

City Commission

Enid Weisman, Mayor

Enbar Cohen, Vice Mayor

Teri Holzberg, Commissioner

Denise Landman, Commissioner

Marc Narotsky, Commissioner

Robert Shelley, Commissioner

Howard Weinberg, Commissioner



City Manager

Eric M. Soroka, ICMA-CM

City Clerk

Ellisa L. Horvath, MMC

City Attorney

Weiss Serota Helfman

Cole & Bierman

**CITY COMMISSION MEETING AGENDA
OCTOBER 6, 2015
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:** None
- 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:**
 - September 1, 2015 Commission Regular Meeting
 - September 8, 2015 Commission Meeting (First Budget Hearing)
 - September 16, 2015 Commission Meeting (Second Budget Hearing)
 - September 17, 2015 Commission Special Meeting
 - September 17, 2015 Commission Workshop Meeting
 - B. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA ADOPTING THE CITY OF AVENTURA 2016 LEGISLATIVE PROGRAM AND PRIORITIES ATTACHED HERETO; AUTHORIZING THE CITY MANAGER TO TAKE NECESSARY ACTION TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**
 - C. MOTION TO RATIFY THE CITY MANAGER'S REAPPOINTMENT OF RAQUEL ROTHMAN, ESQ. AND BARBARA BUXTON, ESQ. AS SPECIAL MASTERS FOR THE CITY OF AVENTURA CODE ENFORCEMENT PROCESS**

- D. **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE ATTACHED WORK AUTHORIZATION NO. 01-0103-211 FOR PROFESSIONAL DESIGN SERVICES FOR THE NE 191ST STREET DRAINAGE AND ROAD RESURFACING IMPROVEMENTS PROJECT BY AND BETWEEN THE CITY OF AVENTURA AND CRAVEN THOMPSON AND ASSOCIATES, INC.; AND PROVIDING AN EFFECTIVE DATE.**
- E. **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AWARDED AND LETTING A BID/CONTRACT FOR BID NO. 15-09-21-02, SOFFER TRAIL DECORATIVE LIGHTING TO UNDER POWER CORP. AT THE BID PRICE OF \$429,160; 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.**
- F. **MOTION AUTHORIZING THE APPROPRIATION OF UP TO \$16,000 FOR FURNITURE/OFFICE EQUIPMENT FOR RECORDS SECTION AND ADMINISTRATIVE OFFICES FROM THE FEDERAL POLICE FORFEITURE FUNDS IN ACCORDANCE WITH THE CITY MANAGER'S MEMORANDUM**

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.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA GRANTING CONDITIONAL USE APPROVAL TO ALLOW A HEIGHT OF 16 STORIES AND 169 FEET FOR THE REDEVELOPMENT OF THE ORCHID HOTEL BUILDING AT THE TURNBERRY ISLE RESORT, WHERE A HEIGHT OF 12 STORIES AND 120 FEET IS PERMITTED BY CODE, ON PROPERTY LOCATED AT 19999 WEST COUNTRY CLUB DRIVE, CITY OF AVENTURA; PROVIDING FOR AN EFFECTIVE DATE.

7. ORDINANCES - FIRST READING/PUBLIC HEARINGS:

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

SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

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

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

8. ORDINANCES - SECOND READING/PUBLIC HEARINGS: None

9. RESOLUTIONS – PUBLIC HEARINGS: None

10. REPORTS

11. PUBLIC COMMENTS

- Surfside Commissioner Michael Karukin – 2015 Miami Walk to End Alzheimer’s (November 7, 2015)

12. OTHER BUSINESS: None

13. ADJOURNMENT

FUTURE MEETINGS*

**COMMISSION WORKSHOP – OCTOBER 15, 2015 AT 9 AM
EXECUTIVE CONFERENCE ROOM (5TH FLOOR)**

**COMMISSION MEETING – NOVEMBER 3, 2015 AT 6 PM
COMMISSION CHAMBER**

**COMMISSION WORKSHOP – NOVEMBER 19, 2015 AT 10 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.



**CITY COMMISSION
REGULAR MEETING MINUTES
SEPTEMBER 1, 2015
6:00 P.M.**

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

1. **CALL TO ORDER/ROLL CALL:** The meeting was called to order by Mayor Enid Weisman at 6:00 p.m. Present were the following: Mayor Enid Weisman, Vice Mayor Enbar Cohen, Commissioner Teri Holzberg, Commissioner Denise Landman, Commissioner Marc Narotsky, Commissioner Robert Shelley, 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 Aventura resident Alan Greenfield.
3. **AGENDA: REQUESTS FOR DELETIONS/EMERGENCY ADDITIONS:** None.
4. **SPECIAL PRESENTATIONS:**
 - **Proclamation – Korean War Veterans:** Mayor Weisman presented a proclamation to Alan Greenfield (Korean War Veterans Association Miami-Dade Chapter #110) declaring September 2015 as Korean War Veterans Month.
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 Commissioner Weinberg, seconded by Commissioner Shelley, and passed unanimously by roll call vote. The following action was taken:

A. Minutes were approved as follows:

- July 7, 2015 Commission Regular Meeting
- July 16, 2015 Commission Regular Meeting
- July 16, 2015 Commission Workshop Meeting

B. **Resolution No. 2015-48** was adopted as follows:

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

C. **Resolution No. 2015-49** was adopted as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AWARDED AND LETTING A BID/CONTRACT FOR BID NO. 15-06-26-2, BISCAYNE BOULEVARD LANDSCAPE MAINTENANCE TO THE BRICKMAN GROUP LTD. LLC. AT THE BID PRICE OF \$461,468.20;

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.

D. Resolution No. 2015-50 was adopted as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AUTHORIZING THE CITY MANAGER TO EXECUTE THE ATTACHED JUSTICE ASSISTANCE GRANT APPLICATION WITH THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT IN THE AMOUNT OF \$10,000; 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. 2015-51 was adopted as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, PROVIDING FOR THE APPOINTMENT BY THE COMMISSION OF THE FIFTH MEMBER TO THE BOARD OF TRUSTEES OF THE POLICE OFFICERS' RETIREMENT PLAN AND PROVIDING AN EFFECTIVE DATE.

F. Resolution No. 2015-52 was adopted as follows:

A RESOLUTION OF THE CITY OF AVENTURA, FLORIDA, ENCOURAGING THE FLORIDA LEGISLATURE TO REMOVE BARRIERS TO CUSTOMER-SITED SOLAR POWER; PROVIDING FOR AN EFFECTIVE DATE.

G. Motion was approved as follows:

MOTION TO APPROVE THE PRESENTATION OF A KEY TO THE CITY TO ROBERT SWEDROE

H. Motion was approved as follows:

MOTION AUTHORIZING THE APPROPRIATION OF UP TO \$10,000 FOR CRIME PREVENTION PROGRAMS, EQUIPMENT AND TRAINING FROM THE POLICE FORFEITURE FUNDS IN ACCORDANCE WITH THE CITY MANAGER'S MEMORANDUM

I. Motion was approved as follows:

CITY COMMISSION, ACTING IN ITS CAPACITY AS THE GOVERNING BOARD FOR THE CITY OF AVENTURA CITY OF EXCELLENCE SCHOOL

MOTION TO ACCEPT FOR FILING THE SPECIAL PURPOSE FINANCIAL REPORT FOR THE AVENTURA CITY OF EXCELLENCE SCHOOL FOR THE FISCAL YEAR ENDED JUNE 30, 2015 AND TO ACCEPT FOR FILING THAT LETTER DATED AUGUST 20, 2015 ATTACHED HERETO AS ATTACHMENT

J. Motion was approved as follows:

CITY COMMISSION, ACTING IN ITS CAPACITY AS THE GOVERNING BOARD FOR THE AVENTURA CITY OF EXCELLENCE SCHOOL MOTION TO ACCEPT AVENTURA CITY OF EXCELLENCE SCHOOL OUT-OF-FIELD WAIVERS AS OUTLINED IN THE CITY MANAGER'S MEMORANDUM DATED AUGUST 19, 2015

K. Resolution No. 2015-53 was adopted as follows:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AUTHORIZING THE CITY MANAGER TO EXECUTE THE ATTACHED AMENDMENT 1 TO THE AGREEMENT BETWEEN THE CITY OF AVENTURA AND PERFORMING ARTS CENTER AUTHORITY FOR MANAGEMENT, PROGRAMMING AND OPERATIONAL SUPPORT SERVICES FOR THE AVENTURA ARTS & CULTURAL CENTER; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

6. ZONING HEARINGS: QUASI-JUDICIAL PUBLIC HEARINGS: None.

7. ORDINANCES - FIRST READING – PUBLIC HEARING: None.

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

AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA AMENDING SECTION 31-144 "BUSINESS ZONING DISTRICTS" OF THE CITY'S LAND DEVELOPMENT REGULATIONS BY AMENDING SECTION 31-144(C)(5)A., COMMUNITY BUSINESS (B2) DISTRICT, TO ALLOW INCREASED LOT COVERAGE FOR PARCELS THAT ARE ADJACENT TO A PROPERTY ZONED AS RECREATION OPEN SPACE (ROS) DISTRICT AND ARE JOINED TO THE ROS PARCEL BY A UNITY OF TITLE OR COVENANT IN LIEU OF UNITY OF TITLE, PROVIDED THAT THE ROS LAND AREA IS NO LESS THAN 200 ACRES IN SIZE AND PROVIDED THAT ANY CLUBHOUSE AND/OR CONFERENCE CENTER BUILDINGS ON THE B2 PARCEL DO NOT EXCEED TWO (2) STORIES IN HEIGHT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

The staff report and comments provided at the July 7, 2015 Local Planning Agency Meeting and Regular Commission Meeting were incorporated into the record by reference.

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

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. 2015-07** was adopted.

9. **RESOLUTIONS - PUBLIC HEARING:** Mr. Wolpin read the following Resolution by title:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AMENDING RESOLUTION NO. 97-35, RESOLUTION NO. 98-05, RESOLUTION NO. 2004-08, AND RESOLUTION NO. 2007-28 TO REVISE THE FEE SCHEDULE FOR DEVELOPMENT REVIEW, PLANNING AND ZONING APPLICATIONS; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE.

A motion for approval of the Resolution was offered by Vice Mayor Cohen and seconded by Commissioner Landman.

Mr. Soroka reviewed the resolution.

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

The motion for approval of the Resolution passed unanimously, by roll call vote, and **Resolution No. 2015-54** was adopted.

10. **REPORTS:**

Commissioner Landman encouraged residents to be prepared for hurricanes and discussed the information available on the City's website.

11. **PUBLIC COMMENTS:** Comments were provided by the following members of the public: Abraham Cohen (Aventura Lakes – 21222 N.E. 32 Place, Aventura).

12. **OTHER BUSINESS:** None.

13. **ADJOURNMENT:** There being no further business to come before the Commission, a motion to adjourn was offered by Vice Mayor Cohen, seconded by Commissioner Narotsky, and unanimously approved; thus adjourning the meeting at 6:17 p.m.

Ellisa L. Horvath, MMC, City Clerk

Approved by the Commission on October 6, 2015.



**CITY COMMISSION
REGULAR MEETING MINUTES
SEPTEMBER 8, 2015
6:00 P.M.**

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

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

2. **PLEDGE OF ALLEGIANCE:** The Pledge was led by Evan Ross.

3. **PUBLIC HEARINGS: ORDINANCES: FIRST READING - 2015/2016 BUDGET:**

Mr. Wolpin read the following Ordinance by title and noted that the rolled back rate is 1.5722 mills:

- A. AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, ESTABLISHING AND ADOPTING THE CITY OF AVENTURA AD VALOREM TAX OPERATING MILLAGE LEVY RATE AT 1.7261 MILS PER THOUSAND DOLLARS OF TAXABLE ASSESSED PROPERTY VALUE, WHICH IS 9.79% ABOVE THE ROLLED BACK RATE COMPUTED PURSUANT TO STATE LAW, FOR THE 2015 TAX YEAR; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.**

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

Mr. Soroka reviewed the Ordinance and noted that the tax rate will remain the same as the prior fiscal year and remains the lowest in Miami-Dade County.

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

The motion for approval of the Ordinance on first reading passed unanimously, by roll call vote, with Vice Mayor Cohen, Commissioner Narotsky, and Commissioner Shelley absent.

Mr. Wolpin read the following Ordinance by title:

- B. AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, ADOPTING THE ATTACHED TENTATIVE OPERATING AND CAPITAL BUDGET, AS REVIEWED AND APPROVED BY CITY COMMISSION AT THE REVIEW MEETING HELD ON JULY 16, 2015, AS THE CITY OF AVENTURA FINAL BUDGET FOR THE 2015/2016 FISCAL YEAR, PURSUANT TO SECTION 4.05 OF THE CITY CHARTER; AUTHORIZING EXPENDITURE OF FUNDS ESTABLISHED BY THE BUDGET; PROVIDING FOR BUDGETARY CONTROL; PROVIDING FOR PERSONNEL AUTHORIZATION; PROVIDING FOR GIFTS AND GRANTS; PROVIDING FOR AMENDMENTS; PROVIDING FOR PROCEDURES**

REGARDING ENCUMBRANCES AND THE RE-APPROPRIATION OF UNEXPENDED CAPITAL APPROPRIATIONS; ESTABLISHING THE COMMITTED FUND BALANCE FOR CAPITAL RESERVE; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

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

Mr. Soroka explained the Ordinance and reviewed the highlights of the 2015/16 Operating and Capital Budget (\$60,629,136).

Mayor Weisman opened the public hearing.

The following members of the public provided comments: Robert Borroughs (Coral Gables).

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

The motion for approval of the Ordinance on first reading passed unanimously, by roll call vote, with Vice Mayor Cohen, Commissioner Narotsky, and Commissioner Shelley absent.

4. ADJOURNMENT: There being no further business to come before the Commission, a motion to adjourn was offered by Commissioner Landman, seconded by Commissioner Weinberg, and unanimously approved; thus adjourning the meeting at 6:09 p.m.

Ellisa L. Horvath, MMC, City Clerk

Approved by the Commission on October 6, 2015.



**CITY COMMISSION
REGULAR MEETING MINUTES
SEPTEMBER 16, 2015
6:00 P.M.**

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

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

2. **PLEDGE OF ALLEGIANCE:** The Pledge was led by Commissioner Landman.

3. **PUBLIC HEARINGS: ORDINANCES: SECOND READING - 2015/2016 BUDGET:**

Mr. Wolpin read the following Ordinance by title and noted that the rolled back rate is 1.5722 mills:

- A. **AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, ESTABLISHING AND ADOPTING THE CITY OF AVENTURA AD VALOREM TAX OPERATING MILLAGE LEVY RATE AT 1.7261 MILS PER THOUSAND DOLLARS OF TAXABLE ASSESSED PROPERTY VALUE, WHICH IS 9.79% ABOVE THE ROLLED BACK RATE COMPUTED PURSUANT TO STATE LAW, FOR THE 2015 TAX YEAR; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.**

A motion for approval of the Ordinance was offered by Commissioner Shelley and seconded by Vice Mayor Cohen.

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. 2015-08** was adopted.

Mr. Wolpin read the following Ordinance by title:

- B. **AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, ADOPTING THE ATTACHED TENTATIVE OPERATING AND CAPITAL BUDGET, AS REVIEWED AND APPROVED BY CITY COMMISSION AT THE REVIEW MEETING HELD ON JULY 16, 2015, AS THE CITY OF AVENTURA FINAL BUDGET FOR THE 2015/2016 FISCAL YEAR, PURSUANT TO SECTION 4.05 OF THE CITY CHARTER; AUTHORIZING EXPENDITURE OF FUNDS ESTABLISHED BY THE BUDGET; PROVIDING FOR BUDGETARY CONTROL; PROVIDING FOR PERSONNEL AUTHORIZATION; PROVIDING FOR GIFTS AND GRANTS; PROVIDING FOR AMENDMENTS; PROVIDING FOR PROCEDURES REGARDING ENCUMBRANCES AND THE RE-APPROPRIATION OF UNEXPENDED CAPITAL APPROPRIATIONS; ESTABLISHING THE COMMITTED FUND BALANCE FOR CAPITAL RESERVE; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.**

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

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. 2015-09** was adopted.

4. ADJOURNMENT: There being no further business to come before the Commission, a motion to adjourn was offered by Commissioner Landman, seconded by Commissioner Shelley, and unanimously approved; thus adjourning the meeting at 6:05 p.m.

Ellisa L. Horvath, MMC, City Clerk

Approved by the Commission on October 6, 2015.



