID PRICE OF \$1,658,700.75; AUTHORIZING THE CITY MANAGER TO EXECUTE ASSOCIATED CONTRACTS; AUTHORIZING THE CITY MANAGER TO TAKE NECESSARY AND EXPEDIENT ACTION TO CARRY OUT THE AIMS OF THIS RESOLUTION; PROVIDING FOR THE APPROPRIATION AND ALLOCATION OF FUNDS FOR SAID BID AWARD; AND PROVIDING FOR AN EFFECTIVE DATE.

A motion for approval was offered by Commissioner Landman and seconded by Commissioner Holzberg.

Mr. Soroka explained the Resolution and reported an anticipated project completion at the end of the fiscal year.

The motion for approval passed unanimously by roll call vote and **Resolution No. 2016-11** was adopted.

3. **ADJOURNMENT:** There being no further business to come before the Commission at this time, a motion to adjourn the regular meeting was offered by Commissioner Cohen, seconded by Vice Mayor Shelley, and passed unanimously; thereby adjourning the meeting at 9:06 a.m.

Ellisa L. Horvath, MMC, City Clerk

Approved by the Commission on February 2, 2016.



**CITY COMMISSION
WORKSHOP MEETING MINUTES
JANUARY 21, 2016
FOLLOWING THE SPECIAL MEETING AT
9:00 A.M.**

Aventura Government Center
19200 W. Country Club Drive
Aventura, Florida 33180

CALL TO ORDER/ROLL CALL: The meeting was called to order by Mayor Enid Weisman at 9:06 a.m. The following were present: Mayor Enid Weisman, Vice Mayor Robert Shelley, Commissioner Enbar Cohen, Commissioner Teri Holzberg, Commissioner Denise Landman, Commissioner Marc Narotsky, Commissioner Howard Weinberg, City Manager Eric M. Soroka, City Clerk Ellisa L. Horvath, and City Attorney David M. Wolpin. As a quorum was determined to be present, the meeting commenced.

1. RESOLUTION SUPPORTING GOVERNOR'S PROPOSED REFORMS FOR ENTERPRISE (Mayor Weisman): Mayor Weisman explained the request from Governor Rick Scott for all cities to support his proposed reforms for Enterprise Florida, to attract business to Florida.

City Manager Summary: It was the consensus of the City Commission for a Resolution to be placed on the February Commission Meeting Agenda supporting the Governor's proposed reforms, as outlined in the agenda.

2. REVIEW OF CITY WIDE BICYCLE SHARING SYSTEM (City Manager): Representatives from B-Cycle provided an overview on how the system worked. Mr. Soroka reviewed the cost for five or seven stations in the City, which would be funded from Surtax proceeds for transportation enhancements and sponsorship revenue.

City Manager Summary: It was the consensus of the City Commission for the City Manager to proceed with five city-wide bicycle stations. Mr. Soroka was directed to contact the neighboring municipalities of Sunny Isles Beach, Golden Beach, and North Miami Beach, to see if they would be interested in the same program.

3. PROPOSED CODE AMENDMENT TO ESTABLISH DRAINAGE MAINTENANCE STANDARDS FOR COMMERCIAL PROPERTIES (City Manager): Mr. Soroka reviewed and recommended the proposed Code amendment, to address drainage issues in the City.

City Manager Summary: It was the consensus of the City Commission for an Ordinance to be placed on the February Commission Meeting Agenda, provided that the City Engineer agreed to change in time from 24 hours to 12 hours.

4. PROJECTS APPROVAL (City Manager): Mr. Soroka reviewed and requested direction on the following two projects, not included in the budget: 1.) Turnberry Way Sidewalk and 2.) Community Recreation Center Acoustic Improvements.

City Manager Summary: It was the consensus of the Commission to proceed with both projects, to be paid with funds as outlined in the agenda.

5. **LEHMAN CAUSEWAY OVERPASSES (Commissioner Weinberg):** Commissioner Weinberg discussed the need to beautify the Causeway, but expressed satisfaction now that it had been cleaned up by FDOT powerwashing it.

City Manager Summary: It was the consensus of the City Commission for FDOT to continue maintaining the overpasses, by powerwashing it on a regular schedule.

6. **ART IN PUBLIC PLACES ADVISORY BOARD APPOINTMENTS (City Manager):** Mr. Soroka reported that the current terms of the Board members had expired and requested guidance. He requested that if the Board continued to exist that he be removed as a member, to allow room for another resident.

City Manager Summary: It was the consensus of the City Commission for an Ordinance to be placed on the February Commission Meeting Agenda with the following recommended amendments: remove the manager from the composition of the Board, change the number of residents from three to four, and for the Board to meet when someone wanted to donate a piece of art.

7. **MIAMI-DADE COUNTY LEAGUE OF CITIES INSTALLATION DINNER – FEBRUARY 20, 2016/DADE DAYS (City Manager):** Mr. Soroka requested input from members who wished to attend either event.

City Manager Summary: Commission members will notify Mr. Soroka should they wish to attend either event.

8. **DISCUSSION ON CIVIL CITATION/MOU (Mayor Weisman):** Mayor Weisman reviewed the package sponsored by County Commissioner Sally Heyman. Mr. Wolpin reviewed the County Ordinance, which gave law enforcement the discretion to give a civil citation or arrest for certain items. Police Chief Steinberg also reviewed the Ordinance and discussed the lack of a limit on the amount of citations someone could receive.

City Manager Summary: It was the consensus of the City Commission to place a Resolution on the February Commission Meeting Agenda approving the Interlocal Agreement with Miami-Dade County. It was also recommended that a Police SOP guideline be created for the Department's internal use.

The Commission discussed the following additional items:

Commissioner Narotsky requested that the date of the April Workshop Meeting be changed. It was the consensus of the Commission to change the date of the April Workshop Meeting to April 28, 2016, at 9:00 a.m.

9. **ADJOURNMENT:** There being no further business to come before the

Commission, a motion to adjourn was offered by Commissioner Landman, seconded by Commissioner Cohen, and passed unanimously; thereby adjourning the meeting at 11:03 a.m.

Ellisa L. Horvath, MMC, City Clerk

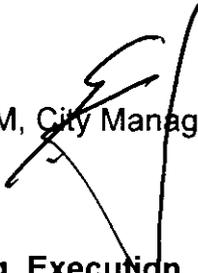
Approved by the Commission on February 2, 2016

CITY OF AVENTURA

OFFICE OF THE CITY MANAGER

MEMORANDUM

TO: City Commission

FROM: Eric M. Soroka, ICMA-CM, City Manager 

DATE: January 19, 2016

SUBJECT: **Resolution Authorizing Execution of Agreement Between the City and Craven Thompson & Associates, Inc. for Comprehensive Stormwater Management Plan**

February 2, 2016 City Commission Meeting Agenda Item 5B

RECOMMENDATION

It is recommended that the City Commission adopt the attached Resolution approving the Agreement between the City and Craven Thompson & Associates, Inc. (CTA) for preparation of a Comprehensive Stormwater Management Plan.

BACKGROUND

At the January Meeting, the City Commission adopted Resolution No. 2016-07 which authorized the City Manager to negotiate an agreement with CTA to prepare a Comprehensive Stormwater Management Plan in accordance with the terms and conditions as set forth in RFP #16-10-30-2. Attached is the Agreement. The major highlights of the Agreement are as follows:

1. Total cost is \$272,020 plus \$7,000 for reimbursable expenses. The cost is spread over two fiscal years.
2. The first three tasks (GPS and AutoCad drawing, GIS database and Sea Level Study) are scheduled for fiscal year 2015/16 at a cost of \$119,900.
3. The remainder of the Study (Master Drainage Study, Assessment / Sustainability and Stormwater Utility Fee Analysis) is scheduled for fiscal year 2016/17 at a cost of \$152,120.

Memo to City Commission
Page 2

The cost figures are well within our budget requirements.

If you have any questions, please feel free to contact me.

EMS/act

Attachment

CCO1923-15

CITY OF AVENTURA

OFFICE OF THE CITY MANAGER

MEMORANDUM

TO: City Commission

FROM: Eric M. Soroka, ICMA-CM, City Manager

DATE: December 11, 2015

SUBJECT: **Recommendation to Select Firm for Preparation of Comprehensive Stormwater Management Plan – RFP #16-10-30-2**



January 5, 2015 City Commission Meeting Agenda Item 5H

RECOMMENDATION

It is recommended that the City Commission adopt the attached Resolution that selects the firm for the preparation of the Comprehensive Stormwater Management Plan. The Resolution selects the firm of Craven Thompson & Associates, Inc. as the recommended firm and authorizes the City Manager to negotiate a contract for services. This project is included in the budget to update our Stormwater Master Plan and study the long term impact of the rising sea levels on the City's infrastructure.

BACKGROUND

The scope of services sought for the RFP included the following:

1. Analysis and evaluation of the City's existing stormwater system under existing and planned development.
2. Review the Aventura Code of Ordinances relating to Chapter 30 Article III "Stormwater", determine if revisions are required, and make specific recommendations.
3. Propose specific improvements to the City's stormwater drainage system based on evaluation of the existing system.
4. Prepare Master Stormwater Drainage Plan with associated cost estimates and proposed schedules for improvements.
5. Perform Environmental Assessment of NPDES and Sustainability Objectives.
6. Prepare a Sea Level Rise Study and Analysis in accordance with the Southeast Florida Climate Change Compact Guidelines with specific recommendations with the associated costs to address impacts resulting from rising sea levels, if needed.
7. Perform a detailed analysis and review of the current stormwater utility fee database: funding and billing structure for accuracy in the data used for billing;

unbilled customers; impervious area calculations; revenue collection methods; and propose specific actions for improvements in each area.

