

City Commission
Susan Gottlieb, Mayor

Zev Auerbach
Bob Diamond
Billy Joel
Teri Holzberg
Michael Stern
Luz Urbáez Weinberg

The City of Aventura



City Manager
Eric M. Soroka, ICMA-CM

City Clerk
Teresa M. Soroka, MMC

City Attorney
Weiss Serota Helfman
Pastoriza Cole & Boniske

AGENDA

JUNE 3, 2008 6 PM

Recap

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:**
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.
 - A. **APPROVAL OF MINUTES:**
May 6, 2008 Commission Meeting
May 15, 2008 Workshop Meeting
Action taken: Approved
 - B. **MOTION AUTHORIZING THE APPROPRIATION OF UP TO \$110,000 FOR E-911 ENHANCEMENTS AND FOR THE PURCHASE OF CROWD CONTROL EQUIPMENT FROM POLICE FORFEITURE FUND IN ACCORDANCE WITH THE CITY MANAGER'S MEMORANDUM.**
Action taken: Approved
 - C. **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA DECLARING CERTAIN PROPERTY LISTED UNDER THE ASSETS OF THE CITY AS SURPLUS TO THE NEEDS OF THE CITY; DESCRIBING THE MANNER OF DISPOSAL; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.**
Action taken: Adopted as Resolution No. 2008-26

- D. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, APPROVING SIXTH AMENDMENT TO EMPLOYMENT AGREEMENT BETWEEN THE CITY MANAGER AND THE CITY OF AVENTURA; PROVIDING MERIT BONUS; PROVIDING AN EFFECTIVE DATE.**

Action taken: Adopted as Resolution No. 2008-27

- E. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AUTHORIZING THE CITY MANAGER TO EXECUTE AND OTHERWISE ENTER INTO THAT CERTAIN LEASE AGREEMENT BETWEEN THE CITY OF AVENTURA AND U. S. REPRESENTATIVE DEBBIE WASSERMAN SCHULTZ FOR OFFICE SPACE IN THE CITY OF AVENTURA GOVERNMENT CENTER; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.**

Action taken: Adopted as Resolution No. 2008-28

- 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 INPUT:**

AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA; AMENDING THE CITY CODE BY AMENDING CHAPTER 18 "BUSINESS REGULATIONS, TAXES AND PERMITS", BY CREATING ARTICLE IV "POLICE COST RECOVERY"; CONSISTING OF SECTION 18-80 "RECOVERY OF COSTS FOR FAILURE OF RESPONSIBLE PERSON TO APPEAR ON BEHALF OF BUSINESS"; PROVIDING A MECHANISM FOR THE RECOVERY OF COSTS INCURRED BY THE CITY POLICE DEPARTMENT UNDER CIRCUMSTANCES IN WHICH A CRIMINAL PROSECUTION IS ABANDONED, DISMISSED OR FAILS AS A DIRECT RESULT OF THE FAILURE OF A RESPONSIBLE PERSON TO APPEAR IN LAW ENFORCEMENT OR COURT PROCEEDINGS, ON BEHALF OF THE OWNER OR OPERATOR OF A BUSINESS ESTABLISHMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN

CODE; PROVIDING FOR PENALTY; AND PROVIDING FOR AN EFFECTIVE DATE.

Action taken: Approved

8. ORDINANCES: SECOND READING/PUBLIC HEARING:

A. AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA AMENDING THE CITY CODE BY AMENDING ARTICLE II "LOCAL BUSINESS TAXES" OF CHAPTER 18 "BUSINESS REGULATIONS, TAXES AND PERMITS" BY AMENDING SECTION 18-32 "TERM OF RECEIPT; HALF YEAR RECEIPT; TRANSFER OF RECEIPT"; AMENDING SECTION 18-41 "HOME OCCUPATION RECEIPTS"; AND AMENDING SECTION 18-42 "TAX SCHEDULE" TO CONFORM WITH RECENT REVISIONS TO FLORIDA STATUTE CHAPTER 205 TO ESTABLISH NEW RATE STRUCTURES FOR LOCAL BUSINESS TAX RECEIPTS BY PROVIDING AN INCREASE OF UP TO TEN (10%) PERCENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