**CITY COMMISSION
SPECIAL MEETING MINUTES
SEPTEMBER 17, 2015
9:00 A.M.**

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

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 Enbar Cohen, Commissioner Teri Holzberg, Commissioner Denise Landman, Commissioner Marc Narotsky, Commissioner Robert Shelley, 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. **CITY COMMISSION, ACTING IN ITS CAPACITY AS THE GOVERNING BOARD FOR THE AVENTURA CITY OF EXCELLENCE SCHOOL:**

MOTION TO APPROVE THE AVENTURA CITY OF EXCELLENCE (ACES) SCHOOL IMPROVEMENT PLAN FOR 2015/2016: Julie Alm, ACES Principal, reviewed the School Improvement Plan via a PowerPoint presentation and discussed the goals for the school year.

A motion for approval of the School Improvement Plan for 2015/2016 was offered by Commissioner Shelley, seconded by Commissioner Landman, and passed unanimously, by roll call vote.

3. **ADJOURNMENT:** There being no further business to come before the Commission, a motion to adjourn was offered by Commissioner Holzberg, seconded by Commissioner Narotsky, and unanimously approved; thus adjourning the meeting at 9:13 a.m.

Ellisa L. Horvath, MMC, City Clerk

Approved by the Commission on October 6, 2015.



**CITY COMMISSION
WORKSHOP MEETING MINUTES
SEPTEMBER 17, 2015
FOLLOWING THE 9:00 A.M.
SPECIAL COMMISSION MEETING**

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 9:14 a.m. The following were present: Mayor Enid Weisman, Vice Mayor Enbar Cohen, Commissioner Teri Holzberg, Commissioner Denise Landman, Commissioner Marc Narotsky, Commissioner Robert Shelley, 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. BIKE SHARE SERVICE/SHUTTLE BUS ROUTE IMPROVEMENTS (City Manager):

Bike Share Service: Mr. Soroka reviewed a PowerPoint presentation highlighting the Bike-Share Service for Aventura including: seven proposed locations for the bike share services with five to ten bikes at each location, and the need for the City to subsidize the program with the amount to be determined as part of the RFP process.

City Manager Summary: It was the consensus of the Commission for the Manager to move forward with an RFP (Request for Proposals) for a one-year pilot program.

Shuttle Bus Route Improvements: Mr. Soroka reviewed a PowerPoint presentation highlighting the Peak Season Shuttle Bus Route Improvements including: adding a silver route for a trial period from October 19, 2015 through February 12, 2016, at a cost of \$54,000 based on 1,000 service hours.

City Manager Summary: It was the consensus of the Commission to proceed with the improvements as presented.

2. UPDATE ON CITY PRECINCT CHANGES (City Clerk): Mrs. Horvath provided an overview of the reprecincting changes implemented by the Miami-Dade County Elections Department, in preparation for the 2016 election including: the addition of two new precincts and voting locations (99 – Northeast Aventura Branch Library and 114 – Williams Island Club House) affecting 3,504 of the 19,860 registered voters in the City.

City Manager Summary: No action.

3. LEGISLATIVE PROGRAM AND PRIORITIES (City Manager): Mr. Soroka reviewed the proposed list of legislation, for the City to endorse and support for 2016, as well as seeking financial assistance for stormwater drainage improvements (NE 29th Place South and NE 191 Street).

Commissioner Weinberg discussed Legislative Item 9 (Amend Safe Harbor provisions) and requested consensus for him to contact the sponsors, to ensure the residents are protected from any adverse language that may be considered.

City Manager Summary: It was the consensus of the City Commission for a resolution to be placed on the October Commission Meeting Agenda adopting the 2016 Legislative Program and Priorities with the items listed, and for Commissioner Weinberg to contact the sponsors of the specified legislation.

4. DISCUSSION ON CITY SPECIAL EVENTS (City Commission):

- **Movie Night Format:** The Commission discussed the possibility of an outside movie venue in the fall for adults, with food trucks and live music.

City Manager Summary: It was the consensus of the Commission for this item to be referred to the Community Services Advisory Board for recommendations, to make it more of an event.

- **Fourth of July Parade:** The Commission discussed the possibility of a parade or a cookout, with the focus to do something additional to the fireworks display on Independence Day. Mr. Soroka discussed issues with closing down Country Club Drive, getting groups during the summer, etc.

City Manager Summary: It was the consensus of the Commission for this item to be referred to the Community Services Advisory Board for recommendations, to offer something additional to the fireworks display on Independence Day.

- **Arts Festival:** The Commission discussed having an Arts Festival tied in with Art Basel.

Vice Mayor Cohen offered to contact the Chair of Art Basel.

City Manager Summary: It was the consensus of the Commission for Vice Mayor Cohen to speak to the Chair of Art Basel.

5. DISCUSSION ON LEGISLATIVE EXPENSES ACCOUNT (Vice Mayor Cohen):

Vice Mayor Cohen suggested that the Legislative Expenses Account for the Commission members be increased and that the pre-approved travel expenses policy concerning conferences be revised to include Dade Days.

City Manager Summary: It was the consensus of the Commission to provide a resolution at the next Workshop Meeting adding Dade Days and NALEO to the list of pre-approved conferences and seminars. It was also the consensus of the City Commission for an Ordinance to be placed on the October Commission Meeting Agenda, to increase the Legislative Expense Account by \$2,000 for each member of the Commission.

6. DISCUSSION ON USE OF GOVERNMENT CENTER BY CONGRESSWOMAN

(Commissioner Shelley): Commissioner Shelley discussed the use of an office at Government Center by Congresswoman Debbie Wasserman Schultz and whether or not that space should continue to be offered.

It was noted that the space had been historically provided for residents to have easy access to their Congressional Representatives, which was also common in other municipalities.

Laurie Flink, Deputy District Director for Congresswoman Debbie Wasserman Schultz, discussed the importance of the use of the space, to meet with local constituents.

City Manager Summary: It was the consensus of the Commission to continue providing a legislative space at Government Center for the City's Congressional Representatives, provided that those representatives using the space provided a town hall meeting once a year.

7. DISCUSSION ON PROPOSED ORDINANCE TO BAN STYROFOAM (Mayor

Weisman): Mayor Weisman withdrew this item from the agenda.

City Manager Summary: No action.

8. ADJOURNMENT: There being no further business to come before the Commission, a motion to adjourn was offered by Commissioner Shelley, seconded by Commissioner Cohen, and passed unanimously. The meeting was adjourned at 11:47 a.m.

Ellisa L. Horvath, MMC, City Clerk

Approved by the Commission on October 6, 2015.

CITY OF AVENTURA
OFFICE OF THE CITY MANAGER

MEMORANDUM

TO: City Commission

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

DATE: September 17, 2015

SUBJECT: **Resolution Approving Legislative Programs and Priorities for 2016**

October 6, 2015 City Commission Meeting Agenda Item 5B

RECOMMENDATION

It is recommended that the City Commission approve the attached Resolution approving the Legislative Programs and Priorities for 2016. This item was reviewed at the September Workshop Meeting.

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

EMS/act

Attachment

CCO1905-15

RESOLUTION NO. 2015-___

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA ADOPTING THE CITY OF AVENTURA 2016 LEGISLATIVE PROGRAM AND PRIORITIES ATTACHED HERETO; AUTHORIZING THE CITY MANAGER TO TAKE NECESSARY ACTION 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 of Aventura 2016 Legislative Program and Priorities, attached hereto, is hereby adopted.

Section 2. The City Manager is authorized to take all action necessary to implement the purpose of this Resolution.

Section 3. This Resolution shall be effective immediately upon adoption hereof.

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

PASSED AND ADOPTED this 6th day of October, 2015.

ENID WEISMAN, MAYOR

ATTEST:

ELLISA L. HORVATH, MMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

CITY ATTORNEY

**CITY OF AVENTURA
LEGISLATIVE PROGRAM AND PRIORITIES**



2016

**Mayor Enid Weisman
Commissioner Enbar Cohen
Commissioner Teri Holzberg
Commissioner Denise Landman
Commissioner Marc Narotsky
Commissioner Robert Shelley
Commissioner Howard Weinberg
City Manager Eric M. Soroka
City Clerk Ellisa Horvath
City Attorney Weiss Serota Helfman Cole & Bierman, P.L.**

**CITY OF AVENTURA
LEGISLATIVE PROGRAMS AND PRIORITIES
2016**

This document is intended to provide direction to the City Manager, City Attorney and Legislative Lobbyist as to the official City position regarding issues and pending legislation which would affect the operation of local government. This document further provides priorities for the acquisition of supplemental funding (grants) for various programs.

The City of Aventura will endorse and support legislation that will:

1. Provide a dedicated revenue source for Charter School capital improvements at the same levels provided to the local school boards.
2. Increase educational funding levels for Miami-Dade County public schools in order to meet per pupil State Constitutional requirements.
3. Amend State law allowing a more economical method of advertising for a public hearing relating to Comprehensive Plan adoption and/ or amendments.
4. Adopt the 2016 Policy Statement of the Florida League of Cities.
5. Enact a law enabling cities to prohibit smoking at city sponsored events or activities and/ or at city parks and facilities. Smoking is defined as "any nicotine delivery device including but not limited to smoking, chewing and vaping".
6. On a state-wide level, ban the use of handheld phones by persons operating motor vehicles, but allowing hands free phone devices.
7. Provide a dedicated revenue source to cities that are located within 1 mile of a facility that houses legalized gambling to offset police and road impact costs to the community.
8. Preserve municipal authority for red light camera safety programs.
9. Amend Safe Harbor provisions (Fla. Stat. 718.116(1)(b) condos and 720.3085(2)(c) HOAs) to increase the liability of qualified lending institutions to the lesser of twenty four months of past due assessments or two percent of the original mortgage in the event of a foreclosure plus recovery of reasonable attorney fees.
10. Support initiatives to address the impact of rising seas on the South Florida area.
11. Will fund the design and construction of the proposed westbound Improvements to the intersection of NE 203 Street/Biscayne Boulevard.

The City of Aventura will seek state financial assistance for the following projects:

1. Funding for Stormwater drainage improvements NE 29th Place (South) and NE 191st Street.

CITY OF AVENTURA

OFFICE OF THE CITY MANAGER

MEMORANDUM

TO: City Commission

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

DATE: September 22, 2015

SUBJECT: **Re-Appointment of Special Masters for Code Enforcement Process**

October 6, 2015 City Commission Meeting Agenda Item 5C

RECOMMENDATION

It is recommended that the City Commission ratify the City Manager's re-appointment of Raquel Rothman, Esq. and Barbara Buxton, Esq. as Special Masters for the City of Aventura Code Enforcement process.

BACKGROUND

Section 4 of Ordinance 96-14 which established the City's Code Enforcement Process provides for the City Manager to appoint Special Masters, subject to City Commission ratification, for a term of one year. The above-referenced individuals are submitted to you for re-appointment as Special Masters.

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

EMS/act

Attachment

CCO1909-15

CITY OF AVENTURA
CITY MANAGER'S OFFICE

MEMORANDUM

TO: City Commission

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

BY: Antonio F. Tomei, Capital Projects Manager 

DATE: September 16, 2015

SUBJECT: **Recommendation – Work Authorization No. 01-0103-211
Professional Design Services for Drainage and Road Resurfacing
Improvements - NE 191st ST - Craven Thompson & Associates, Inc.**

October 6, 2015, City Commission Meeting Agenda Item 5D

Recommendation

It is recommended that the City Commission adopt the attached Resolution awarding Work Authorization No. 01-0103-211 to Craven Thompson and Associates, Inc. for Professional Design Services for Drainage and Road Resurfacing Improvements to NE 191st ST for an amount of \$136,900. This project is included in the Capital Improvements Program for the 2015/16 fiscal year.

Background

The project is to be designed in accordance with the City's Capital Improvement Program approved by the City Commission. In particular, design plans will address drainage and road resurfacing improvements to NE 191st Street between Biscayne Boulevard and NE 29th Avenue. The cost includes services pertaining to surveying, civil design, geotechnical engineering, permitting, bidding, and construction services. The proposed drainage budget is \$650,000 and will be funded by Budget Line Item #410-5001-538-6306. The proposed road resurfacing budget is \$238,000 and will be funded by Budget Line Item #120-5001-541-6305.

If you have any questions or need any additional information, please feel free to contact me.

RESOLUTION NO. 2015-_____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE ATTACHED WORK AUTHORIZATION NO. 01-0103-211 FOR PROFESSIONAL DESIGN SERVICES FOR THE NE 191ST STREET DRAINAGE AND ROAD RESURFACING IMPROVEMENTS PROJECT BY AND BETWEEN THE CITY OF AVENTURA AND CRAVEN THOMPSON AND ASSOCIATES, INC.; AND PROVIDING 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 to execute the attached Work Authorization No. 01-0103-211 (\$136,900) for professional design services for the NE 191ST Street Drainage and Road Resurfacing Improvements project by and between the City and Craven Thompson and Associates, Inc.

Section 2. The City Manager is authorized to do all things necessary to carry out the aims of this Resolution.

Section 3. The funds to be allocated and appropriated pursuant hereto and for the purposes of carrying out the tenets of this Resolution shall be from Budget Line Item Numbers 410-5001-538-6306 and 120-5001-541-6305.

Section 4. 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 Teri Holzberg	_____
Commissioner Denise Landman	_____
Commissioner Marc Narotsky	_____
Commissioner Robert Shelley	_____
Commissioner Howard Weinberg	_____
Vice Mayor Enbar Cohen	_____
Mayor Enid Weisman	_____

PASSED AND ADOPTED this 6th day of October, 2015

ENID WEISMAN, MAYOR

ATTEST:

ELLISA L. HORVATH, MMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

CITY ATTORNEY

WORK AUTHORIZATION NO. 01-0103-211

The City of Aventura has requested Work Authorization No. 01-0103-211 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 01-0103-211 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.

Design Phase

Task 1: Topographic survey – update current information (Task 11246)	\$8,700.00
Task 2: Perform GPR locates of detectable utilities (Task 12050a)	\$4,200.00
Task 3: Survey GPR locates and update survey (Task 12050b)	\$2,700.00
Task 4: Perform SUE Quality Level A locates (Task 31005)	\$4,500.00
Task 5: Provide geotechnical engineering data (Task 31006)	\$6,000.00
Task 6: Prepare civil engineering design and construction documents (Task 31025).....	\$50,000.00
Total Lump Sum Design Phase.....	\$76,100.00

Permitting Phase

Task 7: Prepare, submit and support engineering permit applications (Task 31080).....	\$19,720.00
Total Lump Sum Permitting Phase.....	\$19,720.00

Bidding and Construction Phase

Task 8: Prepare bid documents and provide support during bidding (Task 31115)	\$7,200.00
Task 9: Provide construction phase engineering services (Task 31120)	\$27,720.00
Task 10: Provide permit closeout services (Task 31125)	\$5,160.00
Total Lump Sum Construction Phase.....	\$40,080.00

Reimbursable Expenses

Printing, Graphics, Communications, Couriers, Express Mail, Etc.	\$1,000.00
Total Estimated Reimbursable Expenses	\$1,000.00

Total Lump Sum Expenses are \$135,900.00

Total Estimated Reimbursable Expenses are \$1,000.00

The time period for this work authorization will be:

Surveying & Subsurface Utility Engineering Phase	45 Days
Design Phase	60 Days
Permitting Phase	90 Days
Bid Phase	75 Days
Construction Phase.....	180 Days

CITY:

CITY OF AVENTURA, FLORIDA
through its City Manager

BY _____
City Manager

Eric M. Soroka, ICMA-CM

_____ day of _____, 2015

Notice to Proceed ___ Yes ___ No

Project Initiation Date _____

RECOMMENDED through its
Capital Projects Manager

BY Antonio F. Tomei
Capital Projects Manager

Antonio F. Tomei

16 day of SEP., 2015

Exhibit A

Consultant will provide professional surveying, engineering, geotechnical engineering, and subsurface utility engineering services specific to the preparation of roadway and drainage improvements to NE 191st Street. Consultant will submit the plans to Miami-Dade County for review.