8. Propose alternative funding sources for recommended projects and improvements.

A Review Team consisting of the Finance Director, Community Services Director, Capital Projects Manager and City Manager was formed to evaluate the proposals and interview firms to prepare a recommendation to the City Commission.

The following is a brief summary of the action taken by the Team to arrive at our final recommendations:

1. An RFP advertisement was placed in the newspaper, on the internet and distributed to the vendor list.
2. On October 30, 2015, proposals were publicly opened from the following firms:
 - a. Craig A. Smith & Associates, Inc.
 - b. Kimley-Horn and Associates, Inc.
 - c. Chen Moore & Associates
 - d. Craven Thompson & Associates, Inc.
 - e. Calvin, Giordano & Associates, Inc.
3. The following firms were shortlisted and scheduled for interviews:
 - a. Chen Moore & Associates
 - b. Craven Thompson & Associates, Inc.
 - c. Calvin, Giordano & Associates, Inc.
4. The firms were interviewed by the Team on December 10, 2015.
5. Based on the extensive RFP submission requirements and interviews, the Team reached a consensus to recommend one firm to the City Commission, with one alternate that would be called upon should we fail to reach favorable terms with the top ranked firm. A contract to establish the scope of work and fees will be negotiated with the recommended firm.

The Team felt that all three firms were well qualified to perform the work. However, based on their extensive experience with numerous cities in South Florida on similar projects and the quality of their sub consultant to deal with the rise in sea level issues, the Team selected Craven Thompson & Associates, Inc.

Now that the Team has completed its work, the following actions are necessary to complete the process:

1. Adopt the attached Resolution, which serves three (3) specific purposes. First, it ranks the firms. Secondly, it authorizes the City Manager to negotiate the contract for services. Thirdly, it establishes another firm as an alternate, should we be unable to reach favorable terms with the selected firm.
2. After the contract is negotiated, it will be presented to the City Commission at a future meeting.

Copies of all proposals are available for your inspection in the City Manager's Office.

Should you have any questions, please feel free to contact me.

EMS/act

RESOLUTION NO. 2016-__

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AUTHORIZING THE CITY MANAGER ON BEHALF OF THE CITY TO EXECUTE AND OTHERWISE ENTER INTO THE ATTACHED AGREEMENT BETWEEN THE CITY OF AVENTURA AND CRAVEN THOMPSON & ASSOCIATES, INC. FOR THE PREPARATION OF A COMPREHENSIVE STORMWATER MANAGEMENT PLAN; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Aventura, in accordance with applicable State law, has solicited and reviewed proposals from firms to prepare a Comprehensive Stormwater Management Plan; and

WHEREAS, Resolution No. 2016-07 established the selection of Craven Thompson & Associates, Inc. to prepare a Comprehensive Stormwater Management Plan relative to RFP 16-10-30-2 and authorized negotiations with said selected firm; and

WHEREAS, City Staff has negotiated fees and scope of services with Craven Thompson & Associates, Inc. and recommends approval of the Agreement to Prepare a Comprehensive Stormwater Management Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, THAT:

Section 1. The City Manager is hereby authorized on behalf of the City of Aventura to execute and otherwise enter that certain Agreement to prepare a Comprehensive Stormwater Management Plan between the City of Aventura and Craven Thompson & Associates, Inc.

Section 2. The City Manager is hereby authorized to do all things necessary and expedient in order to effectuate the execution of the attached Agreement described in Section 1 above, and to carry out the aims of this Resolution.

Section 3. This Resolution shall become effective immediately upon its adoption.

The foregoing Resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

Commissioner Enbar Cohen	_____
Commissioner Teri Holzberg	_____
Commissioner Denise Landman	_____
Commissioner Marc Narotsky	_____
Commissioner Howard Weinberg	_____
Vice Mayor Robert Shelley	_____
Mayor Enid Weisman	_____

PASSED AND ADOPTED this 2nd day of February, 2016.

ENID WEISMAN, MAYOR

ATTEST:

ELLISA L. HORVATH, MMC, CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

CITY ATTORNEY

**WORK AUTHORIZATION NO. 01-0103-225
COMPREHENSIVE STORMWATER MANAGEMENT PLAN**

The City of Aventura has requested Work Authorization No. 01-0103-225 as provided for in the Agreement between the City of Aventura and Craven Thompson and Associates, Inc. and approved by the City Commission on July 3, 2001.

This Work Authorization No 01-0103-225 provides for technical services in accordance with Articles 3, 4, 6, 7 and 8 of the Agreement as further detailed in the scope of services in Exhibit A.

Payment for such services shall be in accordance with Article 5 of the Agreement.

Professional Services

SUMMARY OF FEES

Task 1A	GPS/ACAD Network.....	\$66,300.00
Task 1B	GIS Database	\$18,520.00
Task 2:	Master Drainage Study	\$99,940.00
Task 3:	Perform Environmental Assessment of NPDES and Sustainability Objectives Report.....	\$22,680.00
Task 4:	Perform Sea Level Rise Study and Analysis	\$35,080.00
Task 5:	Perform Stormwater Utility Fee Analysis.....	\$29,500.00
Total Lump Sum Services		\$272,020.00

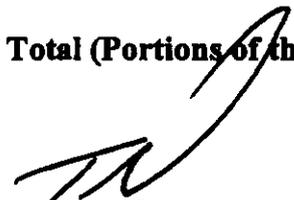
Reimbursable Expenses

Printing, Graphics, Communications, Couriers, Express Mail, Etc.	\$3,000.00
City of Aventura Police Officer Presence	\$4,000.00
Total Estimated Reimbursable Expenses.....	\$7,000.00

The time period of this Work Authorization will be:

Task 1A	180 Days
Task 1B	60 Days
Task 2:	365 Days
Task 3:	180 Days
Task 4:	240 Days
Task 5:	180 Days

Total (Portions of the above tasks will run concurrently) 450 Days



Thomas M. McDonald, President

January 19, 2015
Date

CITY:

CITY OF AVENTURA, FLORIDA
through its City Manager

BY _____
City Manager

Eric M. Soroka, ICMA-CM

_____ day of _____, 2016

Notice to Proceed ___ Yes ___ No

Project Initiation Date _____

RECOMMENDED through its
Director of Community Services

BY _____
Director of Community Services

Robert M. Sherman, CPRP

_____ day of _____, 2016

Exhibit A

COMPREHENSIVE STORMWATER MANAGEMENT PLAN

RFP # 16-10-30-2

SCOPE OF SERVICES

TASK 1 - STORMWATER ASSESSMENT

Task 1A - Prepare GPS Network / AutoCad Drawing of City's Stormwater System

The services required for the mapping portion of this project provided by **Craven Thompson & Associates, Inc. (CTA)** shall include data collection, including topographical information of City owned and maintained storm water structures and pipelines including, but not limited to, manholes, junction boxes, culverts, headwalls, pipe ends, end walls, drop inlets, etc.

The services required for the inspection portion of this project will be provided by CTA personnel experienced in storm water system inspection and analysis that include, but are not limited to the following:

- Inspection of manhole and junction boxes
- Inlet and catch basin inspection, and
- Pipeline video inspection with written reports (If requested, services not included)

GPS FIELD COLLECTION AND GIS IMPORTATION AND MANIPULATION

The Craven Thompson Survey crews will utilize GPS equipment to locate and input data on storm water structures in the City if the structures and attributes do not already exist in a CAD or GIS format. Features to be collected include aboveground structures only including inlets, catch basins, manholes, control structures, outfalls, and headwalls. Storm structure attributes including inverts, pipe sizes, and material will be gathered from design and as-built plans provided by the City.

As part of this project, CTA will create a GPS Control Network for the City that can be utilized by any surveyor or contractor in the future for both horizontal and vertical control. We utilize the GPS Network to collect aerial LiDAR of the City to capture 3D elevations for drainage and storm water assessment purposes. All data collected will be provided to the City as part of this project.

CTA Engineers shall assess each accessible storm water structure and input data into the system. Engineering Crews performing these tasks shall notify the City's project representative if they discover a structure that may negatively affect the safety, health or welfare of the residents of Aventura.

All attribute information will be based on already existing as-builts or other information provided by the City. CTA will input the attributes into the geodatabase and will create

CRIVEN THOMPSON & ASSOCIATES INC.

a report of missing data that can be collected in future projects.

Data collection efforts in each sector will consist of field personnel (one or two man teams) recording data for the public storm water drainage system structures on either a handheld GNSS Mapping Grade GPS, or Survey Grade GPS units.