Action taken: Enacted as Ordinance No. 2008-11

B. AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING THE CITY OF AVENTURA COMPREHENSIVE PLAN BY ADDING AN 'EDUCATION ELEMENT'; BY AMENDING POLICY 2.4 OF OBJECTIVE 2 OF THE CAPITAL IMPROVEMENT ELEMENT TO ADD LEVEL OF SERVICE STANDARDS FOR PUBLIC SCHOOLS AND FOR THE CITY OF EXCELLENCE SCHOOL; BY ADDING A NEW POLICY 4.18 OF OBJECTIVE 4 OF THE CAPITAL IMPROVEMENT ELEMENT TO ADOPT BY REFERENCE THE MIAMI DADE COUNTY PUBLIC SCHOOLS FACILITIES WORKPLAN; BY RENUMBERING EXISTING POLICY 4.18 TO POLICY 4.19 OF OBJECTIVE 4 OF THE CAPITAL IMPROVEMENT ELEMENT AND AMENDING THIS POLICY TO ADOPT BY REFERENCE THE CITY OF AVENTURA 2007/08-2011/12 CAPITAL IMPROVEMENT PLAN; BY ADDING NEW POLICY 4.20 OF OBJECTIVE 4 OF THE CAPITAL IMPROVEMENT ELEMENT TO ANNUALLY EVALUATE THE MIAMI-DADE COUNTY PUBLIC SCHOOLS FACILITY WORK PROGRAM; BY AMENDING AND ADDING PUBLIC SCHOOL FACILITIES TO THE CONCURRENCY MANAGEMENT SECTION OF THE CAPITAL IMPROVEMENT ELEMENT; BY ADDING A NEW POLICY 1.21 TO OBJECTIVE 1 OF THE INTERGOVERNMENTAL COORDINATION ELEMENT TO EXECUTE AND FOLLOW THE PROCEDURES IN THE

ADOPTED “AMENDED AND RESTATED INTERLOCAL AGREEMENT FOR PUBLIC SCHOOL FACILITIES PLANNING IN MIAMI-DADE COUNTY AND TO COORDINATE THE ESTABLISHMENT OF LEVEL OF SERVICE STANDARDS FOR PUBLIC SCHOOL FACILITIES AND TO RENUMBER EXISTING POLICIES 1.21 THROUGH 1.24 INCLUSIVE OF THE INTERGOVERNMENTAL COORDINATION ELEMENT TO POLICIES 1.22 THROUGH 1.25 INCLUSIVE; PROVIDING FOR TRANSMITTAL TO THE AGENCIES AS REQUIRED UNDER CHAPTER 163, PART II, FLORIDA STATUTES; AND PROVIDING FOR AN EFFECTIVE DATE.

Action taken: Enacted as Ordinance No. 2008-12

9. RESOLUTIONS – PUBLIC HEARING:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, ACCEPTING AND ADOPTING IN PRINCIPLE, SUBJECT TO ANNUAL REVISION AND AUTHORIZATION, THE CITY OF AVENTURA CAPITAL IMPROVEMENT PROGRAM DOCUMENT FOR FISCAL YEAR 2008/09 TO 2012/13 AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

Action taken: Adopted as Resolution No. 2008-29

10. REPORTS

11. PUBLIC COMMENTS

12. OTHER BUSINESS: None.

13. ADJOURNMENT

SCHEDULE OF FUTURE MEETINGS/EVENTS

COMMISSION WORKSHOP	JUNE 19, 2008	9 A.M.
COMMISSION MEETING	JULY 1, 2008	6 P.M.

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. 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.