Design Tasks

1. Prepare a topographic survey of a portion of the full right-of-way for NE 191th Street, bounded on the west by the east right-of-way line for Biscayne Boulevard and bounded on the east by the east right-of-way line for NE 29th Avenue. This Topographic Survey will include the location of all above ground visible fixed improvements within the right-of-way including trees with a trunk size of 3" diameter or greater. In addition, all storm sewer and sanitary sewer structures within the right-of-way will be located and shown with rim elevations, invert elevations and pipe size and type where it is safe to access. Any structures within the travel lanes of the existing roadway will require a police presence to safely direct traffic. Elevations will be measured sufficient for engineering design and cross-sections will be shown at 50 foot intervals.
2. Provide subsurface investigation utilizing ground penetrating radar (GPR) to determine the presence of any detectable utilities that may be in conflict with proposed improvements.
3. Survey painted utilities determined from GPR task and incorporate into the survey drawing.
4. Perform up to ten (10) subsurface utility engineering (SUE) Quality Level A locates at key locations in the corridor to verify vertical elevation and pipe type and size of underground utility.
5. Provide geotechnical engineering data for two (2) augur borings and four (4) percolation tests within the project limits.
6. Prepare civil engineering design and construction drawings for proposed improvements.

Permitting Tasks

7. Prepare, submit and support engineering related permit applications with Miami-Dade County.

Bidding and Construction Tasks

8. Prepare bid documents, respond to questions during pre-bid phase, evaluate bids and provide recommendation for contract award.
9. Provide civil engineering services related to construction observation.
10. Prepare, submit and support permit close-out of engineering permits.

CITY OF AVENTURA
PRELIMINARY CONSTRUCTION COST ESTIMATE
N.E. 191ST STREET DRAINAGE IMPROVEMENTS
 CRAVEN THOMPSON AND ASSOCIATES, INC.
 SEPTEMBER, 2015

DRAINAGE CONSTRUCTION	QUANTITY	UNIT	UNIT PRICE	COST
FURNISH & INSTALL DRAINAGE PIPE 24" W/EXFILTRATION TRENCH	600	LF	\$200.00	\$120,000.00
FURNISH & INSTALL STORM MANHOLES	10	EA	\$3,500.00	\$35,000.00
FURNISH & INSTALL NEW GRAVITY WELL STRUCTURE	4	EA	\$25,000.00	\$100,000.00
GRAVITY WELL (APPROXIMATE DEPTH OF 100 FEET)	400	LF	\$300.00	\$120,000.00
VIDEO EXIST. DRAINAGE SYSTEM	2,000	LF	\$10.00	\$20,000.00
CLEAN EXISTING DRAINAGE SYSTEM	2,000	LF	\$12.00	\$24,000.00
CONNECT NEW PIPE TO EXISTING DRAINAGE STRUCTURE	5	EA	\$1,500.00	\$7,500.00
SUB-TOTAL DRAINAGE CONSTRUCTION				\$426,500.00
ROADWAY RE-CONSTRUCTION				
1" ASPHALT TYPE SP-9.5, INCLUDING TACK COAT	6,500	SY	\$6.00	\$39,000.00
MILL EXISTING PAVEMENT (1" AVERAGE DEPTH)	6,500	SY	\$2.00	\$13,000.00
PAVEMENT, BASE & SUB-BASE RESTORATION	667	SY	\$75.00	\$50,000.00
INFRASTRUCTURE ADJUSTMENTS	1,200	LF	\$25.00	\$30,000.00
PAVEMENT MARKINGS & SIGNAGE	1,200	LF	\$15.00	\$18,000.00
UTILITY ADJUSTMENTS	1	LS	\$35,000.00	\$35,000.00
MISC. RESTORATION	1	LS	\$15,000.00	\$15,000.00
SUB-TOTAL ROADWAY CONSTRUCTION				\$200,000.00
GRAND TOTAL CONSTRUCTION COST				\$626,500.00
GENERAL CONDITIONS @ 5%				\$31,300.00
MOBILIZATION @ 8%				\$50,100.00
MAINTENANCE OF TRAFFIC @ 10%				\$62,700.00
TESTING & MISCELLANEOUS @ 2%				\$12,500.00
SURVEY @ 3%				\$23,500.00
DESIGN @ 10%				\$78,300.00
CONSTRUCTION ADMINISTRATION @ 3%				\$23,500.00
GEOTECHNICAL				\$6,000.00
UTILITY LOCATES				\$10,000.00
TOTAL COSTS				\$924,400.00

CITY OF AVENTURA

OFFICE OF THE CITY MANAGER

MEMORANDUM

TO: City Commission

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

BY: Antonio F. Tomei, Capital Projects Manager *af1*

DATE: September 24, 2015

SUBJECT: **Recommendation: Bid No: 15-09-21-02 – Soffer Trail Decorative Lighting Improvements**

October 6, 2015 City Commission Meeting Agenda Item 5E

Recommendation

It is recommended that the City Commission adopt the attached Resolution awarding Bid No. 15-09-21-02, Soffer Trail Decorative Lighting Improvements to the lowest responsible and responsive bidder, Under Power Corp. for the price of \$429,160. This project will be funded by Budget Line Item Number 001-8050-539-6353.

Background

In accordance with the City's Purchasing Ordinance, bids for this project were solicited, advertised, and opened on September 21, 2015. The City received six (6) bids for this project. The following represent the three (3) lowest submittals:

Under Power Corp.	\$429,160.00
AUM Construction, Inc.	\$499,999.99
Canseco Electrical Contractors, Inc.	\$506,954.00

This bid price allows for purchase and installation of decorative lighting poles along the Soffer Exercise Trail adjacent to West, North and East Country Club Drives.

If you have any questions or need any additional information, please feel free to contact me.

RESOLUTION NO. 2015- ____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AWARDED AND LETTING A BID/CONTRACT FOR BID NO. 15-09-21-02, SOFFER TRAIL DECORATIVE LIGHTING TO UNDER POWER CORP. AT THE BID PRICE OF \$429,160; 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.

WHEREAS, the City Manager has, pursuant to the various laws of the State of Florida and the Code of the City of Aventura, properly solicited and accordingly accepted bids for BID NO. 15-09-21-02, Soffer Trail Decorative Lighting; and

WHEREAS, sealed bids have been submitted to and received by the City pursuant to the City's Invitation to Bid/Notice to Bidders, specifications, proposals, and requirements for the project/work as cited above; and

WHEREAS, staff has determined that Under Power Corp. submitted the lowest responsible and responsive bid for said project/work; and

WHEREAS, the City Commission, upon the recommendation of the City Manager, is therefore desirous of awarding said bid/contract to said lowest responsible and responsive bidder;

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

Section 1: That bid/contract for BID NO. 15-09-21-02, Soffer Trail Decorative Lighting is hereby awarded to Under Power Corp. in the amount of \$429,160.

Section 2: That the City Manager is hereby authorized to execute, on behalf of the City, a contract by and between the parties embodying the terms, conditions, and

specifications as set forth in the subject Invitation to Bid/Notice to Bidders, bid specifications, bid proposal and bid requirements, or if a City prepared contract was part of said bid proposal, said parties shall execute said prepared contract on behalf of the City.

Section 3: That the City Manager is hereby authorized and requested to take all necessary and expedient action to carry out the aims of this Resolution in awarding this bid/contract.

Section 4: That the funds to be allocated and appropriated pursuant hereto and for the purpose of carrying out the tenets of this Resolution shall be from Budget Line Item Number 001-8050-539-6353.

Section 5: This Resolution shall be 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 Teri Holzberg	_____
Commissioner Denise Landman	_____
Commissioner Marc Narotsky	_____
Commissioner Robert Shelley	_____
Commissioner Howard Weinberg	_____
Vice Mayor Enbar Cohen	_____
Mayor Enid Weisman	_____

PASSED AND ADOPTED this 6th day of October, 2015.

ENID WEISMAN, MAYOR

ATTEST:

ELLISA L. HORVATH, MMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

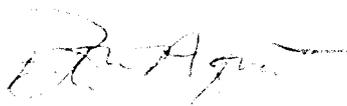
CITY ATTORNEY

MEMORANDUM

CRAVEN THOMPSON AND ASSOCIATES, INC.

Date: September 23, 2015

To: Antonio F. Tomei, Capital Projects Manager
Office of the City Manager

From: Peter W. Aquart, PE, Consulting Engineer 

Reference: Soffer Trail Decorative Lighting
Bid Number 15-09-21-2

We have reviewed the results for the above referenced request for bids. The following contractors submitted bids:

- Canyon Construction, Inc.
- Weekley Asphalt Paving, Inc.
- AGC Electric, Inc.
- Under Power Corp.
- AUM Construction, Inc.
- Canseco Electrical Contractors, Inc.

Enclosed is a bid tabulation spreadsheet showing all of the individual unit prices and extended prices.

The apparent low bidder is Under Power Corp. We are familiar with Under Power Corp. regarding their performance and deem them to be a responsible bidder.

It is our opinion that Under Power Corp. is the lowest responsible bidder and recommend awarding the contract to them for the total amount of \$429,160.00.

If you have any questions or require any additional information, please call.

Enclosures: Bid Tabulation

CITY OF AVENTURA
 SOFFER TRAIL DECORATIVE LIGHTING
 BID NUMBER 15-09-21-2

Pay Item	Estimated Quantity	Description	Unit	CANYON CONSTRUCTION, INC.		WEEKLEY ASPHALT PAVING, INC		AGC ELECTRIC, INC.		UNDER POWER CORP.		AUM CONSTRUCTION, INC.		CANSECO ELECTRICAL CONTRACTORS, INC	
				Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price
100	1	General Conditions and Mobilization Costs	LS	\$80,900.00	\$80,900.00	\$66,522.00	\$66,522.00	\$65,934.00	\$65,934.00	\$2,424.00	\$2,424.00	\$6,399.99	\$6,399.99	\$10,000.00	\$10,000.00
101	176	Removal of existing bollard and pullbox, complete	EA	\$200.00	\$35,200.00	\$156.20	\$27,491.20	\$543.38	\$95,634.88	\$224.00	\$39,424.00	\$50.00	\$8,800.00	\$377.00	\$66,352.00
102	46,000	Provide and install #8, 600V rated, XHHW conductor installed in new/existing conduit system.	LF	\$3.45	\$158,700.00	\$1.68	\$77,280.00	\$0.20	\$9,200.00	\$0.90	\$41,400.00	\$0.80	\$36,800.00	\$1.23	\$56,560.00
103	1,050	Provide and install one 1" schedule 40 PVC conduit direct buried in earth complete in place.	LF	\$10.00	\$10,500.00	\$20.44	\$21,462.00	\$7.91	\$8,305.50	\$11.00	\$11,550.00	\$12.00	\$12,600.00	\$17.00	\$17,850.00
104	122	Furnish LED luminaire and pole, complete	EA	\$2,065.00	\$251,930.00	\$2,607.52	\$318,117.44	\$2,241.35	\$273,444.70	\$1,859.50	\$226,859.00	\$2,000.00	\$244,000.00	\$1,916.00	\$233,752.00
105	122	Install LED luminaire and pole in earth, complete in place.	EA	\$250.00	\$30,500.00	\$1,447.64	\$176,612.08	\$798.10	\$97,368.20	\$390.00	\$47,580.00	\$1,050.00	\$128,100.00	\$820.00	\$100,040.00
106	11	Modification to MPZ (Mini-Power Zone Panel), complete.	EA	\$1,000.00	\$11,000.00	\$1,763.60	\$19,399.60	\$928.05	\$10,208.55	\$241.00	\$2,651.00	\$500.00	\$5,500.00	\$140.00	\$1,540.00
107	132	New composite pull box with Tier 15 cover installed in earth.	EA	\$250.00	\$33,000.00	\$946.99	\$125,002.68	\$251.75	\$33,231.00	\$396.00	\$52,272.00	\$400.00	\$52,800.00	\$120.00	\$15,840.00
108	1	Allowance for City of Aventura Police	AL	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
TOTAL					\$616,730.00		\$836,887.00		\$598,326.83		\$429,160.00		\$499,999.99		\$506,954.00

SECTION 00410

BID FORM

THIS BID IS SUBMITTED TO:

City of Aventura
19200 West Country Club Drive
Aventura, Florida 33180
BID FOR: Soffer Trail Decorative Lighting
BID No: 15-09-21-2

The undersigned BIDDER proposes and agrees, if this Bid is accepted, to enter into an agreement with The City of Aventura in the form included in the Contract Documents to perform and furnish all Work as specified or indicated in the Contract Documents for the Contract Price and within the Contract Time indicated in this Bid and in accordance with the other terms and conditions of the Contract Documents.

- 1. BIDDER accepts all of the terms and conditions of the Advertisement or Invitation to Bid and Instructions to BIDDER'S, including without limitation those dealing with the disposition of Bid Security. This Bid will remain subject to acceptance for 180 days after the day of Bid opening. BIDDER agrees to sign and submit the Agreement with the Bonds and other documents required by the Bidding Requirements within ten days after the date of City's Notice of Award.

In submitting this Bid, BIDDER represents, as more fully set forth in the Agreement, that

- (a) BIDDER has examined copies of all the Bidding Documents and of the following Addenda (receipt of all which is hereby acknowledged.)

Addendum No. <u> N/A </u>	Dated: _____
Addendum No. <u> N/A </u>	Dated: _____
Addendum No. <u> N/A </u>	Dated: _____
Addendum No. <u> N/A </u>	Dated: _____

- (b) BIDDER has familiarized themselves with the nature and extent of the Contract Documents, Work, site, locality, and all local conditions and Law and Regulations that in any manner may affect cost, progress, performance or furnishing of the Work.
- (c) BIDDER has studied carefully all reports and drawings of subsurface conditions and drawings of physical conditions.
- (d) BIDDER has obtained and carefully studied (or assumes responsibility for obtaining and carefully studying) all such examinations, investigations, explorations, tests and studies (in addition to or to supplement those referred to in (c) above) which pertain to the subsurface or physical conditions at the site or otherwise may affect the cost, progress, performance, or furnishing of the Work at the Contract Price, within the Contract Time and in accordance with the other terms and conditions of the Contract Documents, and no additional examinations, investigations, explorations, tests, reports or similar information or data are or will be required by BIDDER for such purposes.

Soffer Trail Decorative Lighting
City of Aventura Bid No. 15-09-21-2
CTA Project No. 01-0103.207

- (e) BIDDER has reviewed and checked all information and data shown or indicated on the Contract Documents with respect to existing Underground Facilities at or contiguous to the site and assumes responsibility for the accurate location of said Underground Facilities. No additional examinations, investigations, explorations, tests, reports or similar information or data in respect of said Underground Facilities are or will be required by BIDDER in order to perform and furnish the Work at the Contract Price, within the Contract Time and in accordance with the other terms and conditions of the Contract Documents.
 - (f) BIDDER has correlated the results of all such observations, examinations, investigations, explorations, tests, reports and studies with the terms and conditions of the Contract Documents.
 - (g) BIDDER has given Consultant written notice of all conflicts, errors, discrepancies that it has discovered in the Contract Documents and the written resolution thereof by Consultant is acceptable to BIDDER.
 - (h) This Bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation; BIDDER has not directly or indirectly induced or solicited any other BIDDER to submit a false or sham Bid; BIDDER has not solicited or induced any person, firm or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for itself any advantage over any other BIDDER or over the City.
2. BIDDER understands and agrees that the Contract Price is lump sum to furnish and install all of the Work complete in place. The Schedule of Values is provided for the purpose of Bid Evaluation and when initiated by the City, the pricing of change orders. Contractor's price will not be adjusted to reflect any deviation from the Schedule Of Values, except to the extent that the City changes the scope of Project after the Contract Date.

As such the Contractor shall furnish all labor, materials, equipment, tools superintendence and services necessary to provide a complete in place Project for the Bid Price of:

Four hundred & twenty nine thousand
One hundred & sixty dollars and
Zero cents LUMP SUM
 (Written Total Bid Price - From Schedule Of Values)

BIDDER agrees that the work will be completed in full within 45 calendar days from the date stipulated in the Notice to Proceed.

3. Communications concerning this Bid shall be addressed to:

BIDDER:

Address:

Email:

Telephone:

Facsimile Number:

Attention:

UNDEL POWER CORP
700 NW 60 ST
MIAMI FL 33166
r.nin@undelpowercorp.com
305 - 468 - 9900
305 - 468 - 9955
RAFAEL NIN

4. The terms used in this Bid which are defined in the General Conditions of the Construction Contract included as part of the Contract documents have the meanings assigned to them in the General Conditions.