MINIMUM SPECIFICATIONS

- Storm Pipe and Structures: locate and identify all pipes and structures, if visible, throughout the entire system (based on existing information in CAD, GIS, Asbuilt, or Plans).
- Direction: direction of pipes (values shall include – south, northeast, etc.).
- Condition of pipes and structures if visible without dewatering: (values shall include – good, fair, poor, etc.)
- Notes: notation column
- Pictures: picture of all structures
- X, and Y, Values: collected from georeferenced aerials and/or GPS
- Data format will be Shapefile or file geodatabase. (Other acceptable formats include Excel, CSV, or similar).
- Data will be compatible with ESRI ArcGIS (version 10.0 and greater).
- Projected Coordinate System:
NAD 1983 HARN, State Plane Florida East, FIPS 0901, US Survey Feet

STORMWATER INFRASTRUCTURE SYSTEM INSPECTION ANALYSIS

DESCRIPTION AND MINIMUM REQUIREMENTS

Conditions and Maintenance Report

CTA shall provide a conditions and maintenance report to the City for the entire storm water system that is accessible without dewatering with the following information:

- Written report of pipelines, junction boxes, inlets/catch basins, and manholes conditions.
- Identify current conditions and rate each structure as: Excellent, Good, Fair, and Poor.
- Provide a detailed map of the entire City storm water infrastructure system.
- Provide suggestions and recommendations for repairs or replacement (i.e., Slip lining, pipe replacement, pipe cleaning, etc.)

VIDEO ANALYSIS (additional service if requested – not included in this proposal)

Pipe Video Inspection (Note: price for video inspection is not included in this proposal)

The City may request to provide video analysis of certain portions of the system in order to further determine actual conditions. If desired, we shall provide the City with a video DVD for these areas and report using video equipment with laser profile technology and associated software that provides:

- Actual recorded length and width measurements of all cracks within the pipe.
- Actual recorded separation measurement of all pipe joints.
- Pipe ovality report.
- Deflection measurements and graphical diameter analysis report in terms of x and y axis.
- Flat analysis report.
- Representative diameter of pipe.
- Pipe deformation measurements, leaks, debris, or other damage or defects.
- Deviation in pipe line and grade, joint gaps, and joint misalignment.
- A video record of the actual speed at which the camera is traveling through the pipe.

The City may waive this requirement for side drains and cross drains which are short enough to inspect from each end of the pipe.

Video Report

Provide a high quality DVD format video with a minimum standard resolution of 720 x 480. We would use a camera with lighting suitable to allow a clear picture of the entire periphery of the pipe.

STORMWATER INFRASTRUCTURE SYSTEM AND INSPECTION

Using attribute data, positional data, photographic data, and video data (if applicable) gathered during the field inventory phase, CTA will develop an assessment of the City of Aventura storm water system. Standard maintenance items such as sediment accumulation, surficial (temperature) cracking, and minor spalling, to more progressively detrimental issues such as root intrusion, exposed rebar, and joint separation, then ultimately to major structural failure modes such as complete collapse, major cracking, major joint separation, or complete corrosion will be assessed. Prioritization of maintenance and repair will be based on life safety, immanency of failure of system, potential obstruction to emergency vehicles and normal traffic, business interruption, and various other concerns.

Based on the level of severity we will recommend anything from normal maintenance, through structural repair, to complete replacement. An associated conceptual cost will be

CRINEN THOMPSON & ASSOCIATES INC.

provided for the suggested maintenance or improvements.

This type of program can be added as a maintenance layer to the G.I.S. database. Layers based on "Maintenance Year" can be identified. For example, the database can be queried for "Year 1 Maintenance Plan", or "Year 2 Maintenance Plan", and so on. This will allow the City to visually identify locations requiring maintenance each year. Ultimately, a report will be prepared and hard copies and a CD with an electronic version of the report will be delivered to the City.

TASK 1B – GIS DATABASE PREPARATION

The GIS database preparation for this project will be provided by **Craven Thompson & Associates, Inc. (CTA)** and shall include data collection, including topographical information of City owned and maintained storm water structures and pipelines including, but not limited to manholes, junction boxes, culverts, headwalls, pipe ends, end walls, drop inlets, etc.

The GIS will be prepared inside of an ESRI ArcGIS Version 10.3 or higher file geodatabase. This process will provide the City with a storm water system that can be transferred out to work with their existing AutoCAD system, but more importantly will be able to be linked with and compatible to the Storm water systems of adjacent Cities, Miami-Dade County, and SFWMD.

The importance of Storm water infrastructure, location, design, and modeling for future sea-level rise has been on the forefront of all municipalities for the past several years and it is very important to maintain the information in a format that is easily transferrable to and compatible with the majority of participants. ESRI ArcGIS is the software and database format most used by the market and the major City, County, State and Federal agencies to maintain compatibility in all infrastructure (water, sewer, and storm).

Task 1: Stormwater Assessment (Task 31004)

**Task 1A – Prepare GPS Network/AutoCad Drawing of City’s Stormwater System
Autocad/GPS Mapping**

Craven Thompson Fees\$66,300.00

Task 1B – Prepare GIS Database

Craven Thompson Fees\$18,520.00

Total \$84,820.00

CRIVEN THOMPSON & ASSOCIATES INC.

TASK 2 - PREPARE MASTER DRAINAGE STUDY

Topography, Base Maps and Creation of a Digital Terrain Model

CTA will sub-contract aerial photogrammetry services which will include updated LIDAR data and high resolution aerial photography. This service will be used to develop the base information for the digital terrain model (DTM) for the drainage analysis and computer modeling for the Master Plan. The high resolution aerial photography is approximately four times better resolution than that available from Miami-Dade County. This LIDAR data will be used for Task 1 through 3 of this Proposal.

The CTA Survey Department will be required to provide horizontal and vertical control for the aerial services, as well as “ground truth” the LIDAR information. In addition, the CTA surveyors will shoot elevations (at the front door) of all FEMA Repetitive and Severe Repetitive Loss properties throughout the City. The vertical datum will be North American Vertical Datum (NAVD) 1988 and tied to Miami-Dade County Land Survey Section Benchmarks.

Minimum Technical Requirements for the surveying will be per the Florida Board of Professional Surveyors and Mappers in Chapter 61G17-6 of the Florida Administrative Code, pursuant to Section 472.027 Florida Statutes.

Drainage Analysis & Modeling (& Geotechnical)

Based on the DTM model, CTA will create an ICPR Software model of the existing storm water system. We will integrate any previous models performed for the area. CTA will provide geotechnical testing, percolation tests and soil borings, through our sub-consultant.

At a minimum, the goal is to provide flood control for the 5-year, 24-hour storm event where possible. Some areas within the City were constructed at elevations so low, that there is no practical economic solution to meet this standard; however, this will remain the level of service target for this report. The objective will be to maintain static heads at or below the lowest road crown elevation in each drainage basin and to minimize or eliminate standing water on the roadways during those storm events. The next level of service goal is to prevent standing water from exceeding the top of the road crown elevation during a 10-year, 24-hour storm event. The third and highest level of service goal is to prevent house flooding during the 100-year, 72-hour storm event.

The following design criteria will be analyzed and incorporated into the storm water management investigation:

- *Soils Criteria*

A subsurface soils investigation by our geotechnical sub-consultant, including soil borings and percolation tests, will be undertaken to determine the soil characteristics within the City limits. The findings of this investigation will be incorporated into the preliminary storm water

management system analysis.

▪ *Hydrology*

The hydrologic simulations will be completed utilizing the Inter-Connected Pond Routing (ICPR) computer modeling software Version 3.11 (Streamline Technology). Rainfall will be based on an average of the South Florida Water Management District isohyetal maps for specified design storm events. Watershed hydrographs will be prepared based upon the South Florida Water Management District’s rainfall distribution curves.

As noted earlier storm water modeling will be performed, considering the following design storm recurrence intervals:

	<u>Design Storm</u>	<u>Level of Service</u>
1.	5-year, 24-hour event	Pavement Encroachment
2.	10-year, 24-hour event	Street Road Crown Flooding
3.	100-year, 72-hour event	Finish Floor House Flooding

▪ *Hydraulics*

Watershed hydraulic simulations will be performed utilizing the ICPR computer software system. Modeling of the project area will be based upon accepted hydraulic principles to determine conveyance capacities of pipes; and where no pipes existed, the use of weirs to connect adjacent basins.

▪ *SFWMD Controls*

Storm water management controls, as promulgated under Chapter 40E of the Florida Administrative Code, will be utilized in the preparation of the storm water management plan.

CTA will determine water quality requirements and retention/detention area opportunities, and evaluate drainage alternatives and compare their effectiveness to meet the storm water requirements of the Master Plan.

Task 2: Master Drainage Study (Task No. 32012)

Craven Thompson Fees	\$64,940.00
Aerial LiDAR Fees – Pickett & Associates	\$25,000.00
Geotechnical Fees – Tierra South Florida	\$10,000.00
Total:	\$99,940.00

CRIVEN THOMPSON & ASSOCIATES INC.

TASK 3 - CITY-WIDE ENVIRONMENTAL / NPDES ASSESSMENT - SUSTAINABILITY

The City's National Pollutant Discharge Elimination System (NPDES) permit for the Municipal Separate Storm Sewer System (MS4) requires a plan of action for implementation of stormwater management and monitoring programs that address effluent limitations related to discharges to Biscayne Bay.

The City of Aventura partially funds an environmental assessment of Waters of the State and Waters of the US within the City's corporate limits through the City's Interlocal Agreement with Miami-Dade County and the other MS4 co-permittees. The County is currently sampling water quality at selected locations within the County and providing assessment reports to each co-permittee. The sampling data was included with the 2013-2014 NPDES Annual Report (Permit Cycle 3). We recommend continued funding of the County's sampling and monitoring plan since it is the most cost effective method of assessing the water quality of surface waters within the City's jurisdiction.