SUBMITTED THIS DAY September 21, 2015

SECTION 00410

SCHEDULE OF VALUES – BIDDER'S COMPANY NAME: UNDER POWER CORP

Time to Substantial Completion: 130 calendar days
 Time to Final Completion: 30calendar days
 TOTAL CONTRACT TIME = 160 CALENDAR DAYS

Pay Item	Estimated Quantity	Description	Unit	Unit Price	Extended Price
<u>SOFFER TRAIL DECORATIVE LIGHTING</u>					
100	1	General Conditions and Mobilization Costs	LS	2424.00	2424.00
101	176	Removal of existing bollard and pullbox, complete	EA	224.00	39424.00
102	46,000	Provide and install #8, 600V rated, XHHW conductor installed in new/ existing conduit system.	LF	0.90	41400.00
103	1,050	Provide and install one 1" schedule 40 PVC conduit direct buried in earth complete in place.	LF	11.00	11550.00
104	122	Furnish LED luminaire and pole, complete	EA	1859.50	226859.00
105	122	Install LED luminaire and pole in earth, complete in place.	EA	390.00	47580.00
106	11	Modification to MPZ (Mini-Power Zone Panel), complete.	EA	241.00	2651.00
107	132	New composite pull box with Tier 15 cover installed in earth.	EA	396.00	52272.00
108	1	Allowance for City of Aventura Police	AL	\$5,000.00	5000.00
Pay Item Notes					
	Contractor shall furnish and install all items, and provide work for all items described in Schedule of Values.				
	Contractor shall restore sidewalks, parking lots, roadways, sod and sprinkler system to match existing.				
104	City reserves the right to obtain the luminaires and poles by Direct Purchase Order				
108	Contractor shall be reimbursed for the actual amount invoiced by the Police Department.				
108	The Contractor understands and agrees to the following: As per a contract between the City of Aventura and the PBA, police officers get a three (3) hour minimum for off duty work regardless if the detail is less than the three hours. The Contractor, or their representative, is authorized by the City of Aventura to approve off duty slips submitted by officers that reflect the actual time worked by the officer(s) assigned to a detail for the date indicated on the slip. The Contractor, or their				

Soffer Trail Decorative Lighting
 City of Aventura Bid No. 15-09-21-2
 CTA Project No. 01-0103.207

representative, is not authorized by the City of Aventura to approve any off duty time that an officer is not actually on site and working a specific detail as covered by this contract, except for the three (3) hour minimum. The Contractor, or their representative, agrees and understands that any request for payment regarding any portion of this contract is for amounts of actual expenses incurred by the Contractor in conjunction with the Work or services performed or rendered. Any amount less than the allotted amount will be retained by the City of Aventura; any amount that is over the allotted amount must be pre-approved by the City of Aventura prior to being expended. The Contractor will be reimbursed for any amount over the allotted amount as approved by the City.

The Contractor is responsible to properly coordinate all elements of the Work within each phase of construction and to ensure that the work is completed in accordance with the contract documents. The Contractor shall properly secure each work zone to restrict public access as necessary, including, but not limited to utilizing barricades, temporary fencing, signage, etc. Any changes to the proposed construction phasing plan shall be submitted and approved by the City of Aventura and Consultant prior to starting the Work. The Contractor shall submit an MOT Plan for approval by the City of Aventura and Consultant prior to starting the Work. The Contractor shall ensure proper and adequate access to all properties/driveways is maintained throughout the entire duration of construction.

Unless specifically allowed by the Work Order, the Contractor shall not store overnight any equipment or stockpile any materials within the right-of-way. At the end of each work day, the Contractor shall remove all stockpiled materials and equipment to an off-site location authorized for materials stockpiling and equipment storage. Also includes cost of remobilizing materials and equipment at the Work site at the beginning of each work day.

General notes:

1. The Contractor shall secure a City of Aventura Public Works permit prior to starting construction.
2. All work shall comply with city of Aventura standards and the latest edition of the Florida Department of Transportation standard specifications for road and bridge construction and design standards.
3. All work shall be performed in accordance with established methods and practices as approved by the city of Aventura, City of North Miami Beach Water and Wastewater Public Utilities Division, Miami-Dade County and/or Florida Department of Transportation standards. All work shall be subject to the approval of the city's consulting engineer or staff before final payment is made.
4. BIDDER understands and agrees that the Contract Price is lump sum to furnish and install all of the Work complete in place. The Schedule of Values is provided for the purpose of Bid Evaluation and when initiated by the City, the pricing of change orders. Contractor's price will not be adjusted to reflect any deviation from the Schedule of Values, except to the extent that the City changes the scope

of Project after the Contract Date.

5. Allowance Items will be paid based on the actual cost for each item. Any allowance item, or portion of an allowance item, that is not used shall be reconciled at the completion of the project and deleted from the Contract.

CITY OF AVENTURA

OFFICE OF THE CITY MANAGER

MEMORANDUM

TO: City Commission

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

DATE: September 30, 2015

SUBJECT: **Disbursement of Police Forfeiture Funds**

October 6, 2015 City Commission Meeting Agenda Item 5F

RECOMMENDATION

It is recommended that the City Commission adopt the following Motion to expend funds from the Federal Police Forfeiture Fund:

“Motion authorizing the appropriation of up to \$16,000 for furniture / office equipment for Records Section and Administrative Offices from the Federal Police Forfeiture Funds in accordance with the City Manager’s memorandum.”

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

EMS/act

Attachment

CCO1911-15

CITY OF AVENTURA

POLICE DEPARTMENT

INTER OFFICE MEMORANDUM

TO: Eric M. Soroka, City Manager
FROM: ~~Steven Steinberg, Chief of Police~~
DATE: 23 September 2015
SUBJECT: Use of Forfeiture Funds

The Federal Equitable Sharing Agreement (FESA), Section VIII allows for the use of federally forfeited funds for law enforcement. Section IX, A9 of the Federal Equitable Sharing agreement requires that the funds be expended only upon request of the Chief of Police to the governing body of the municipality and approval of the governing body.

I am requesting City Commission approval for the expenditure of:

Office furniture	\$16,000
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Summary

Office furniture – Request to allocate up to \$16,000 for replacement of furniture/office equipment for the Records Section and the Administrative offices. The upgrade for the Records Section is in anticipation of adding an additional person to that area for public records work. The furniture/office equipment for the Administrative offices is to upgrade the work areas of the Admin II and Ex. Asst. Their furniture is approximately 15 years old and is in need of replacement.

CITY OF AVENTURA

COMMUNITY DEVELOPMENT DEPARTMENT

MEMORANDUM

TO: City Commission

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

BY: Joanne Carr, AICP
Community Development Director

DATE: September 15, 2015



SUBJECT: Request of TB Isle Resort, LP, for Conditional Use approval to allow a height of 16 stories or 169 feet for the redevelopment of the Orchid hotel building within the Turnberry Isle Resort, where a height of 12 stories and 120 feet is permitted in the B2, Community Business District, on property located at 19999 West Country Club Drive, City of Aventura (05-CU-15)

October 6, 2015 City Commission Meeting Agenda Item 6

RECOMMENDATION

It is recommended that the City Commission approve the request for conditional use approval to allow a height of 16 stories or 169 feet for the redevelopment of the Orchid hotel building within the Turnberry Isle Resort, where a height of 12 stories and 120 feet is permitted in the B2, Community Business District, with the following conditions:

1. The applicant shall obtain a building permit for the proposed development within 12 months of the date of the approving resolution, failing which this approval shall be void. The applicant may request one six month extension of time to obtain building permits and the City Commission may, by resolution or motion, grant such extension of time upon a showing of good cause by the applicant.
2. Plans shall substantially comply with those submitted, as follows:
 - "Turnberry Isle Hotel & Resort", ALTA/ACSM Land Title Survey, Legal, Notes, Exceptions, Sheet 1 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
 - "Turnberry Isle Hotel & Resort", ALTA/ACSM Land Title Survey, Boundary Survey Sheet 2 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10,

signed and sealed 7/21/15.

- “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 3 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
- “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 4 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
- “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 5 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
- “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 6 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
- “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 7 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
- “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 8 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
- “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 9 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
- “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 10 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
- “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 11 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
- “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 12 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
- “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 13 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
- “Turnberry Isle Resort and Club Expansion”, Cover/Location Map/Drawing Index, Sheet A-0.00, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.
- “Turnberry Isle Resort and Club Expansion”, Demolition Site Plan, Sheet A-1.00, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Partial Site Plan-Hotel Tower & Porte Cochere, Sheet A-1.02, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Overall Site Plan, Sheet A-1.01, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.

- “Turnberry Isle Resort and Club Expansion”, Partial Site Plan- Conference Center, Sheet A-1.03, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.
- “Turnberry Isle Resort and Club Expansion”, Trash Compactor Enclosure, Sheet A-1.04, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel & Conference Center Lot Coverage Plan, Sheet A-1.05, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Conference Center FAR Areas, Sheet A-1.06, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Ground Level Hotel Tower FAR Plan, Sheet A-1.21, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Typical Level (2nd-14th) Hotel Tower FAR Plan, Sheet A-1.22, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Levels 15th and 16th Hotel Tower FAR Plan, Sheet A-1.23, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Roof Plan Hotel Tower FAR Plan, Sheet A-1.24, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Conference Center Ground Floor Plan, Sheet A-3.01, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Conference Center 2nd Floor Plan, Sheet A-3.02, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Conference Center Roof Plan, Sheet A-3.03, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Cooling Tower Enclosure, Sheet A-3.04, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel Floor Plan Level 01, Sheet A-3.21, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel TYP Unit Plan Levels 2 thru 14, Sheet A-3.22, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel Floor Plan Level 15 and 16, Sheet A-3.23, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel Roof Plan, Sheet A-3.24,

prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.

- “Turnberry Isle Resort and Club Expansion”, Existing Garage Plan Level 01, Sheet A-3.25, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Existing Garage Plan Level 02 , Sheet A-3.26, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Existing Garage Plan Level 03, Sheet A-3.27, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Existing Garage Plan Level 04 , Sheet A-3.28, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Existing Garage Plan Level 05 , Sheet A-3.29, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, New Garage Plan Level 06, Sheet A-3.30, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Porte Cochere Plans, Sheet A-3.40, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Golf Storage Shed & Irrigations PS Building Plans, Sheet A-3.50, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.
- “Turnberry Isle Resort and Club Expansion”, Elevations (South, West) , Sheet A-8.01, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Elevations (North, East), Sheet A-8.02, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel Elevations (West, East), Sheet A-8.20, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel Elevations (North, South), Sheet A-8.21, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.
- “Turnberry Isle Resort and Club Expansion”, Porte Cochere Plan and Elevations, Sheet A-8.40, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Golf Storage Shed Plan and Elevation Sheet A-8.50, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Irrigation Pump Station Building Plan and Elevations, Sheet A-8.51, prepared by Nichols Brosch Wurst Wolfe &

- Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Conference Center Sections, Sheet A-10.01, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
 - “Turnberry Isle Resort and Club Expansion”, Conference Center Porte Cochere, Sheet A-10.02, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
 - “Turnberry Isle Resort and Club Expansion”, Hotel Sections 1 and 2, Sheet A-10.20, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.
 - “Turnberry Isle Resort and Club Expansion”, Conference Center Perspective, Sheet A-15.01, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
 - “Turnberry Isle Resort and Club Expansion”, Conference Center Perspective, Sheet A-15.02, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
 - “Turnberry Isle Resort and Club Expansion”, Hotel Tower Perspective, Sheet A-15.03, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
 - “Turnberry Isle Resort and Club”, Schematic Hardscape/Lighting Plan, Sheet LH-1, prepared by DSBOCA, dated August 13, 2015, revised 8/12/2015.
 - “Turnberry Isle Resort and Club”, Schematic Hardscape/Lighting Plan, Sheet LH-2, prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
 - “Turnberry Isle Resort and Club”, Hotel Main Entrance Planting Plan, Sheet LP-1, prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
 - “Turnberry Isle Resort and Club”, Hotel Main Entrance Planting Plan, Sheet LP-2 prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
 - “Turnberry Isle Resort and Club”, Conference Center Entrance Planting Plan, Sheet LP-3 prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
 - “Turnberry Isle Resort and Club”, Maintenance Facility Planting Plan, Sheet LP-4 prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
 - “Turnberry Isle Resort and Club”, Conference Center Entrance Planting Plan, Sheet LP-5 prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
 - “Turnberry Isle Resort and Club”, Orchid Hotel Building Planting Plan, Sheet LP-6 prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
 - “Turnberry Isle Resort and Club”, South Perimeter- Williams Lehman Causeway, Sheet LP-7 prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
 - “Turnberry Isle Resort and Club”, Plant List, Notes, Details, Sheet LP-8 prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
 - “Turnberry Isle Resort and Club”, Planting Specifications, Sheet LP-9 prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
 - “Turnberry Isle Resort and Club”, Hotel Main Entrance Tree Disposition Plan, Sheet TD-1 prepared by DSBOCA, dated June 16, 2015, revised 8/12/2015.
 - “Turnberry Isle Resort and Club”, Hotel Main Entrance Tree Disposition Plan, Sheet TD-2 prepared by DSBOCA, dated June 16, 2015, revised 8/12/2015.

- “Turnberry Isle Resort and Club”, Conference Center Entrance Tree Disposition Plan, Sheet TD-3 prepared by DSBoca, dated June 16, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Maintenance Facility Tree Disposition Plan, Sheet TD-4 prepared by DSBoca, dated June 16, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Conference Center Tree Disposition Plan, Sheet TD-5 prepared by DSBoca, dated June 16, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Orchid Hotel Building Tree Disposition Plan, Sheet TD-6 prepared by DSBoca, dated June 16, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Tree Disposition Table, Sheet TD-7 prepared by DSBoca, dated June 16, 2015, revised 8/12/2015.
- “Turnberry Isle Resort Conference, Cover Sheet, Hotel & Entry Expansion”, Location Sketch, Sheet C1, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, 300 FT. Offset Plan w/2015 Aerial”, Location Sketch, Sheet C2, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Overall Site Plan w/2015 Aerial”, Location Sketch, Sheet C3, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Overall Site Plan”, Sheet C4, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Overall Resort Site Plan”, Sheet C5, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Zoning Charts”, Sheet C6, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Enlarged Main Entry Site Plan-Pavement Geometry, Markings and Truck Turning Movements”, Sheet C7, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Enlarged Main Entry Site Plan- Pavement Geometry, Markings and Truck Turning Movements”, Sheet C8, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Enlarged Hotel Site Plan-Pavement Geometry,” Sheet C9, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Enlarged Conference Center Utility Plan,” Sheet C10, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Enlarged Entry Utility Plan,” Sheet C11, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.

- “Turnberry Isle Resort Conference, Enlarged Hotel Utility Plan,” Sheet C12, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
 - “Turnberry Isle Resort Conference, Enlarged Conference Center Grading and Drainage Plan,” Sheet C13, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
 - “Turnberry Isle Resort Conference, Overall Fire Truck Plan,” Sheet C14, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
 - “Turnberry Isle Resort Conference, Paving, Drainage, Water and Sewer Details,” Sheet C15, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
3. Any discontinuation of the approved conditional use for a period of 180 consecutive days shall constitute abandonment and shall rescind the approval of the conditional use.
 4. Prior to issuance of a building permit for the proposed development, the applicant shall:
 - (i) provide to the City a recorded copy of a Unity of Title or Covenant in Lieu of Unity of Title, in form satisfactory to the City Manager and City Attorney, to combine the resort parcel and golf course parcel as required by Ordinance No. 2015-07, and
 - (ii) provide a job-site plan for approval of the City Manager, pursuant to Ordinance No. 2006-05, and
 - (iii) obtain a Public Works Permit from the City’s Community Services Department for all planned improvements in the public right of way, and
 - (iv) obtain an Engineering Permit from the City’s Community Services Department for the proposed lake and golf hole reconfiguration, and
 - (v) provide evidence of approval from all easement holders of vacation and relocation of easements necessary to complete the proposed redevelopment.
 5. Prior to issuance of a Certificate of Occupancy or Temporary Certificate of Occupancy for any of the proposed buildings, the applicant shall:
 - (i) provide to the City a recorded copy of all vacations and relocations of easements, and
 - (ii) provide an Elevation Certificate in form satisfactory to the City Manager, and

(iii) provide a signed copy of the Valet Parking Service Agreement for the arrival court at the new conference center, as contemplated by the Valet Queuing Analysis prepared by David Plummer and Associates and approved by the City's Traffic Engineering Consultant on September 16, 2015.

THE REQUEST

The applicant, TB Isle Resort, LP, is requesting conditional use approval to allow a height of 16 stories or 169 feet for the redevelopment of the Orchid hotel building within the Turnberry Isle Resort, where a height of 12 stories and 120 feet is permitted in the B2, Community Business District, on property located at 19999 West Country Club Drive, City of Aventura. (See Exhibit #1 for Letter of Intent)

BACKGROUND

OWNER OF PROPERTY	TB Isle Resort, LP
APPLICANT	TB Isle Resort, LP
ADDRESS OF PROPERTY	19999 West Country Club Drive, City of Aventura See Exhibit #2 for Location Plan
LEGAL DESCRIPTION	See Exhibit #3 for Legal Description
EXISTING ZONING	B2, Community Business District
FUTURE LAND USE DESIGNATION	Business and Office

Zoning –

Subject property:	B2	Community Business District
Property to the North:	ROS	Recreation Open Space District
Property to the South:	ROS	Recreation Open Space District
Property to the West:	B2	Community Business District
Property to the East:	ROS	Recreation Open Space District

Existing Use –

Subject property:	Hotel, Clubhouse, Spa, Conference Center, Parking
Property to the North:	Golf Course
Property to the South:	Golf Course Nursery/Maintenance Site
Property to the West:	Office Building and Hotel
Property to the East:	Golf Course

Future Land Use Designation - According to the City of Aventura Comprehensive Plan, the following properties are currently designated as follows:

Subject property:	Business and Office
Property to the North:	Parks and Recreation
Property to the South:	Parks and Recreation
Property to the East:	Parks and Recreation
Property to the West:	Business and Office

The Site - The subject site is a 16.66 acre parcel located on the east side of West Country Club Drive with municipal address 19999 West Country Club Drive. The Turnberry resort buildings, including the clubhouse, spa, conference center, hotel buildings and parking areas are located on the site.

History - The initial development of the Turnberry Resort was approved by resolution of Miami-Dade County in January of 1969, prior to incorporation of the City of Aventura. Many improvements and renovations have been made since the original construction. The present resort parcel consists of 408 hotel rooms in four separate hotel buildings, 4 tennis courts with tennis center, a 102,413 square foot clubhouse and conference center, a 14,112 square foot spa building and surface and structured parking with 946 parking spaces. The resort parcel boundaries were recently reconfigured through approval of Ordinance No. 2015-06 which exchanged zoning on two- 2.111acre parcels from recreation use to business use. Permitted lot coverage for the resort site was increased to 55% of total lot area through passage of Ordinance No. 2015-07.

The Project – The applicant has submitted an application for Administrative Site Plan Approval to redevelop the resort parcel. The redevelopment proposal includes:

1. Demolition and redevelopment of the Orchid hotel building. This building currently contains 48 hotel rooms in a 5 story, 103 foot tall structure. The proposal is to demolish the existing building and reconstruct a new 16 story, 169 foot tall hotel with 323 rooms, and
2. Demolition of the waterfall at the southerly limit of the site and modification of the golf hole and lake to accommodate the new conference center building, and
3. Demolition of the existing guardhouses at the main entrance and service entrance, and
4. Expansion of the conference center facilities with a new two story building that will contain 33,459 square feet of ballroom space and 11,257 square feet of meeting room space along with storage and mechanical rooms and a new arrival court with entry onto West Country Club Drive, and
5. Addition of a sixth level to the existing parking structure to add 197 new parking spaces for a total of 1143 parking spaces on site, and

6. Addition of a new 10,000 square foot golf storage building on the golf course parcel to the south of the resort parcel, and

7. Construction of a decorative wall along the southwesterly parcel boundary on West Country Club Drive extending to the south limit adjacent to the Turnberry on the Green residential parcel. The wall will be of similar design to the existing wall on the northwesterly boundary of the resort, with similar landscaping. The applicant is also proposing to demolish the existing chain link fence with screening along the William Lehman Causeway boundary of the golf course and to replace this fence with a six foot high, green aluminum picket fence.

The Administrative Site Plan Approval application is under review by City staff. The administrative approval is subject to approval by the City Commission of the requested conditional use for additional height of 16 stories and 169 feet for the Orchid hotel building.

ANALYSIS

Citizen Comments – As of the date of writing of this report, the Community Development Department has received no written citizen comments about this application.

Community Development Department Analysis – The property is located in the B2, Community Business District. The redevelopment project has been designed to comply with the district regulations including floor area ratio, lot coverage, parking and setbacks. There are eleven buildings shown on the resort parcel. Ten of the eleven buildings comply with the height restriction of 12 stories or 120 feet. They range in height from 21.70 feet tall for the tennis building to 110.24 feet for the Jasmine hotel building. The proposed height of the redeveloped Orchid building is 16 stories and 169 feet. Section 31-144(c)(2)(i) of the City Code provides that uses that exceed the height limitations, up to a maximum of 20 stories or 200 feet, may be permitted in the B2 zoning district following conditional use approval by the City Commission.

Criteria

The guidelines for approval of conditional uses as required by Section 31-73(c) of the City's Land Development Regulation states:

“General Standards of review. In addition to the standards set forth in these LDRs for the particular use, all proposed conditional uses shall meet each of the following standards:”

(a) The proposed use shall be consistent with the comprehensive plan.

The proposed use is consistent with the goals and objectives of the Comprehensive Plan, specifically the Business and Office land use designation. This designation encompasses the full range of sales and service activities, including hotels.

(b) The establishment, maintenance or operation of the proposed use shall not be detrimental to or endanger the public health, safety or general welfare.

The establishment, maintenance or operation of the proposed use will not be detrimental to or endanger the public health, safety or general welfare. The proposed redevelopment will complement the existing uses on site.

(c) The proposed use shall be consistent with the community character of the immediate neighborhood of the proposed use.

The proposed use is consistent with the community character of the immediate neighborhood. The resort and golf course have existed within the community for approximately forty-five years.

(d) Utilities, roadway capacity, drainage and other necessary public facilities, including police, fire and emergency services, shall exist at the City's adopted levels of service, or will be available concurrent with demand as provided for in the requirements of these LDRs.

Utilities, roadway capacity, drainage and other necessary public facilities, including police, fire and emergency services, either exist at the City's adopted levels of service or will be available concurrent with demand.

(e) Adequate measures exist or shall be taken to provide ingress and egress to the proposed use in a manner that minimizes traffic congestion in the public streets.

Adequate measures will be taken to provide ingress and egress to the proposed use in a manner that minimizes traffic congestion in the public streets. The applicant has submitted a Traffic Impact Analysis and a Valet Queuing Analysis which have been reviewed and approved by the City's Traffic Engineering Consultant.

(f) The establishment of the conditional use shall not impede the development of surrounding properties for uses permitted in the zoning district.

The establishment of the conditional use will not impede the development of surrounding properties for uses permitted in the zoning district.

(g) The design of the proposed use shall minimize adverse effects, including visual impacts, of the proposed use on adjacent property through the use of building orientation, setbacks, buffers, landscaping and other design criteria.

The 16 story building has been designed to minimize adverse effects, including visual impacts of the proposed use on adjacent property. The applicant has submitted the graphics, attached as Exhibit #4 to this report, showing that the building orientation, at the easterly limit of the resort parcel, does not block surrounding views to the golf

course from the adjacent residential buildings, that its proposed 16 story height is lower than the adjacent residential building heights of 26 and 27 stories and that it is located approximately 700 feet from the closest residential condominium tower. Architecturally, the proposed 16 story hotel is designed to match the existing architecture of the other three hotel buildings immediately adjacent on site. The decorative wall and landscaping along West Country Club Drive and the aluminum picket fence along the William Lehman Causeway frontage of the property will enhance the vista along the public streets.



BERCOW RADELL & FERNANDEZ
ZONING, LAND USE AND ENVIRONMENTAL LAW

DIRECT LINE: (305) 377-6238
E-Mail: bercow@brzoninglaw.com

VIA HAND DELIVERY

April 22, 2015

Exhibit #1
05-CU-15

Joanne Carr, Planning Director
City of Aventura
19200 West Country Club Drive, 4th Floor
Aventura, Florida 33180

Re: 19999 West Country Club Drive; Conditional Use Approval for Building Heights

Dear Joanne:

This law firm represents TB Isle Resort, LP with regard to the improvements and redevelopment of Turnberry Isle Miami at 19999 West Country Club Drive (the "Property"). This letter shall serve as the Applicant's letter of intent to for conditional use approval for increased building heights, as permitted by City Code.

The Property and Proposal. The Property consists of 16.66 acres of gross area and is zoned B-2. The country club has been an important part of the Aventura community for decades, and will continue to serve in that capacity by providing a premiere five-star golfing, resort and recreational experience. The proposal includes an expansion of hotel units on the Property, as well as an increase in the conference center facilities. Both of these efforts are critical in keeping the country club and resort competitive in the market and a continued source of pride for the City of Aventura.

Neighborhood Compatibility. The proposed redevelopment of the Property will have a favorable impact on the surrounding area. The Applicant has been working closely with City staff to mitigate any affect the redevelopment will have on neighbors.

Conditional Use Request. The Applicant is seeking conditional use approval from the City for height that exceed twelve (12) stories in height as one of the proposed structures on the Property is proposed at 16 stories, or 160 feet.

Pursuant to the City's Land Development Regulations, the following standards should be considered when reviewing a request for conditional use approval:

(1) The proposed use shall be consistent with the Comprehensive Plan.

The application is consistent with the goals and objectives of the Comprehensive Plan, specifically the Business and Office designation.

(2) The establishment, maintenance or operation of the proposed use shall not be detrimental to or endanger the public health, safety, or general welfare;

The proposed expansion of the country club will not be detrimental to or endanger public health, safety or general welfare. To the contrary, the expansion of the country club will bring the number of hotel units and conference room/ballroom space to a level more competitive with our peers and continue to make the City a premier destination for guests.

(3) The proposed use shall be consistent with the community character of the immediate neighborhood of the proposed use;

The Property has been a country club/golf course use since the inception of Aventura, and has always been a critical component in the City's success. This will allow it to continue to move forward with the same success.

(4) Utilities, roadway capacity, drainage, and other necessary public facilities, including police, fire and emergency services, shall exist at the City's adopted levels of service, or will be available concurrent with demand as provided for in the requirements of these LDRs;

The Project is not expected to result in a failure of the City's adopted levels of service.

(5) Adequate measures exist or shall be taken to provide ingress and egress to the proposed use in a manner that minimizes traffic congestion in the public streets;

The Applicant has engaged David Plummer and Associates, traffic engineers, to work with the City to ensure that the Project is developed in a manner that minimizes traffic congestion and considers the optimal

Ms. Joanne Carr
April 22, 2015
Page 3 of 3

ingress and egress locations for the Project and the surrounding neighborhood.

- (6) **The establishment of the conditional use shall not impede the development of surrounding properties for uses permitted in the zoning district; and**

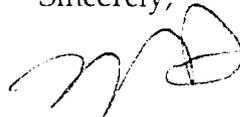
There is nothing to suggest that the approval of the Project and its conditional use will have any detrimental effect in the ability of surrounding properties to develop for uses permitted in their zoning districts.

- (7) **The design of the proposed use shall minimize adverse effects, including visual impacts, of the proposed use on adjacent property through the use of building orientation, setbacks, buffers, landscaping and other design criteria.**

The Applicant and its architects have worked diligently to ensure that appropriate landscaping and buffering will minimize and adverse effects that might arise from the development. Further, proposed 16 stories is much less height than the multifamily residential buildings nearest to the Property, which are 24, 26 and 28 stories in height.

Conclusion. The proposed site plan seeks to improve on the existing TB Isle Miami resort and country club facilities by adding hotel rooms and conference center facilities. While not changing the use, it only improves upon the existing use to maintain competitiveness in the current market. Any impacts on parking and traffic will be mitigated through working with the City. As such, we look forward to your positive review and recommendation of these applications. Please feel free to contact me regarding any comments or questions you may have.