Craven Thompson & Associates, Inc. (CTA) will compile the data previously collected under Work Authorization 01-0103-134 and incorporate it into a comprehensive *Operations and Maintenance Manual* for the City's stormwater system. The Manual will also incorporate the City's "Catch Basin, Outfall Swale Inspection and Maintenance Checklist" the Public Works Department Monthly Report forms and CTA will provide recommendations for additional checklist items that should be added to the reports. This manual is intended to set level of service standards for operation and maintenance of all City stormwater management and conveyance systems in order to ensure their proper operation and to meet a desired City of Aventura minimum level of service and the requirements of the City's NPDES MS4 permit. Operation and maintenance shall be done so as to assure treatment of storm water or reduction in pollutants in storm water discharges consistent with appropriate federal, state, water management district, and local rules and permit requirements. The City's drainage systems are near areas that are fish and wildlife habitat. This manual helps to insure that storm water facility maintenance is done in a manner that meets the desired Flood Level of Service while adhering to regulations protecting water quality, and fish and wildlife. This proposed maintenance plan will be proactive to prevent or minimize flooding before it happens and is based on thorough inspections and scheduled maintenance of the City's storm water system.

SUSTAINABILITY OBJECTIVES

Sustainable Drainage Systems (SuDS) manage rainfall in holistic ways to reduce flows and volumes of runoff from hard surfaces and to control and treat pollution with benefits for the community and opportunities for wildlife. This approach to drainage gives rise to SuDS philosophy, where quantity, quality, amenity and biodiversity benefits are treated with equal importance.

The delivery of SuDS fits perfectly with the City's "Go Green" initiatives in terms of water management and flood prevention. SuDS create a drainage network that will rely on mainly natural approaches to provide stormwater conveyance and quality. The aboveground drainage networks, if correctly designed and delivered, provide effective green corridors

CRAVEN THOMPSON & ASSOCIATES INC.

where biodiversity can thrive, due to controlled flows of clean water. Thus the synergies between delivering SuDS and providing a green initiative network can be readily appreciated. Some treatments include: bio-swales, stormceptors, retention and detention ponds, erosion resistant plantings and more.

We all benefit from a multitude of resources and processes that are supplied by natural ecosystems. Collectively, these benefits are known as *Ecosystem Services*. Water plays an integral part in the provision of these services. Some examples include the provision of:

- Flood protection and resilience
- NPDES compliance
- Supply of clean drinking water and water supply for food production
- Place creation, used for recreation and ecotourism
- Climate adaptation

Water Sensitive Urban Design (WSUD) is a concept which strives to ensure all aspects of design, construction and use of urbanised landscapes are more sensitive to the natural water cycle. WSUD caters for all aspects of the water cycle, including; water conservation, reuse, drainage of surface runoff, and treatment and recycling of foul drainage.

Some specific WSUD objectives are as follows:

- Minimize impacts on existing natural features and ecological processes
- Minimize impacts on natural hydrologic behaviour of catchments
- Protect water quality of surface and ground waters
- Minimize demand on the reticulated water supply system
- Improve the quality of and minimize polluted water discharges to the natural environment
- Incorporate collection treatment and/or reuse of runoff, including roofwater and other stormwater
- Reduce run-off and peak flows from urban development
- Re-use treated effluent and minimize wastewater generation
- Increase social amenity in urban areas through multi-purpose greenspace, landscaping and integrating water into the landscape to enhance visual, social, cultural and ecological values
- Add value while minimizing development costs (e.g. Drainage infrastructure costs)
- Account for the nexus between water use and wider social and resource issues
- Harmonize water cycle practices across and within the institutions responsible for waterway health, flood management, pollution prevention and protection of social amenity.

CTA will identify potential opportunities for Aventura to implement sustainable components into the existing surface water management. These implementations will also provide benefits to the NPDES requirements by reducing harmful impacts from entering the surface water management system, thus preventing potential harmful discharges to the Bay. Sustainable implementation could also be incorporated into the City Development Codes to have private development follow the City lead in implementing sustainable storm water solutions.

CTA will provide a Report identifying potential sustainability implementations that the City could include in the Capital Improvement Budget.

Task 3: Preform Environmental Assessment of NPDES and Sustainability Objectives Report (Task No. 31004)

Craven Thompson Fees.....	\$22,680.00
Total.....	\$22,680.00

TASK 4 - PERFORM SEA LEVEL RISE STUDY AND ANALYSIS

This scope of services is to provide the City of Aventura with a baseline Climate Change and Sea Level Rise evaluation for the entire City. Our subconsultant, Collective Water Resources, LLC (Collective Water), will remain focused on the data aspects of the project and develop a technical memorandum to document findings. Since climate change and sea level rise are topics that typically require complex, long-term, and academic study, we will document recommendations for the City as part of this task to increase likely effectiveness in dealing with both climate change and sea level rise in the future. The data will be used to predict the height of the rising sea levels and the approximate year in which they will occur. This information will be combined with the existing citywide elevations to identify areas that will be subjected to varying degrees of inundation. Particular attention will be given to the need to raise existing seawall cap elevations; construct new seawalls in areas that will require shoreline stabilization; and, install check valves on existing stormwater outfalls. The update will include evaluations of the existing City codes governing development, including the Land Development Code, in coastal areas. Consideration will also be given to evaluating the existing engineering standards to recommend changes to address impacts resulting from rising sea levels.

This is a simplified scope to provide immediate and cost-effective assistance to the City, and it is likely that this is the first phase of a longer and more concerted effort to address both climate change and sea level rise

Establish Climate Change Variables

Attend a project kick-off meeting with the City to review project goals, milestones, schedule, deliverables, and budget. Consultant will prepare a technical memorandum summarizing the various climate change variables that may influence stormwater management, including: sea level rise, increase in rainfall intensities, rise in groundwater table/reduction in storage capacity of the soil, increase in storm surge, and erosion. The technical memorandum will present, for each variable, the current science, available data to support local projections, what projections have been accepted within the southeast Florida area, and a recommendation of which climate change variables to consider as part of the City's Comprehensive Stormwater Management Plan. The memorandum will be delivered electronically as a PDF document to CTA and others as directed by CTA. Consultant will participate in one (1) meeting with Client and the City to review the memorandum and associated recommendation. Consultant anticipates the City will select up to one (1), sea level rise, climate change variables to establish localized projections and future conditions scenarios. The remaining variables will be presented for the City's consideration as potential additional variables to be evaluated in future stormwater management planning activities.

Climate Change and Sea Level Rise Plan

Based on the climate variable(s) selected above, Consultant will prepare a Climate Change and Sea Level Rise Plan (Plan) specific to the City. Within the plan, Consultant will develop and summarize localized projections of the selected climate change variables. Base data

CRANEN THOMPSON & ASSOCIATES INC.

for establishing localized projections may include tidal gauges, rainfall stations, digital elevation model, and/or soil survey data depending on the climate variable(s) to be analyzed. Utilizing the current science and locally specific data, Consultant will recommend three (3) future conditions climate change scenarios for the City's review.

The draft Plan will be delivered electronically as a PDF document. Consultant will participate in one (1) meeting with CTA and the City to present the draft Plan and associated recommendations. Consultant anticipates the City will select up to two (2) future conditions scenarios to evaluate the level of service of current and proposed stormwater infrastructure. The Plan will be revised to reflect City comments and selected scenarios. The final Plan will be delivered electronically as a PDF document as well as three hard copies, one for CTA and two for the City.

Establish Model Future Conditions Input Parameters

Once the recommendations have been reviewed and scenarios selected by the City, Consultant will develop model input parameters that may be applied by CTA within the selected hydrologic and hydraulic model. Model input parameters will be delivered electronically in a format mutually agreed upon by the Consultant and CTA. Consultant will conduct one (1) conference call with CTA upon delivery of the future conditions input parameters. Additionally, Consultant will perform a quality control review of the hydrologic and hydraulic model prepared by CTA to confirm the future conditions input parameters are properly applied. Consultant will deliver comments associated with the quality control review via email.

Deliverables for this task will include:

- Electronic copies of all data collected and inventory spreadsheet (delivered electronically via FTP).
- Meeting minutes from the SFWMD meeting (delivered electronically as a PDF).

Technical Memorandum

A technical memorandum that documents the findings of the study will be provided. This memorandum will include recommendations for the City with an emphasis on best management practices to reduce potential impacts.

Task 4: Perform Sea Level Rise Study and Analysis (Task 31004)

Craven Thompson Fees	\$5,240.00
Collective Water Resources Fees	\$29,840.00
Total:	\$35,080.00

TASK 5 - PERFORM STORMWATER UTILITY FEE ANALYSIS

The project scope of services to be performed by **Public Resources Management Group, Inc. ("PRMG")** and **Hazen and Sawyer, Inc. (H&S)** on behalf of the City's stormwater system (the "System") is to prepare a stormwater revenue sufficiency study based on updates to the City's capital plan. The following is a summary of the tasks to be performed for the project:

Evaluate current funding and billing structure.

Cross reference current billing roll with Miami Dade County Property Appraiser parcel database. Make recommendations regarding billing structure accuracy and unbilled customers. Summarize results with respect to number, property type and magnitude of uncollected annual revenue.

Evaluate impervious area calculations.

Measure non-residential parcels using most recent and available high resolution aerial photography, conduct limited site visits to field verify impervious areas of parcels with ambiguous aerial images to inform subsequent measurement in GIS, make recommendations regarding impervious area calculations.

Evaluate revenue collection methods.

Review current billing system through MD WASD with respect to procedures, billing roll maintenance, cost, review efficacy of the execution of non-payment policy, review method for accommodation of dormant accounts associated with rental properties, present non-ad valorem assessment alternative collection method with relative cost, advantages and disadvantages. Make recommendations regarding billing methods.