Sincerely,



Michael J. Marrero

cc: Ms. Joanne Carr, Planning Director
David Wolpin, City Attorney

BROWARD COUNTY
DADE COUNTY

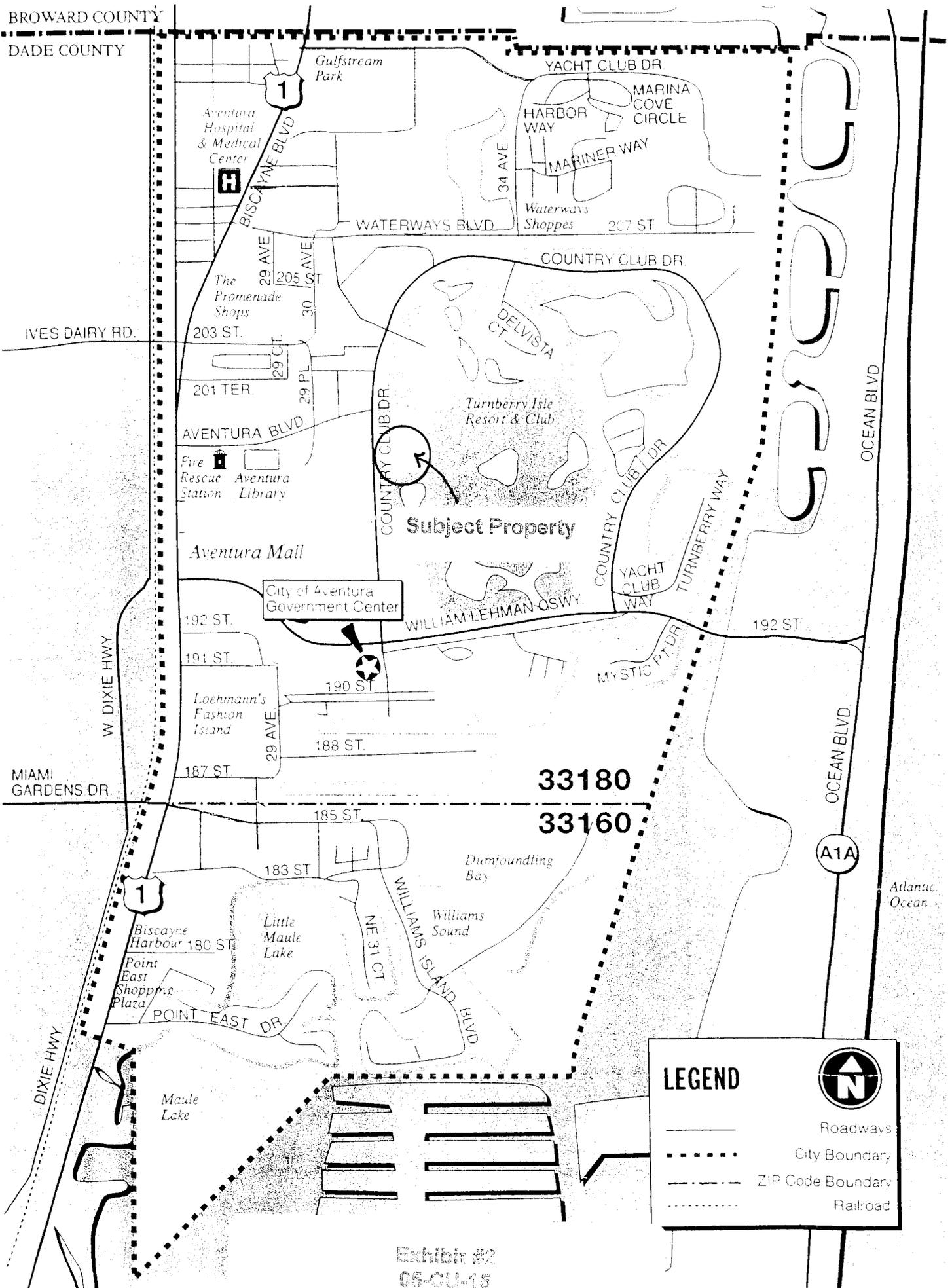


Exhibit #2
05-CU-15

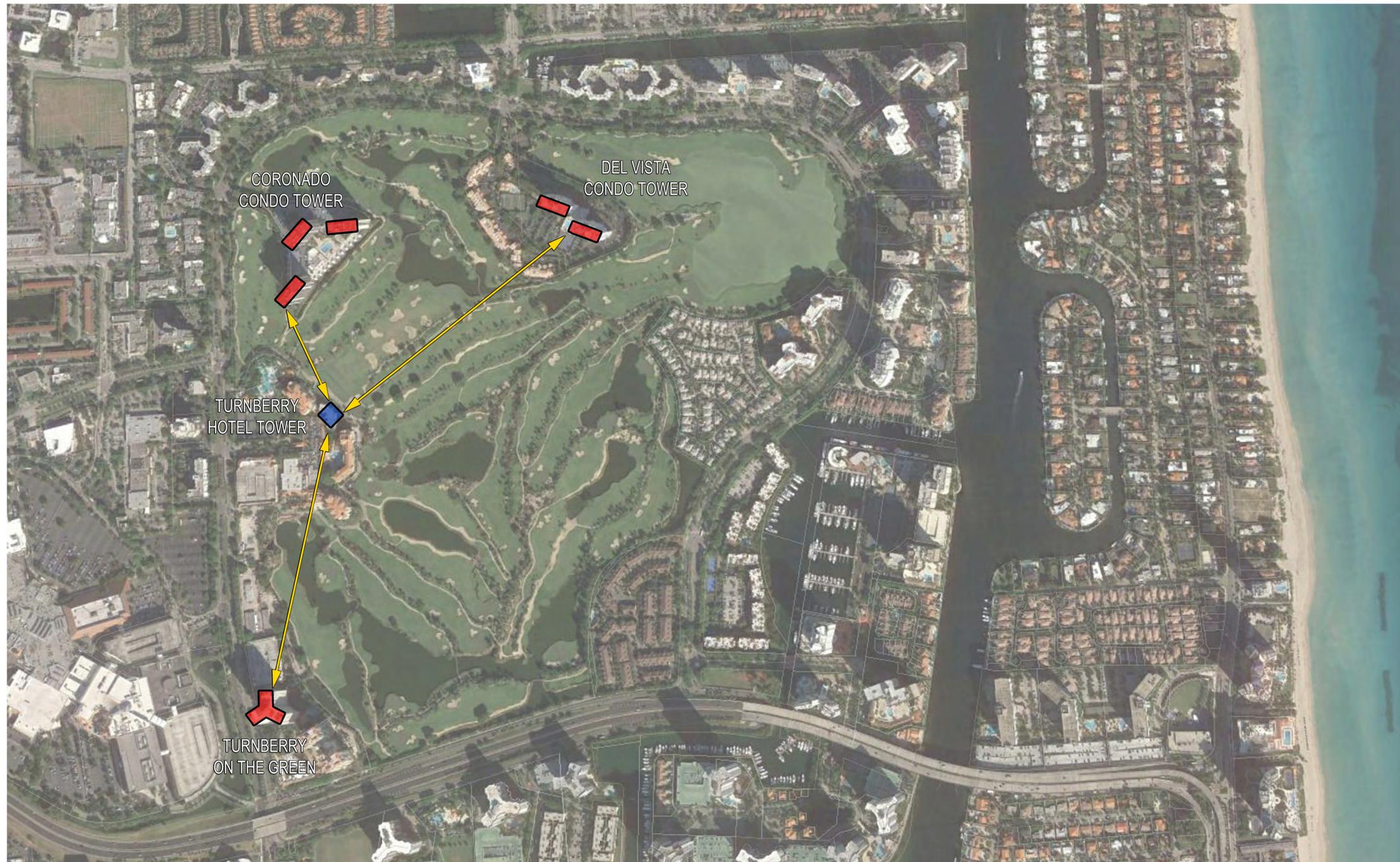
Exhibit #3
05-CU-15

LEGAL DESCRIPTION:

A portion of Tracts "A-10", "B-10", "C-10" and "D-10", AVENTURA 10TH ADDITION, according to the plat thereof as recorded in Plat Book 136 at Page 92, and a portion of Tract U, FIFTH ADDITION BISCAYNE YACHT AND COUNTRY CLUB, according to the plat thereof as recorded in Plat Book 99, Page 20, both of the Public Records of Miami-Dade County, Florida.

Begin at the Southwest corner of said Tract B-10, thence S 02°40'32" E along the West line of said Tracts C-10 and Tract U for 66.99 feet to a point of curvature; thence Southeasterly along said West line of Tract U, also being a 4,510.66 foot radius curve leading to the left through a central angle of 0°10'01" for an arc distance of 13.14 feet; thence N 87°20'20" E for 17.99 feet to a point of curvature; thence Northeasterly and Southeasterly along a 15.00 foot radius curve leading to the right through a central angle of 90°00'00" for an arc distance of 23.56 feet to a point of tangency; thence S 02°39'40" E for 6.48 feet; thence S 47°39'40" E for 26.09 feet; thence N 87°20'23" E for 138.29 feet; thence N 42°20'20" E for 2.49 feet; thence N 87°20'20" E for 23.77 feet; thence S 02°39'40" E for 15.79 feet; thence N 87°20'20" E for 26.83 feet; thence N 02°39'40" W for 100.00 feet; thence S 87°20'20" W for 1.67 feet; thence N 02°39'40" W for 26.70 feet; thence N 87°20'20" E for 3.66 feet; thence N 42°20'20" E for 23.73 feet; thence N 02°39'40" W for 3.16 feet; thence N 87°20'20" E for 66.01 feet; thence S 02°39'40" E for 5.67 feet; thence N 87°20'20" E for 12.38 feet; thence S 02°39'40" E for 3.83 feet; thence N 87°20'20" E for 52.75 feet; thence N 02°39'40" W for 3.83 feet; thence N 87°20'20" E for 12.38 feet; thence N 02°39'40" W for 3.50 feet; thence N 87°20'20" E for 59.00 feet; thence N 02°39'40" W for 5.08 feet; thence N 87°20'20" E for 12.23 feet; thence N 42°20'20" E for 36.63 feet; thence N 02°39'40" W for 12.23 feet; thence N 87°20'20" E for 5.08 feet; thence N 02°39'40" W for 55.00 feet; thence N 87°20'20" E for 2.67 feet; thence N 02°39'40" W for 52.75 feet; thence S 87°20'20" W for 2.67 feet; thence N 02°39'40" W for 37.22 feet; thence N 87°20'20" E for 25.34 feet; thence N 02°39'40" W for 26.76 feet, the following seven (7) courses being along the exterior boundary of said Tract B-10; 1) thence N 87°26'44" E for 70.58 feet; 2) thence S 39°21'51" E for 127.31 feet; 3) thence N 50°38'09" E for 124.00 feet; 4) thence N 39°21'51" W for 216.00 feet; 5) thence N 50°38'09" E for 165.00 feet; 6) thence N 01°47'41" W for 197.46 feet to a point of curvature; 7) thence Northwesterly along a 400.00 foot radius curve leading to the left through a central angle of 32°03'59" for an arc distance of 223.87 feet to a non-tangent point; thence N 48°35'47" E for 7.26 feet; thence N 41°24'13" W for 68.44 feet; thence S 48°35'47" W for 4.11 feet to a point on a circular curve concave to the Southwest and whose radius point bears S 46°18'49" W; thence Northwesterly along said exterior boundary of Tract B-10, also being a 400.00 foot radius curve

leading to the left through a central angle of $7^{\circ}44'12''$ for an arc distance of 54.01 feet to a non-tangent point; thence S $57^{\circ}28'02''$ W for 83.28 feet; thence N $41^{\circ}22'59''$ W for 87.08 feet to a point on a circular curve concave to the Southwest and whose radius point bears S $87^{\circ}53'15''$ W; thence Northwesterly along a 42.87 foot radius curve leading to the left through a central angle of $78^{\circ}32'28''$ for an arc distance of 58.77 feet to a non-tangent point; thence N $41^{\circ}22'59''$ W for 27.03 feet; thence S $48^{\circ}35'33''$ W for 10.09 feet; thence N $41^{\circ}27'47''$ W for 28.74 feet; thence S $48^{\circ}38'02''$ W for 23.57 feet; thence N $41^{\circ}11'14''$ W for 31.03 feet; thence N $87^{\circ}02'24''$ W for 13.93 feet; thence S $48^{\circ}32'04''$ W for 79.44 feet; thence S $06^{\circ}10'31''$ W for 6.23 feet; thence S $72^{\circ}05'05''$ W for 26.41 feet to a point on a circular curve concave to the Northwest and whose radius point bears S $77^{\circ}22'35''$ W; thence Southeasterly, Southwesterly and Northwesterly along a 77.86 foot radius curve leading to the right through a central angle of $178^{\circ}55'58''$ for an arc distance of 243.15 feet to a non-tangent point; thence S $87^{\circ}31'08''$ W for 28.18 feet; thence N $40^{\circ}50'17''$ W for 36.67 feet; thence S $87^{\circ}22'02''$ W for 27.30 feet; thence S $42^{\circ}22'03''$ W for 16.97 feet; thence S $02^{\circ}37'55''$ E for 47.13 feet; thence S $88^{\circ}11'26''$ W for 61.57 feet; thence S $02^{\circ}40'32''$ E along said West line of Tract A-10 and Tract B-10, also being the East right of way line of West Country Club Drive for 969.64 feet to the Point of Beginning.



1,800 ft approx.

700 ft approx.

1,700 ft approx.

DEL VISTA

27 STORIES
± 313' HIGH

CORONADO

26 STORIES
± 302' HIGH

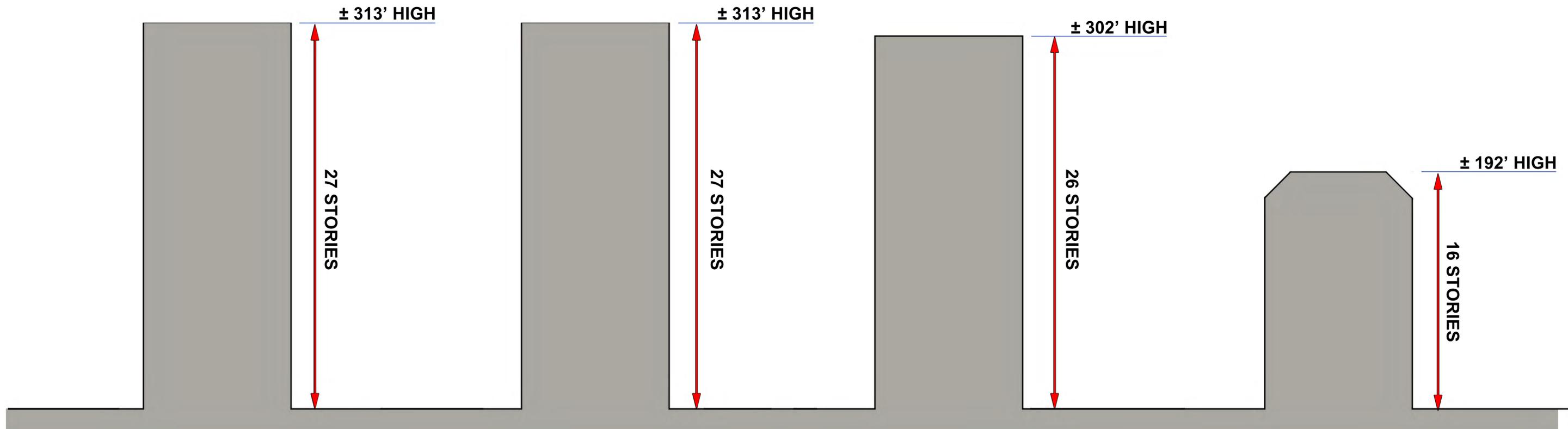
TURNBERRY

16 STORIES
± 192' HIGH

TURNBERRY
ON THE GREEN

27 STORIES
± 313' HIGH





**TURNBERRY
ON THE GREEN**



**DEL VISTA
CONDO TOWERS**

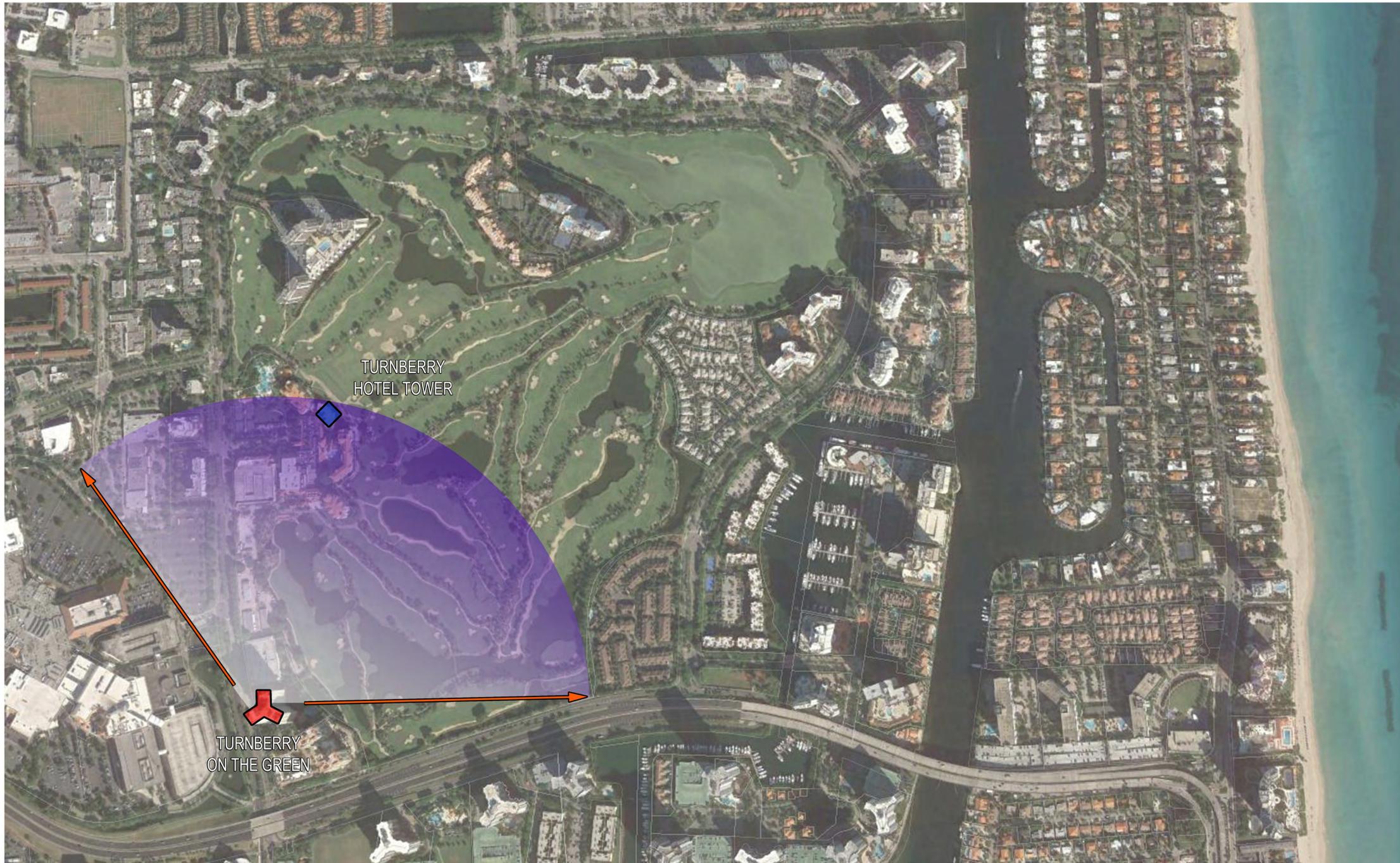


**CORONADO
CONDO TOWERS**

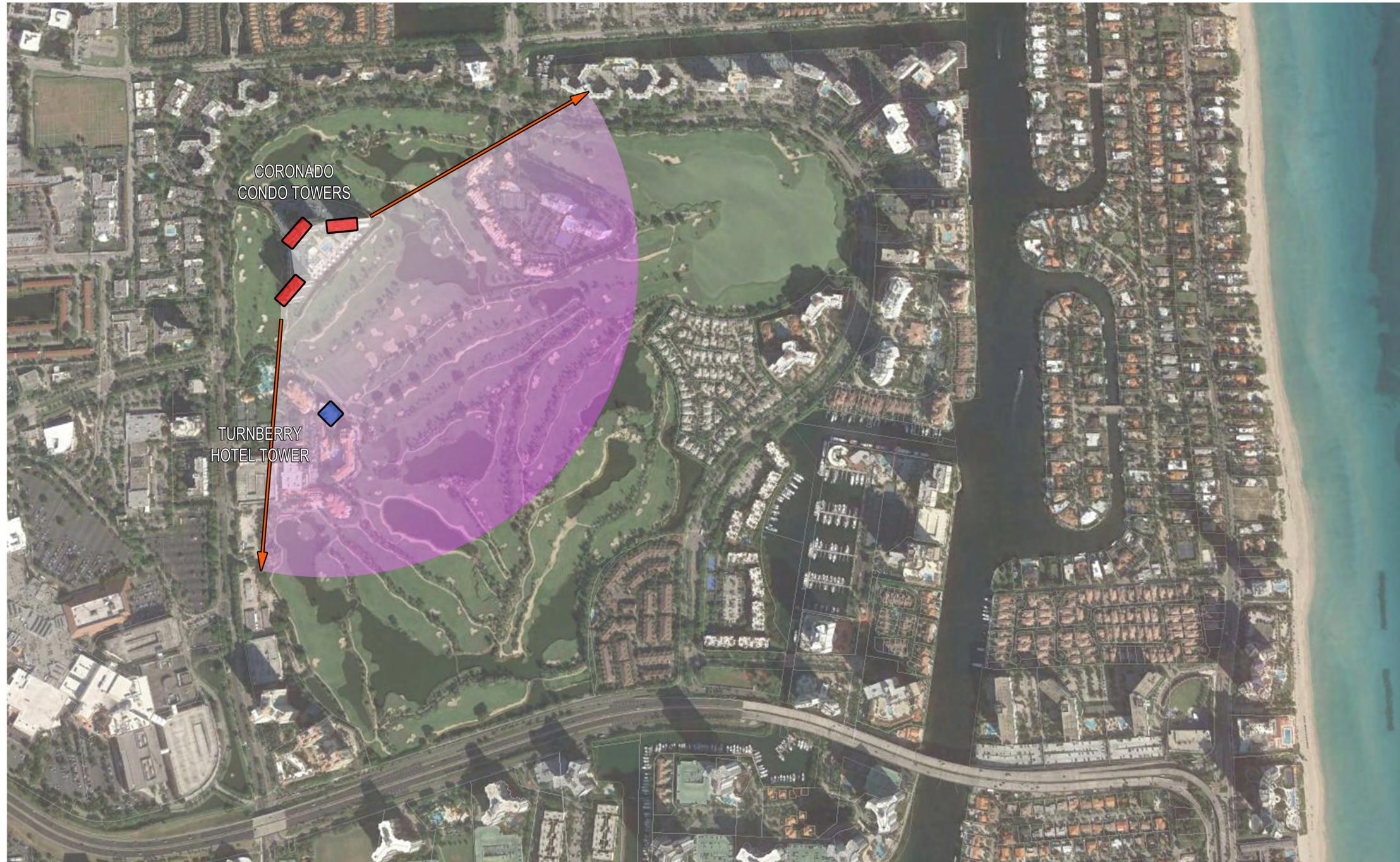


**TURNBERRY
HOTEL TOWER**

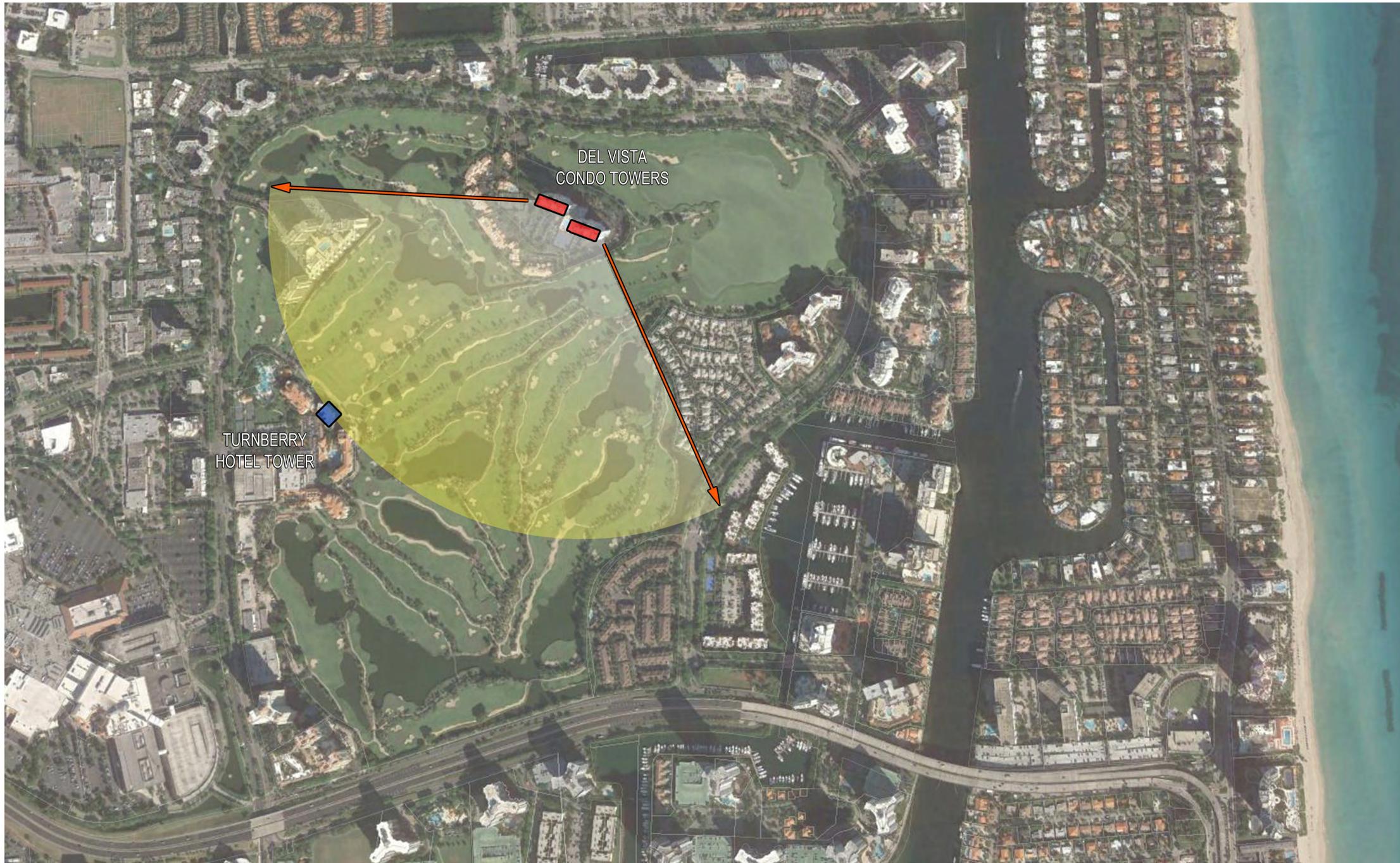
Note: Heights based on Emporis Research



TURNBERRY ON THE GREEN - VIEWS



CORONADO CONDO TOWERS - VIEWS



DEL VISTA CONDO TOWERS - VIEWS



APPLICANT REPRESENTATIVE AFFIDAVIT

Pursuant to Section 31-71(b)(2)(i) of the City of Aventura Land Development Code, this Applicant Representative Affidavit is hereby made and submitted. The undersigned authorized representative of the individual or entity applying for the Development Permit, which is identified in the accompanying application, and the owner of the property subject to the application (if different) hereby lists and identifies all persons representing the individual or entity applying for the Development Permit in connection with the application, as follows:

Name	Relationship (i.e. Attorneys, Architects, Landscape Architects, Engineers, Lobbyists, Etc)
<u>Michael J. Marrero</u>	<u>Attorney</u>
<u>Jeff Berrow</u>	<u>Attorney</u>
<u>Thomas Checcea</u>	<u>Civil Engineer</u>
<u>Don Fortin, Jr.</u>	<u>Surveyor</u>
<u>Donald Wolfe</u>	<u>Architect</u>

(Attach Additional Sheets If Necessary)

NOTICE: ANY STATEMENT OR REPRESENTATION MADE BY ANY PERSON LISTED ON THE APPLICANT REPRESENTATIVE AFFIDAVIT SHALL BE BINDING UPON THE INDIVIDUAL OR ENTITY APPLYING FOR THE DEVELOPMENT PERMIT AND THE OWNER OF THE SUBJECT PROPERTY. APPLICANTS AND AFFIANTS ARE ADVISED TO TIMELY SUPPLEMENT THIS AFFIDAVIT PURSUANT TO SEC. 31-71(B)(2)(IV) OF THE CITY'S LAND DEVELOPMENT REGULATIONS IN THE CITY CODE, IN THE EVENT THAT PRIOR TO CONSIDERATION OF THE APPLICATION BY THE CITY BOARD OR COMMISSION, THE INFORMATION PROVIDED IN THE AFFIDAVIT BECOMES INCORRECT OR INCOMPLETE.

WITNESS MY HAND THIS 18th DAY OF May 2005

AUTHORIZED REPRESENTATIVE OF APPLICANT:

By: [Signature]
 Name: Michael J. Marrero
 Title: Attorney
 Address: 200 S. Biscayne Blvd, # 850
Miami, FL 33131

OWNER

By: X [Signature]
 Name: Jonathan Kury
 Title: General Counsel
 Address: 19950 W Country Club Drive, 10th Floor
Aventura, FL 33180

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me the undersigned authority personally appeared Jonathan Kury as the authorized representative of the Applicant and/or the owner of the property subject to the application, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

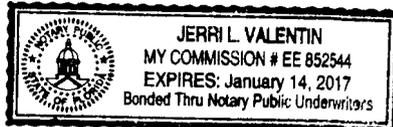
SWORN TO AND SUBSCRIBED BEFORE ME this 18 day of May, 2005

AFFIANT

[Signature]
Notary Public State of Florida At Large

Printed Name of Notary

My commission expires:





BUSINESS RELATIONSHIP AFFIDAVIT*

This Affidavit is made pursuant to Section 31-71(b)(2)(ii) of the City of Aventura Land Development Code. The undersigned Affiant hereby discloses that (mark with "x" applicable portions only)

- 1. Affiant does not have a Business Relationship with any member of the City Commission or any City Advisory Board to which the application will be presented.
- 2. Affiant hereby discloses that it does have a Business Relationship with a member of the City Commission or a City Advisory Board to which the application will be presented, as follows:

_____ (List name of Commissioner or Advisory Board Member) who serves on the _____ (List City Commission or City Advisory Board upon which member serves).

The nature of the Business Relationship is as follows:

- i. Member of City Commission or Board holds an ownership interest in excess of 1% of total assets or capital stock of Applicant or Representative;
- ii. Member of City Commission or Board is a partner, co-shareholder (as to shares of a corporation which are not listed on any national or regional stock exchange) or joint venturer with the Applicant or Representative in any business venture;
- iii. The Applicant or Representative is a Client of a member of the City Commission or Board or a Client of another professional working from the same office or for the same employer as the member of the City Commission or Board;
- iv. A City Commissioner or Board member is a Client of the Applicant or Representative;
- v. The Applicant or Representative is a Customer of the member of the City Commission or Board (or of his or her employer) and transacts more than \$10,000.00 of the business of the member of the City Commission or Board (or his or her employer) in a given calendar year;
- vi. The member of the City Commission or Board is a Customer of the Applicant or Representative and transacts more than \$25,000.00 of the business of the Applicant or Representative in a given calendar year.

WITNESS MY HAND THIS 18 DAY OF May 2015

APPLICANT:

By: [Signature] (Signature)
Name: Michael J. Morris (Print)
Title: Attorney (Print)

WITNESS MY HAND THIS 18 DAY OF May 2015

PROPERTY OWNER:

By: [Signature] (Signature)
Name: Jennifer Kury (Print)
Title: Owner General Counsel (Print)

*The terms "Business Relationship," "Client," "Customer," "Applicant," "Representative" and "Interested Person" are defined in Section 2-395 of the Aventura City Code.

WITNESS MY HAND THIS 18 DAY OF May, 2005

REPRESENTATIVE (Listed on Business Relationship Affidavit)

By: [Signature] (Signature)

Name: Michael J. Moran (Print)

Title: Attorney (Print)

By: [Signature] (Signature)

Name: Jeff Beron (Print)

Title: Attorney (Print)

By: _____ (Signature)

Name: _____ (Print)

Title: _____ (Print)

By: _____ (Signature)

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NOTE: 1) Use duplicate sheets if disclosure information for Representative varies

2) Applicants and Affiants are advised to timely supplement this Affidavit pursuant to Sec. 31-71(b)(2)(iv) of the City's Land Development Regulations in the City Code, in the event that prior to consideration of the application by the City Board or Commission, the information provided in the Affidavit becomes incorrect or incomplete.

WITNESS MY HAND THIS 18 DAY OF May 2015

REPRESENTATIVE (Listed on Business Relationship Affidavit)

By: [Signature] (Signature)

By: _____ (Signature)

Name: THOMAS CHECCA (Print)

Name: _____ (Print)

Title: PROJECT ENGINEER (Print)

Title: _____ (Print)

By: _____ (Signature)

By: _____ (Signature)

Name: _____ (Print)

Name: _____ (Print)

Title: _____ (Print)

Title: _____ (Print)

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Title: _____ (Print)

NOTE: 1) Use duplicate sheets if disclosure information for Representative varies

2) Applicants and Affiants are advised to timely supplement this Affidavit pursuant to Sec. 31-71(b)(2)(iv) of the City's Land Development Regulations in the City Code, in the event that prior to consideration of the application by the City Board or Commission, the information provided in the Affidavit becomes incorrect or incomplete.

WITNESS MY HAND THIS 18th DAY OF MAY, 2002 2015

REPRESENTATIVE: (Listed on Business Relationship Affidavit)

By: [Signature] (Signature)

By: _____ (Signature)

Name: DANIEL FORTIN JR (Print)

Name: _____ (Print)

Title: VP- FORTU LEAVY SKIFFS (Print)

Title: _____ (Print)

By: _____ (Signature)

By: _____ (Signature)

Name: _____ (Print)

Name: _____ (Print)

Title: _____ (Print)

Title: _____ (Print)

By: _____ (Signature)

By: _____ (Signature)

Name: _____ (Print)

Name: _____ (Print)

Title: _____ (Print)

Title: _____ (Print)

By: _____ (Signature)

By: _____ (Signature)

Title: _____ (Print)

Title: _____ (Print)

Title: _____ (Print)

Title: _____ (Print)

By: _____ (Signature)

By: _____ (Signature)

Title: _____ (Print)

Title: _____ (Print)

Title: _____ (Print)

Title: _____ (Print)

By: _____ (Signature)

By: _____ (Signature)

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NOTE: 1) Use duplicate sheets if disclosure information for Representative varies

2) Applicants and Affiants are advised to timely supplement this Affidavit pursuant to Sec. 31-71(b)(2)(iv) of the City's Land Development Regulations in the City Code, in the event that prior to consideration of the application by the City Board or Commission, the information provided in the Affidavit becomes incorrect or incomplete.

WITNESS MY HAND THIS 19 DAY OF MAY 2015

REPRESENTATIVE: (Listed on Business Relationship Affidavit)

By: [Signature] (Signature)

By: _____ (Signature)

Name: DON WOLFE (Print)

Name: _____ (Print)

Title: _____ (Print)

Title: _____ (Print)

By: _____ (Signature)

By: _____ (Signature)

Name: _____ (Print)

Name: _____ (Print)

Title: _____ (Print)

Title: _____ (Print)

By: _____ (Signature)

By: _____ (Signature)

Name: _____ (Print)

Name: _____ (Print)

Title: _____ (Print)

Title: _____ (Print)

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Title: _____ (Print)

NOTE: 1) Use duplicate sheets if disclosure information for Representative varies

2) Applicants and Affiants are advised to timely supplement this Affidavit pursuant to Sec. 31-71(b)(2)(iv) of the City's Land Development Regulations in the City Code, in the event that prior to consideration of the application by the City Board or Commission, the information provided in the Affidavit becomes incorrect or incomplete.

WITNESS MY HAND THIS 12 DAY OF Aug, 20015.