Prepare cost, revenue and rate analysis.

Coordinate with City and review previous two years' budgets to estimate operating and administrative costs. Based on current Stormwater Master Plan analyses and findings, develop five year capital improvement plan. Recommend annual renewal and replacement funding and enterprise fund reserve levels. Based on findings, estimate annual billing units and expected collection rate. Recommend rate(s) for the five year planning horizon.

Design of Stormwater System Rates

We will develop proposed stormwater rates based on the City's current billing method. A detailed rate comparison will be developed to evaluate the impact of the proposed rates on existing users and to assess the competitiveness of the City's rates with those of other jurisdictions in the area. The City's methodology for determining stormwater equivalent residential units will not be reviewed.

Report Preparation

A report will be prepared that will document the analysis assumptions and considerations; a summary of the methodologies relied upon in developing the proposed rate and fee structures; and findings and conclusions.

Meetings, Including Preparation Time

It is recognized in this scope of services and cost estimate that PRMG will attend up to two (2) in-person meetings with the City and its consulting engineers, and these meetings may include a project initiation or kickoff meeting, staff working group meeting, and a meeting at the City Commission to present the study.

City Staff Assistance

The City staff will be called upon to provide assistance in order to complete the engagement on a timely basis. The following is a list of the tasks anticipated to be performed by the staff of the City:

1. The gathering of specific customer, operational and facility data and information relative to the project;
2. The performance of certain analyses relative to the compiling of data if not in a usable format in general records and reports of the City;
3. Assistance in the formulation of policy or strategy decisions relative to the development of the rates;
4. Assistance in the public relations program, scheduling of utility staffing meetings to review results; and
5. General review and providing of comments relative to the results of our analyses and reports to the City.

Task 5: Perform Stormwater Utility Fee Analysis (Task 31002)

Financial Analysis Fees - H&S/PRMG, Inc. \$29,500.00

Total: \$29,500.00

CITY OF AVENTURA
 COMPREHENSIVE STORMWATER MANAGEMENT PLAN

1/18/2016

		2/8/2016	5/8/2016	8/8/2016	11/8/2016	2/8/2017	5/8/2017
Task 1A	ACAD/GPS Mapping - Stormwater Assessment 2/8/16 - 8/8/16	█					
Task 1B	GIS Data Base 8/8/16 - 10/8/16			█			
Task 2	Master Drainage Plan 3/8/16 - 4/8/17	█	█	█	█	█	
Task 3	NPDES and Sustainibility 8/8/16 - 2/8/17			█	█	█	
Task 4	Sea Level Rise 2/8/16 - 10/8/16	█	█	█			
Task 5	Stormwater Utility Fees 12/8/16 - 6/8/17					█	█

CITY OF AVENTURA
OFFICE OF THE CITY MANAGER

MEMORANDUM

TO: City Commission

FROM: Eric M. Soroka, ICMA-CM, City Manager 

DATE: January 21, 2016

SUBJECT: **Resolution Authorizing Execution of Interlocal Agreement with Miami-Dade County for the Enforcement of Section 21-81 of the Miami-Dade County Code**

February 2, 2016 City Commission Meeting Agenda Item 5C

As discussed and directed at the January Workshop Meeting, attached is a Resolution authorizing the execution of an Interlocal Agreement with Miami-Dade County for the enforcement of Section 21-81 of the Miami-Dade County Code.

The Interlocal Agreement authorizes the City's Police Department to enforce Section 21-81 of the Miami-Dade County Code, including the ability to issue civil violation notices. The Agreement also provides for costs related to conduct hearings on appeals and costs associated with administering the program.

EMS/act

Attachment

CCO1927-16

RESOLUTION NO. 2016-__

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AUTHORIZING THE CITY MANAGER TO EXECUTE AND OTHERWISE ENTER INTO AN INTERLOCAL AGREEMENT BY AND BETWEEN THE CITY OF AVENTURA AND MIAMI-DADE COUNTY FOR THE ENFORCEMENT OF SECTION 8CC OF THE MIAMI-DADE COUNTY CODE AS IT RELATES TO SECTION 21-81 OF THE MIAMI-DADE COUNTY CODE; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, THAT:

Section 1. The City Manager is hereby authorized on behalf of the City to execute and otherwise enter into the attached agreement (Exhibit "A") by and between the City of Aventura and Miami-Dade County for the enforcement of Section 8CC of the Miami-Dade County Code as it relates to Section 21-81 of the Miami-Dade County Code.

Section 2. Said Interlocal Agreement authorizes the City of Aventura Police Department to enforce Section 21-81 of the Miami-Dade County Code, including the ability to issue civil violation notices, and provides for costs related to conduct hearings on appeals, as well as costs associated with administering the program.

Section 3. The City Manager is hereby authorized to do all things necessary and expedient to carry out the aims of this Resolution.

Section 4. This Resolution shall become effective immediately upon adoption.

The foregoing resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

Commissioner Enbar Cohen	_____
Commissioner Teri Holzberg	_____
Commissioner Denise Landman	_____
Commissioner Marc Narotsky	_____
Commissioner Howard Weinberg	_____
Vice Mayor Robert Shelley	_____
Mayor Enid Weisman	_____

PASSED AND ADOPTED this 2nd day of February, 2016.

ENID WEISMAN, MAYOR

ATTEST:

ELLISA L. HORVATH, MMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

CITY ATTORNEY

**INTERLOCAL AGREEMENT BETWEEN
MIAMI-DADE COUNTY, FLORIDA
AND
CITY OF AVENTURA
FOR THE ENFORCEMENT OF SECTION 8CC OF THE MIAMI-DADE COUNTY
CODE AS IT RELATES TO SECTION 21-81 OF THE MIAMI-DADE COUNTY CODE**

This Interlocal Agreement (“Agreement”) is made and entered this 2nd day of February, 2016, by and between MIAMI-DADE COUNTY, FLORIDA, a political subdivision of the State of Florida (hereafter "COUNTY") and CITY OF AVENTURA, a Florida municipal corporation (hereafter "MUNICIPALITY").

WITNESSETH

WHEREAS, Section 21-81 of the Code of Miami-Dade County (“Code”) applies to all municipalities in the County and is enforced, in part, through civil penalties under Section 8CC of the Code; and

WHEREAS, municipalities in the County may enforce the provisions of Section 21-81 of the Code, pursuant to Section 8CC-11 upon the adoption by the County and municipalities of an interlocal agreement which contains (1) the sections of the Code which the municipality is entitled to enforce, (2) the job title of the agents of the municipality authorized to perform the enforcement functions, (3) the amount reimbursable to the County for administrative costs, (4) the amount of revenue reimbursable to the municipality from any fine collected, (5) an agreement to indemnify and hold the County harmless from and against any liability, actions or causes of actions related to the municipality’s enforcement, and (6) contain a term not to exceed three (3) years; and

WHEREAS, the parties agree that it is in their mutual best interests and the best interests of the citizens of the COUNTY and the MUNICIPALITY to have the MUNICIPALITY enforce the provisions of Section 21-81 of the Code through Section 8CC,

NOW, THEREFORE, IN CONSIDERATION of the mutual benefits derived here from and in compliance with Section 8CC-11 of the Code, the parties covenant and agree as follows:

I. CODE SECTIONS SUBJECT TO ENFORCEMENT

The MUNICIPALITY is authorized to enforce Section 21-81 of the Code in accordance with the provisions of Section 8CC of the Code, including but not limited to the ability to issue civil violation notices under Section 8CC-10 of the Code for violations of Section 21-81(d)1 through and including 21-81(d)7 of the Code, within its municipal boundaries. Notwithstanding this authorization, nothing in this Agreement shall be construed to limit, supersede, or remove the independent authority of the COUNTY to enforce such provisions.

II. AUTHORIZED AGENTS

All law enforcement officers as defined by Florida State Statute 943.10(1) that are employed by the MUNICIPALITY are authorized by this Agreement to perform the enforcement functions outlined in, and in accordance with, this Agreement.

III. AMOUNT REIMBURSABLE TO MIAMI - DADE COUNTY FOR COSTS RELATED TO THE CONDUCT OF HEARINGS ON APPEALS

The MUNICIPALITY shall reimburse the COUNTY for the administrative costs relating to the conduct of hearings on appeals from violations as outlined in Section I above and shall also be responsible for reimbursing the County for any attorney's fees and costs, including the costs of transcripts and clerical costs, incurred in such proceedings. Such funds shall be payable to Miami-Dade County within thirty (30) days of receipt of an invoice for such services.

IV. AMOUNT OF REVENUE REIMBURSABLE TO THE MUNICIPALITY FROM THE FINE COLLECTED

The CLERK OF COURTS will reimburse on a quarterly basis to the MUNICIPALITY the fines collected from the issuance of civil violation notices for violations of Section 21-81 of the Code as set forth in Section 8CC. Prior to the reimbursement, the CLERK OF COURTS will deduct 17% - 20% from the fines collected for their administrative costs of processing the civil violation notices. Should the violator opt to enter the Miami-Dade County Diversion Program as set forth in Implementing Order 2-12, the COUNTY shall keep the entire processing fee paid by the violator.

V. TERM OF AGREEMENT

This Agreement shall be in full force and effect from the date of the final execution by either party and shall continue for three (3) years. At the expiration of the three (3) year period the COUNTY and the MUNICIPALITY may enter a new interlocal agreement as required by section 8CC-11 of the Miami-Dade County Code in order for the MUNICIPALITY to continue its enforcement efforts.

VI. MUNICIPALITY INDEMNIFICATION

Subject to the limitations set forth in Section 768.28, F.S., and all applicable laws, the MUNICIPALITY shall indemnify and hold harmless the COUNTY from and for any losses, claims, causes of action or damages of any nature whatsoever, arising from the act, omission or performance or failure of performance of the MUNICIPALITY or the MUNICIPALITY's agents, contractors, servants and employees hereunder relative to the enforcement of the provisions of Section 21-81 of the Code pursuant to Section 8CC of the Code. The MUNICIPALITY shall defend the COUNTY in any action including any action in the name of the COUNTY.

VII. DEFAULT

A. Without limitation, the failure by the MUNICIPALITY to substantially fulfill any of its material obligations in accordance with this Agreement shall constitute a “Municipal Default”. If a Municipal Default should occur, the COUNTY shall have all the following rights and remedies which may be exercised singly or in combination:

1. The right to declare that this Agreement together with all rights granted to the MUNICIPALITY thereunder are terminated, effective upon such date as is designated by the COUNTY. Provided, however, that the COUNTY shall give MUNICIPALITY a period of thirty (30) days after receipt of the written notice from the COUNTY of said default to cure any Municipal Default unless the COUNTY determines, in its sole and absolute discretion, that the nature of the default is such that it cannot be cured in a period of thirty (30) days from the date of the default. If the MUNICIPALITY commences reasonable efforts to cure such default no later than thirty (30) days after such notice, and such efforts are prosecuted to completion and to the COUNTY’s reasonable satisfaction, then it shall be deemed that no Municipal Default shall have occurred under the provisions of this paragraph.

2. Any and all rights provided under the laws of the State of Florida.

B. Without limitation, the failure by the COUNTY to substantially fulfill any of its material obligations in accordance with this Agreement shall constitute a “County Default.” If a County Default should occur, the MUNICIPALITY shall have all of the following rights and remedies which it may exercise singly or in combination:

1. The right to declare that this Agreement together with all rights granted to the COUNTY thereunder are terminated, effective upon such date as is designated by the MUNICIPALITY. Provided, however, that the MUNICIPALITY shall give the COUNTY a period of thirty (30) days after receipt of written notice from the MUNICIPALITY of said default to cure any County Default unless the MUNICIPALITY determines, in its sole and absolute discretion, that the nature of the default is such that it cannot be cured in a period of thirty (30) days from the date of the default. If the COUNTY commences reasonable efforts to cure such default no later than thirty (30) days after such notice, and such efforts are prosecuted to completion and to the MUNICIPALITY's reasonable satisfaction, then it shall be deemed that no County Default shall have occurred under the provisions of this paragraph.
2. Any and all rights provided under the laws of the State of Florida.

VIII. CANCELLATION

Notwithstanding the above, this agreement may be terminated by either the COUNTY or the MUNICIPALITY upon thirty (30) days written notice.

IX. GOVERNING LAW

This Agreement shall be governed by and construed in accordance with the laws of the State of Florida. The COUNTY and the MUNICIPALITY agree to submit to service of process and jurisdiction of the State of Florida for any controversy or claim arising out of or relating to this Agreement or a breach of this Agreement. Venue for any court action between the parties for any such controversy arising from or related to this Agreement shall be in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida.

X. ENTIRETY OF AGREEMENT

This Agreement incorporates and includes all prior negotiations, correspondence, conversations, agreements, and understandings applicable to the matters contained herein. The parties agree that there are no commitments, agreements or understandings concerning the subject matter of this Agreement that are not contained in this Agreement, and that this Agreement contains the entire agreement between the parties as to matters contained herein. Accordingly, it is agreed that no deviation from the terms hereof shall be predicated upon any prior representations or agreements, whether oral or written. It is further agreed that any oral representations or modifications concerning this Agreement shall be of no force or effect, and that this Agreement may be modified, altered or amended only by a written amendment duly executed by both parties hereto and their authorized representatives.

XI. HEADINGS

Captions and headings in this Agreement are for ease of reference only and do not constitute a part of this Agreement and shall not affect the meaning or interpretation of any provisions herein.

XII. RIGHTS OF OTHERS

Nothing in this Agreement expressed or implied is intended to confer upon any person other than the parties hereto any rights or remedies under or by reason of this Agreement.

XIII. REPRESENTATION OF THE MUNICIPALITY

The MUNICIPALITY represents that: (i) this Agreement has been duly authorized, executed and delivered by the governing body of the MUNICIPALITY or its designee; and (ii) it has the required power and authority to perform this Agreement.

XIV. REPRESENTATION OF COUNTY

The COUNTY represents that: (i) this Agreement has been duly authorized, executed and delivered by the governing body of the COUNTY or its designee; and (ii) the County has the required power and authority to perform this Agreement.

XV. WAIVER

There shall be no waiver of any right related to this Agreement unless in writing signed by the party waiving such right. No delay or failure to exercise a right under this Agreement shall impair such right or shall be construed to be a waiver thereof. Any waiver shall be limited to the particular right so waived and shall not be deemed a waiver of the same right at a later time, or of any other right under this Agreement.

XVI. INVALIDITY OF PROVISIONS, SEVERABILITY

Wherever possible, each provision of the Agreement shall be interpreted in such manner as to be effective and valid under applicable law, but if any provision of this Agreement shall be prohibited or invalid under applicable law, such provision shall be ineffective to the extent of such prohibition or invalidity, without invalidating the remainder of such provision or the remaining provisions of this Agreement, provided that the material purposes of this Agreement can be determined and effectuated.

XVII. NOTICE

Notices to MUNICIPALITY provided for herein shall be sufficient if sent by Federal Express or certified mail, return receipt requested, postage prepaid, addressed to:

Mr. Eric M. Soroka, City Manager
City of Aventura
19200 W. Country Club Drive
Aventura, Florida 33180

with copy to:

Mr. David M. Wolpin, City Attorney
Weiss Serota Helfman Cole & Bierman
200 East Broward Blvd., Suite 1900
Fort Lauderdale, FL 33301

and notices to COUNTY, if sent by Federal Express or certified mail, return receipt requested,
postage prepaid addressed to:

County Mayor
Miami-Dade County
Stephen P. Clark Center
111 N.W. 1st Street, 29th Floor
Miami, FL 33128

with copy to:

County Attorney
Miami-Dade County
Stephen P. Clark Center
111 N.W. 1st Street, 28th Floor
Miami, FL 33128

Or such other respective address as the parties may designate to each other in writing from time
to time.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and
year first above written.

ATTEST:
HARVEY RUVIN, CLERK

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

By: _____
DEPUTY CLERK

By: _____
Carlos A. Gimenez
County Mayor

Approved as to form and legal
sufficiency:

Christopher A. Angell
Assistant County Attorney

ATTEST:

CITY OF AVENTURA, a Florida
Municipal Corporation

By: _____
Ellisa L. Horvath, MMC
City Clerk

By: _____
Eric M. Soroka
City Manager

Approved as to form and legal
sufficiency:

David M. Wolpin, Esq.
City Attorney

CITY OF AVENTURA

OFFICE OF THE CITY COMMISSION

MEMORANDUM

TO: Eric M. Soroka, ICMA-CM, City Manager

FROM: Mayor Enid Weisman 

DATE: December 3, 2015

SUBJECT: **Resolution Supporting Governor Scott's Proposed Reforms for Enterprise Florida**

Please place on the January Workshop Meeting Agenda a discussion on adopting a Resolution Supporting Governor Scott's proposed reforms for Enterprise Florida.

The Governor's proposals endorsed by Enterprise Florida include:

- Creating a new \$250 million competitive fund called the "Florida Enterprise Fund."
- Making the Florida Enterprise Fund a state trust fund to replace the existing escrow account to allow the state's investment to accrue more interest.
- Increasing the Legislature's role in competing for job creation projects by requiring that any deal over \$1 million have the approval of the Speaker of the House and the Senate President, as well as the Governor.
- Reforming the return on investment requirements by eliminating the use of waivers and requiring a 10 percent annualized return on top of the original amount invested in a company.
- Streamline the state's approval process while continuing to ensure that no tax dollars leave the state trust fund until a company meets specific job creation goals spelled out in their contract.

Thank you.



RICK SCOTT
GOVERNOR

November 9, 2015

Dear Mayor Enid Weisman:

Florida is on a mission to be the global leader for jobs, but to do that, we must improve the current incentive process and fully fund Enterprise Florida. We are competing against states like Texas, our number one competitor, every day for jobs in communities just like yours. If we don't have the resources, we won't be able to continue recruiting job creators and helping existing Florida businesses expand.

Our economic reforms will do the following:

- Create a new \$250 million competitive fund called the "Florida Enterprise Fund."
- Make the Florida Enterprise Fund a state trust fund to replace the existing escrow account to allow the state's investment to accrue more interest.
- Increase the Legislature's role in competing for job creation projects by requiring that any deal over \$1 million have the approval of the Speaker of the House and the Senate President, as well as the Governor.
- Reform the return on investment requirements by eliminating the use of waivers and requiring a 10 percent annualized return on top of the original amount invested in a company.
- Streamline the state's approval process while continuing to ensure that NO tax dollars leave the state trust fund until a company meets specific job creation goals spelled out in their contract.

I need your help to get these important reforms across the finish line in the legislature. Please help me by:

- 1) Sending out the attached press release in support of these critical reforms.

November 9, 2015

Page Two

- 1) Visiting www.enterpriseflorida.com/contactyourlegislator today to voice your support.

I'm confident that with your support we will get these important reforms in place, unseat Texas as the top winner for job projects in the country, and diversify our economy by creating more jobs for families in high-growth areas.

Thank you for your support.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Scott", written in a cursive style.

Rick Scott
Governor

RESOLUTION NO. 2016-__

A RESOLUTION OF THE CITY OF AVENTURA, FLORIDA, SUPPORTING GOVERNOR RICK SCOTT'S PROPOSED REFORMS FOR ENTERPRISE FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Enterprise Florida's mission it to expand and diversify the state's economy through job creation by focusing on the pursuit of new and expanding business; and

WHEREAS, Governor Rick Scott has requested support for his proposed reforms for Enterprise Florida; and

WHEREAS, the economic reforms include the following: creating a new \$250 million competitive fund called the "Florida Enterprise Fund;" making the Florida Enterprise Fund a state trust fund to replace the existing escrow account to allow the state's investment to accrue more interest; increasing the Legislature's role in competing for job creation projects by requiring that any deal over \$1 million have the approval of the Speaker of the House and the Senate President, as well as the Governor; reforming the return on investment requirements by eliminating the use of waivers and requiring a 10 percent annualized return on top of the original amount invested in a company; and streamlining the state's approval process while continuing to ensure that NO tax dollars leave the state trust fund until a company meets specific job creation goals spelled out in their contract; and

WHEREAS, the Governor's proposals are endorsed by Enterprise Florida; and

WHEREAS, the Aventura City Commission would like to express its support of Governor Scott's proposed reforms, as listed above;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, THAT:

Section 1. The City Commission of the City of Aventura hereby supports Governor Rick Scott's economic reforms for Enterprise Florida as listed above and urges the Florida Legislature to approve said reforms.

Section 2. This Resolution shall become effective immediately upon its adoption.

The foregoing Resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

Commissioner Enbar Cohen	_____
Commissioner Teri Holzberg	_____
Commissioner Denise Landman	_____
Commissioner Marc Narotsky	_____
Commissioner Howard Weinberg	_____
Vice Mayor Robert Shelley	_____
Mayor Enid Weisman	_____

PASSED AND ADOPTED THIS 2nd day of February, 2016.

ENID WEISMAN, MAYOR

ATTEST:

ELLISA L. HORVATH, MMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

CITY ATTORNEY

CITY OF AVENTURA

OFFICE OF THE CITY MANAGER

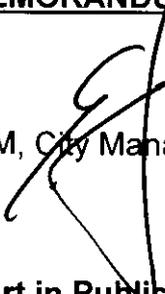
MEMORANDUM

TO: City Commission

FROM: Eric M. Soroka, ICMA-CM, City Manager

DATE: January 22, 2016

SUBJECT: **Ordinance Amending Art in Public Places Advisory Board**



1st Reading February 2, 2016 City Commission Meeting Agenda Item 7A
2nd Reading March 1, 2016 City Commission Meeting Agenda Item _____

RECOMMENDATION

It is recommended that the City Commission adopt the attached Ordinance amending the section of the City Code establishing the Arts in Public Places Advisory Board.

BACKGROUND

In accordance with the discussion and recommendations at the January Workshop Meeting amending, certain aspects of the Arts in Public Places Advisory Board, the attached Ordinance has been prepared for your consideration.

The main amendments are as follows:

- Increases the number of residents from three to four by eliminating the City Manager from the Board.
- Provides for the Board to meet when requested by the City Commission or City Manager.
- Provides that individual Commissioners may make recommendations for appointments to the Board.

If you have any questions, please feel free to contact me.

EMS/act
Attachment
CCO1928-16

ORDINANCE NO. 2016-__

AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA AMENDING DIVISION 6 “ARTS IN PUBLIC PLACES ADVISORY BOARD” OF ARTICLE III “ADVISORY BOARDS” OF CHAPTER 2 “ADMINISTRATION” OF THE CITY CODE OF THE CITY OF AVENTURA, FLORIDA; REVISING COMPOSITION AND DUTIES OF THE BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission desires to amend City Code provisions concerning the Arts in Public Places Advisory Board, as provided herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AS FOLLOWS:¹

Section 1. **City Code Amended.** That Division 6 “Arts in Public Places Advisory Board” of Article III “Advisory Boards” of Chapter 2 “Administration” of the City Code, is hereby amended, to read, as follows:

DIVISION 6. - ARTS IN PUBLIC PLACES ADVISORY BOARD

Sec. 2-201. - Creation, composition and qualifications.

A. There is hereby created and established the City of Aventura Art in Public Places Advisory Board (the "Board") consisting of five (5) members, including the Mayor, ~~City Manager~~, who shall ~~both~~ serve by virtue of ~~their~~ his/her office, and ~~three (3)~~ four (4) residents of the City who shall be appointed by the Mayor, subject to the approval of the City Commission. The resident members of the Board shall be appointed in accordance with procedures established herein and shall hold office at the pleasure of the City Commission. Members of the Board shall serve on the Board without compensation and shall not be reimbursed for travel, mileage, or per diem expenses as to Board service. The resident members shall serve for a two-year term and may be reappointed in accordance with the process outlined herein.

B. In the event of the resignation or removal of any member of the Board, the Mayor shall appoint a person to fill the vacancy on such Board for the unexpired portion of the term of the member vacating such office, subject to approval of the City Commission in accordance with procedures established herein.

¹ Underlined provisions constitute proposed additions to existing City Code text. ~~Strikethrough~~ provisions constitute proposed deletions from existing City Code text.

C. In the event that a member of the Board shall be absent and unexcused from a duly-called meeting of the Board for three consecutive meetings, then, in that event, such member shall automatically be removed as a member of the Board by the City Manager. An excused absence shall be requested in writing via email, fax or letter prior to the Board meeting.

D. The City Manager or his designee shall provide or designate necessary staff support for the Board.

Sec. 2-202. – Process of Appointment of Board Members.

A. Individuals wishing to be a member of the Board shall make application to the City Manager on the forms provided by the City. City Commissioners may each recommend to the City Manager a proposed nominee. The City Manager shall interview all applicants and make recommendations to the Mayor. The Mayor shall appoint to the Board members from the list of applicants recommended by the City Manager, subject to the approval of the City Commission.

B. In recommending members of the Board, the following guidelines shall be considered:

(i) The resident membership of the Board should consist of persons who have demonstrated a strong commitment to arts, including painting, photography, sculpture and other art forms.

(ii) Reasonable efforts should be made for the membership of the Board to be representative of a range of comprehensive adult age groups.

Sec. 2-203. - Advisory capacity.

The powers and duties of the Board shall be solely of an advisory nature to the City Manager and Mayor and City Commission. The City Manager, by virtue of his office as City Manager, shall be responsible for communicating to the City Commission the actions of the Board.

Sec. 2-204. - Rules of procedure; quorum.

A. The Board shall adopt rules of procedure not inconsistent with the ordinances of the City and the laws of the State of Florida and shall utilize Robert's Rules of Order recently revised 1990 Edition for the rules of procedure for the conduct of meetings of the Board. The Board may create additional rules for the conduct of its internal proceedings.

B. The Mayor shall serve as the Board Chairperson, ~~and the City Manager shall.~~ The Board shall select a member to serve as the Vice-Chairperson.

C. Three (3) members shall constitute a quorum for the transaction of business of the Board. Official action shall be taken by the Board only upon the concurring vote of a majority of the members present at an official meeting of the Board, except that at least three (3) affirmative votes shall be required for official action.

Sec. 2-205. - Mission; jurisdiction and duties.

A. The mission of the Board is to, from time to time, when requested by the City Manager or

B. City Commission, assist the City in identifying; and selecting ~~and obtaining~~ works of art for display in City owned and/or operated parks, buildings and facilities, in order to further enhance the diverse array of cultural and educational opportunities which are available within the City. ~~The Board shall develop proposed protocols and guidelines for achieving that mission, subject to approval by the City Commission.~~ Further, the final decision on the acceptance, placement and display of specific works of art at City owned and/or operated parks, buildings and facilities shall be subject to the approval of the City Commission.

B. Action of the Board shall be in the form of a written recommendation of advice to the City Manager and Mayor, who shall confer as to the presentation of the recommendation of the Board to the City Commission.

C. The Board shall meet as needed as determined by the City Manager or City Commission.

Sec. 2-206. - Standards of conduct for members.

All members of the Board shall be subject to the Standards of Conduct for Public Officers and Employees, as set by Federal, State, County, City or other applicable law pursuant to City Charter Section 7.03 and must file the appropriate financial disclosure forms.

Section 2. Severability. That the provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this Ordinance, but they shall remain in effect it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 3. Inclusion in the Code. That it is the intention of the City Commission and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Aventura, that the sections of this Ordinance may be renumbered or relettered to accomplish such intentions, and that the word Ordinance shall be changed to Section or other appropriate word.

Section 4. Effective Date. That this Ordinance shall be effective immediately upon adoption on second reading.

The foregoing Ordinance was offered by Commissioner _____, who moved its adoption on first reading. This motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Commissioner Enbar Cohen	_____
Commissioner Teri Holzberg	_____
Commissioner Denise Landman	_____
Commissioner Marc Narotsky	_____
Commissioner Howard Weinberg	_____
Vice Mayor Robert Shelley	_____
Mayor Enid Weisman	_____

The foregoing Ordinance was offered by Commissioner _____, who moved its adoption on second reading. This motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Commissioner Enbar Cohen	_____
Commissioner Teri Holzberg	_____
Commissioner Denise Landman	_____
Commissioner Marc Narotsky	_____
Commissioner Howard Weinberg	_____
Vice Mayor Robert Shelley	_____
Mayor Enid Weisman	_____

PASSED on first reading on this 2nd day of February, 2016.

PASSED AND ADOPTED on second reading on this 1st day of March, 2016.

ENID WEISMAN, MAYOR

ATTEST:

ELLISA L. HORVATH, MMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

CITY ATTORNEY

This Ordinance was filed in the Office of the City Clerk this ___ day of _____, 2016.

CITY OF AVENTURA

OFFICE OF THE CITY MANAGER

MEMORANDUM

TO: City Commission

FROM: Eric M. Soroka, ICMA-CM, City Manager 

DATE: January 22, 2016

SUBJECT: **Proposed Code Amendment to Establish Drainage Maintenance Standards for Commercial Properties**

1st Reading February 2, 2016 City Commission Meeting Agenda Item 7B
2nd Reading March 1, 2016 City Commission Meeting Agenda Item _____

RECOMMENDATION

It is recommended that the City Commission adopt a City Code amendment to Section 30-191 entitled "Property Maintenance" to establish drainage maintenance standards for commercial properties in the City.

BACKGROUND

Since the incorporation of the City, many improvements have been made to the stormwater system throughout the City, including upsizing pipes, adding drainage pipes where none was available, and increasing capacity to the existing system. In fact, over \$10 million, including State funding, has been spent on these improvements over the past 20 years. The City continues to monitor the system and include projects in our Capital Improvement Program, to improve drainage and reduce flooding.

Some of our older commercial properties in the City have not kept pace with the City's improvements and despite their own efforts, we have witnessed flooding of parking lots during storm events. This reflects poorly on the City as many don't understand that the City is not responsible for maintaining these private properties. The City's Code of Ordinances contains a section outlining property maintenance requirements. Currently, the Code provides that "adequate runoff drains shall be provided and maintained to eliminate any recurrent or excessive accumulation of stormwater."

It is recommended that the following language be added to Sec 30-191 entitled property maintenance:

(6) Adequate runoff drains shall be provided and maintained to eliminate any recurrent or excessive accumulation of stormwater. Further, all parking lots on commercial properties and other commercial property paved areas shall be maintained in a good state of repair, which shall include proper drainage and the routine cleaning/clearing of drains by the property owner, occupant and/ or operator to prevent the accumulation of pools of water and the correction and removal of all ruts, potholes, and broken pavement. The property owner, occupant and/ or operator of any parking lots which serve commercial properties and the property owner, occupant or operator of other commercial property paved areas shall not allow the accumulation of stagnant water in excess of two (2) inches in depth for a period of time exceeding twelve (12) hours. The term "stagnant water" is defined for the purposes of this paragraph as an accumulation of water, whether from rain or other sources, regardless of volume or dimensions, which is not moving or not flowing, or is substantially motionless, and may become foul, stale or may promote the breeding of mosquitoes or other insects.

After consulting with our City Engineer and reviewing drainage standards adopted by other Cities, the additional requirements are reasonable and will serve to protect our residents and visitors utilizing our shopping centers as well as the individual shop owners.

If you have any questions, please feel free to contact me.

EMS/act

ORDINANCE NO. 2016-__

AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA; AMENDING THE CITY CODE BY AMENDING CHAPTER 30 "ENVIRONMENT", BY AMENDING ARTICLE VI "PROPERTY MAINTENANCE"; AT SECTION 30-191 "PROPERTY MAINTENANCE", BY REVISING PARAGRAPH (B)(6) THEREOF TO REQUIRE ENHANCED DRAINAGE AT PARKING LOTS ON COMMERCIAL PROPERTIES AND ON PAVED AREAS OF SUCH COMMERCIAL PROPERTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR PENALTY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission finds that it is necessary, as provided herein, to bolster existing City regulations in order to better assure that the owners and operators of commercial properties take action to improve drainage and reduce flooding in commercial property parking lots and on commercial property paved areas; and

WHEREAS, the City Commission has held the required public hearing, duly noticed in accordance with law; and

WHEREAS, the City Commission finds that this proposed Ordinance serves to further enhance the protection of the public health, safety and welfare.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AS FOLLOWS¹:

Section 1. Recitals Adopted. That each of the above stated recitals is hereby adopted and confirmed.

Section 2. City Code Amended. That Chapter 30 "Environment", of the City Code, is hereby amended by amending Article VI "Property Maintenance", at Section 30-191 "Property Maintenance", by amending paragraph (b)(6) thereof, to read as follows:

¹ Underlined provisions constitute proposed additions to existing City Code text. ~~Strikethrough~~ provisions constitute proposed deletions from existing City Code text.

ARTICLE VI. PROPERTY MAINTENANCE

Section 30-191. Property Maintenance

(a)

The purpose of this section is to protect the public health, safety and welfare by establishing minimum standards governing the maintenance, appearance and condition of residential and non-residential premises; to fix certain responsibilities and duties upon owners and occupants; and to fix penalties for the violation of this section. Permits may be required as provided by the Florida Building Code.

(b)

The exterior of the premises and all structures within the City of Aventura shall be kept free of all nuisances and any hazards to the safety of the occupant, pedestrians, and other persons utilizing the premises and free of unsanitary conditions. It shall be the duty of the owner and/or occupant to keep the premises free of hazards and unsafe and/or unsightly conditions, which include, but are not limited to, the following:

(6) Adequate runoff drains shall be provided and maintained to eliminate any recurrent or excessive accumulation of stormwater. Further, all parking lots on commercial properties and other commercial property paved areas shall be maintained in a good state of repair, which shall include proper drainage and the routine cleaning/clearing of drains by the property owner, occupant and/or operator to prevent the accumulation of pools of water and the correction and removal of all ruts, potholes, and broken pavement. The property owner, occupant and/or operator of any parking lots which serve commercial properties and the property owner, occupant or operator of other commercial property paved areas shall not allow the accumulation of stagnant water in excess of two (2) inches in depth for a period of time exceeding twelve (12) hours. The term "stagnant water" is defined for the purposes of this paragraph as an accumulation of water, whether from rain or other sources, regardless of volume or dimensions, which is not moving or not flowing, or is substantially motionless, and may become foul, stale or may promote the breeding of mosquitoes or other insects.

(c)

If, in the opinion of the Code Compliance Officer, a violation of this section exists, the Code Compliance Officer shall notify the owner, ~~or~~ occupant or operator of such violation and give the owner, ~~or~~ occupant or operator reasonable time to correct the violation, as provided for in the City Code, as it may be amended from time to time. If the violation is not corrected within the specified time period, the Code Compliance Officer may proceed in accordance with Chapter 2, Article V of the City Code.

(d)

Notwithstanding the provisions of Chapter 2, Article V, City Code, if a violation of this section continues after the Code Compliance Officer has ordered and cited the owner, ~~or~~ occupant or operator to correct such violations, the Community Development Director may recommend to the City Manager that the violations be corrected by the City if it is determined by the City Manager or his or her designee that the violations present an immediate or serious health or safety hazard to the public. The City Manager or his or her designee may proceed as provided in paragraphs (e)—(h), below.

Section 3. **Severability.** That the provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 4. **Inclusion in the Code.** That it is the intention of the City Commission, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Aventura; that the sections of this Ordinance may be renumbered or relettered to accomplish such intentions; and that the word “Ordinance” shall be changed to “Section” or other appropriate word.

Section 5. **Penalty.** That any person who violates any provisions of this Ordinance shall, upon conviction, be punished by a fine not to exceed \$500.00 or imprisonment in the County jail not to exceed sixty (60) days or both such fine and imprisonment. Each day that a violation continues shall be deemed a separate violation. This Ordinance shall also be subject to enforcement under the Local Government Code Enforcement Act, Chapter 162, F.S., as amended, and City Code Section 2-331, et. seq., as amended. Enforcement may also be by suit for declaratory, injunctive or other appropriate relief in a court of competent jurisdiction or as authorized by Section 162.22, F.S.

Section 6. **Effective Date.** That this Ordinance shall be effective immediately upon adoption on second reading.

The foregoing Ordinance was offered by Commissioner _____, who moved its adoption on first reading. This motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Commissioner Enbar Cohen	_____
Commissioner Teri Holzberg	_____
Commissioner Denise Landman	_____
Commissioner Marc Narotsky	_____
Commissioner Howard Weinberg	_____
Vice Mayor Robert Shelley	_____
Mayor Enid Weisman	_____

The foregoing Ordinance was offered by Commissioner _____, who moved its adoption on second reading. This motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Commissioner Enbar Cohen	_____
Commissioner Teri Holzberg	_____
Commissioner Denise Landman	_____
Commissioner Marc Narotsky	_____
Commissioner Howard Weinberg	_____
Vice Mayor Robert Shelley	_____
Mayor Enid Weisman	_____

PASSED on first reading on this 2nd day of February, 2016.

PASSED AND ADOPTED on second reading on this 1st day of March, 2016.

ENID WEISMAN, MAYOR

ATTEST:

ELLISA L. HORVATH, MMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

CITY ATTORNEY

This Ordinance was filed in the Office of the City Clerk this __ day of ____, 2016.