REPRESENTATIVE: (Listed on Business Relationship Affidavit)

By: _____ (Signature)

Name: Juan Espinosa (Print)

Title: Traffic Engineer (Print)

By: _____ (Signature)

Name: Marc Jacobson (Print)

Title: Landscape Architect (Print)

By: _____ (Signature)

Name: _____ (Print)

Title: _____ (Print)

By: _____ (Signature)

Name: _____ (Print)

Title: _____ (Print)

By: _____ (Signature)

Name: _____ (Print)

Title: _____ (Print)

By: _____ (Signature)

Name: _____ (Print)

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NOTE: 1) Use duplicate sheets if disclosure information for Representative varies

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NOTARIZATION PROVISION

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared Michael Morcos the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

[Signature]
AFFIANT

SWORN TO AND SUBSCRIBED before me this 18th day of May, 2005



Notary Public State of Florida At Large
Diana Ramos
Printed Name of Notary
My commission expires: 4/10/19

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared Jeffrey Brown the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

[Signature]
AFFIANT

SWORN TO AND SUBSCRIBED before me this 18th day of May, 2005



Notary Public State of Florida At Large
Diana Ramos
Printed Name of Notary
My commission expires: 4/10/19

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

AFFIANT

SWORN TO AND SUBSCRIBED before me this ___ day of _____, 200_

Notary Public State of Florida At Large

Printed Name of Notary
My commission expires: _____

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

AFFIANT

SWORN TO AND SUBSCRIBED before me this ___ day of _____, 200_

Notary Public State of Florida At Large

Printed Name of Notary
My commission expires: _____

NOTARIZATION PROVISION

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared Thomas Checc the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

Thomas Checc
AFFIANT



SWORN TO AND SUBSCRIBED before me this 14 day of May, 2016

Susan P. Kay
Notary Public State of Florida At Large
Printed Name of Notary
My commission expires: 04-06-2016

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

AFFIANT

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 200__

Notary Public State of Florida At Large
Printed Name of Notary
My commission expires: _____

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

AFFIANT

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 200__

Notary Public State of Florida At Large
Printed Name of Notary
My commission expires: _____

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

AFFIANT

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 200__

Notary Public State of Florida At Large
Printed Name of Notary
My commission expires: _____

NOTARIZATION PROVISION

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared DANIEL FORNIN JR the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

[Handwritten Signature]
AFFIANT

SWORN TO AND SUBSCRIBED before me this 18th day of MAY, 2015

[Handwritten Signature]
Notary Public State of Florida At Large
Printed Name of Notary: SUSAN P. KEY
My commission expires: 04-06-2016

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

AFFIANT

SWORN TO AND SUBSCRIBED before me this ____ day of _____, 200__

Notary Public State of Florida At Large
Printed Name of Notary _____
My commission expires: _____

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

AFFIANT

SWORN TO AND SUBSCRIBED before me this ____ day of _____, 200__

Notary Public State of Florida At Large
Printed Name of Notary _____
My commission expires: _____

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

AFFIANT

SWORN TO AND SUBSCRIBED before me this ____ day of _____, 200__

Notary Public State of Florida At Large
Printed Name of Notary _____
My commission expires: _____

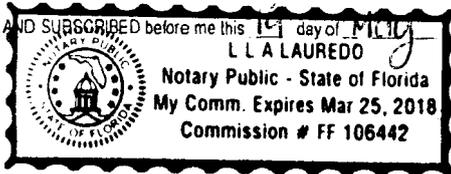
NOTARIZATION PROVISION

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared Donald Wolfe the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

[Signature]
X
AFFIANT

SWORN TO AND SUBSCRIBED before me this 14 day of MAY, 20015



[Signature]
Notary Public State of Florida At Large
Printed Name of Notary L. L. LAUREDO
My commission expires: _____

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

AFFIANT

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 200__

Notary Public State of Florida At Large
Printed Name of Notary _____
My commission expires: _____

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

AFFIANT

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 200__

Notary Public State of Florida At Large
Printed Name of Notary _____
My commission expires: _____

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

AFFIANT

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 200__

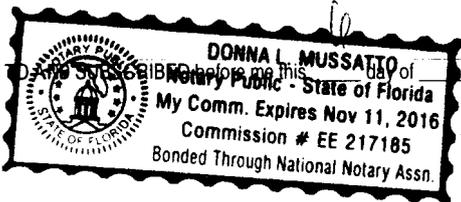
Notary Public State of Florida At Large
Printed Name of Notary _____
My commission expires: _____

NOTARIZATION PROVISION

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared Jan Espinosa the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

SWORN TO AND SUBSCRIBED before me this



Aug 2016

AFFIANT

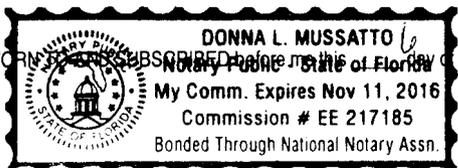
Donna L. Mussatto
Notary Public State of Florida At Large

Printed Name of Notary
My commission expires: 11/2016

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared Marc Jacobson the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

SWORN TO AND SUBSCRIBED before me this



Aug 2016

AFFIANT

Donna L. Mussatto
Notary Public State of Florida At Large

Printed Name of Notary
My commission expires: 11/2016

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

AFFIANT

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 2001.

Notary Public State of Florida At Large

Printed Name of Notary
My commission expires: _____

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

AFFIANT

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 2001.

Notary Public State of Florida At Large

Printed Name of Notary
My commission expires: _____

NOTARIZATION PROVISION

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared, Jonathan Kury the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

SWORN TO AND SUBSCRIBED before me this 27 day of September, 2005

AFFIANT
[Signature]

Notary Public State of Florida At Large
Diana Ramos
Printed Name of Notary
My commission expires: 4/10/19



STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

SWORN TO AND SUBSCRIBED before me this ___ day of _____, 200_

AFFIANT

Notary Public State of Florida At Large
Printed Name of Notary
My commission expires: _____

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

SWORN TO AND SUBSCRIBED before me this ___ day of _____, 200_

AFFIANT

Notary Public State of Florida At Large
Printed Name of Notary
My commission expires: _____

STATE OF FLORIDA)
COUNTY OF MIAMI-DADE)

Before me, the undersigned authority, personally appeared _____ the Affiant, who being first by me duly sworn, did swear or affirm that he/she executed this Affidavit for the purposes stated therein and that it is true and correct.

SWORN TO AND SUBSCRIBED before me this ___ day of _____, 200_

AFFIANT

Notary Public State of Florida At Large
Printed Name of Notary
My commission expires: _____

Turnberry Isle Resort & Club Expansion

Aventura, Florida

SITE PLAN APPROVAL: APRIL 20, 2015



LANDSCAPE ARCHITECT

ARCHITECT

CIVIL

SURVEYORS

DS BOCA
LANDSCAPE ARCHITECTS AND PLANNERS
2300 CORPORATE BLVD. NW SUITE 214
BOCA RATON, FLORIDA 33431
P. 561.955.8623 / F. 561.362.4749

NICHOLS BROSCH WURST WOLFE & ASSOCIATES, INC.
ARCHITECTURE AND PLANNING
161 ALMERIA AVENUE
CORAL GABLES, FLORIDA 33134
P. 305.443.5206 / F. 305.443.3168

THOMAS CHECCA, P.E.
11568 NW 73RD MANOR
PARKLAND, FL 33076
P. 954.344.6664 / F. 954.344.4764

FORTIN, LEAVY, SKILES, INC.
180 NE 168 ST
NORTH MIAMI BEACH, FLORIDA 33162
P. 305.653.4493 / F. 305.651.7152

LOCATION MAP - NTS



REFER TO CIVIL DRAWINGS FOR ZONING DATA INFO.

DRAWING INDEX

SHEET #	SURVEYS	REV1 (8-12-15)		REV2 (9-21-15)	

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3-13	TOPOGRAPHY AND GRAPHIC EASEMENTS				

TOPOGRAPHIC SURVEY

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ARCHITECTURE

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CIVIL

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C-3	OVERALL SITE PLAN W/2015 AERIAL				
C-4	OVERALL SITE PLAN				
C-5	OVERALL RESORT SITE PLAN				
C-6	ZONING CHARTS				
C-7	ENLARGED MAIN ENTRY SITE PLAN - PAVEMENT GEOMETRY, MARKINGS AND TRUCK TURNING MOVEMENTS				
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NICHOLS BROSCH WURST WOLFE & ASSOCIATES, INC.
Architecture & Planning
161 Almeria Avenue
Coral Gables, FL 33134
(305) 443-5206
(305) 443-2872
AAC 000680

Turnberry Isle
Resort & Club Expansion
Aventura, Florida



Site Submittal 04-20-15

Revisions

#	Description	Date
1	Revision 1	08-12-15
2	Revision 2	09-21-15

14038

A-0.00



GRAPHIC SCALE
(IN FEET)
1 inch = 60 ft.



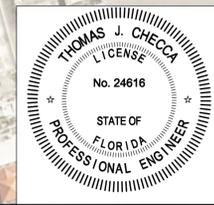
2015 AERIAL

No.	Date	Revision Description
4	09/27/15	REVISED PER CITY REVIEW COMMENTS #2
3	09/10/15	REVISED PER FIRE DEPARTMENT COMMENTS
2	08/12/15	REVISED PER CITY COMMENTS
1	08/26/15	SITE PLAN SUBMITTAL

THOMAS CHECCA, P.E.
 ENVIRONMENTAL CONSULTANT
 11568 Northwest 73rd Manor / Parkland, Florida 33076
 Phone: Office / Fax (954) 344-6664 / 344-4764

**TURNBERRY ISLE RESORT
 CONFERENCE, HOTEL & ENTRY EXPANSION
 OVERALL SITE PLAN**
 City of Aventura, Miami-Dade County, Florida

Date	02/26/15
Scale	1" = 60'
Drawn By	REP
Cad. No.	150265SP
Date Plotted:	9/22/2015 9:27 AM
Ref. Dwg.	3001-007/120473
Field Book	
Job No.	150265
Dwg. No.	3015-003
Sheet	C2



300 FT. OFF-SET



**NICHOLS
BROSCH
WURST
WOLFE**
& ASSOCIATES, INC.
Architecture & Planning
61 Alameda Avenue
Orlando, FL 32814
(305) 443-5206
(305) 446-2572
AAC 000680

Turnberry Isle
Resort & Club Expansion
Aventura, Florida



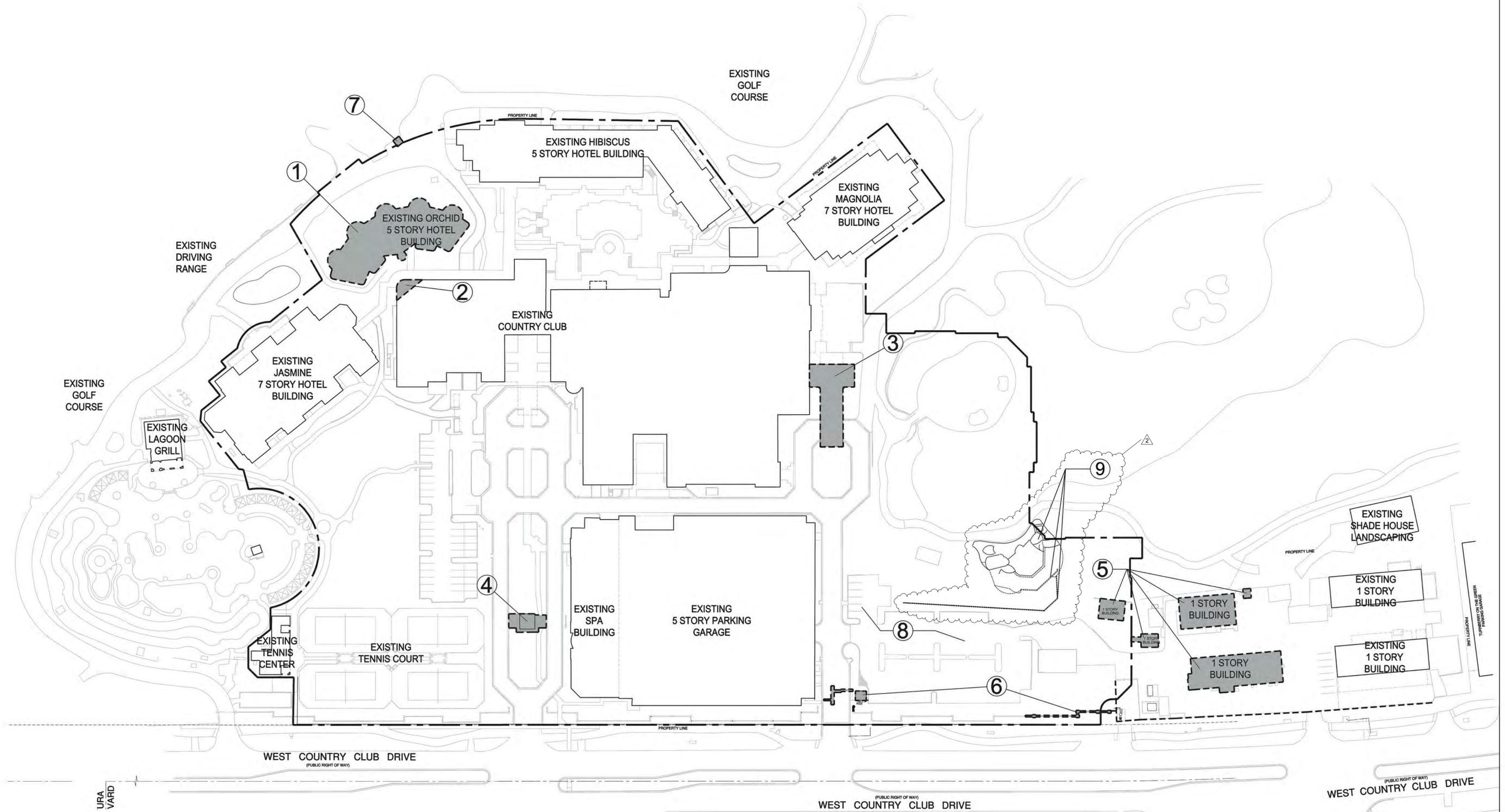
Site Submittal 04-20-15

Revisions

#	Description	Date
1	Revision 1	08-12-15
2	Revision 2	09-21-15

14038

A-1.00



DEMOLITION SITE PLAN
SCALE: 1"=60'

DEMO LEGEND	
①	EXISTING ORCHID BUILDING TO BE REMOVED
②	PORTION OF EXISTING COUNTRY CLUB TO BE REMOVED
③	EXISTING PORTE COCHERE TO BE REMOVED
④	EXISTING GATE HOUSE TO BE REMOVED
⑤	EXISTING 1 STORY BUILDINGS TO BE REMOVED
⑥	EXISTING PARKING BARRIER, GATE HOUSE, PORTION OF PERIMETER WALL & FENCE TO BE REMOVED
⑦	EXISTING GOLF STARTERS BUILDING TO BE REMOVED
⑧	EXISTING SOUTH PARKING FIELD TO BE REMOVED
⑨	EXISTING WATERFALL TO BE REMOVED



HOTEL TOWER EAST PERSPECTIVE



NICHOLS
BROSCH
WURST
WOLFE
& ASSOCIATES, INC.
Architecture & Planning
461 Alameda Avenue
Coral Gables, FL 33134
(305) 443-5208
(305) 446-2877
AAL: 000680

Turnberry Isle
Resort & Club Expansion
Aventura, Florida



Site Submittal 04-20-15

Revisions

#	Description	Date
1	Revision 1	08-12-15

14038

A-15.03

RESOLUTION NO. 2015-___

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA GRANTING CONDITIONAL USE APPROVAL TO ALLOW A HEIGHT OF 16 STORIES AND 169 FEET FOR THE REDEVELOPMENT OF THE ORCHID HOTEL BUILDING AT THE TURNBERRY ISLE RESORT, WHERE A HEIGHT OF 12 STORIES AND 120 FEET IS PERMITTED BY CODE, ON PROPERTY LOCATED AT 19999 WEST COUNTRY CLUB DRIVE, CITY OF AVENTURA; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the property described herein is zoned B2, Community Business District; and

WHEREAS, the applicant, TB Isle Resort, LP, through Application No. 05-CU-15, is requesting Conditional Use approval to permit a height of 16 stories and 169 feet for the redevelopment of the Orchid hotel building in the Turnberry Isle Resort, where a height of 12 stories and 120 feet is permitted by Code; and

WHEREAS, Section 31-144(c)(2)(i) of the City Code provides that uses that exceed the height limitations, up to a maximum of 20 stories and 200 feet, may be permitted in the B2 zoning district following conditional use approval by the City Commission; and

WHEREAS, the City Commission held a quasi-judicial public hearing as provided by law to review the application; and

WHEREAS, the City Commission finds that the Application meets the criteria of the applicable codes and ordinances, to the extent the Application is granted.

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

Section 1. The above stated recitals are hereby adopted and confirmed.

Section 2. Application 05-CU-15 for Conditional Use to allow a height of 16 stories and 169 feet for the redevelopment of the Orchid hotel building in the Turnberry Isle Resort, where a height of 12 stories and 120 feet is permitted by Code in the B2, Community Business District, is hereby granted exclusively to the Applicant, subject to the conditions set out in this Resolution, on property legally described in Exhibit "A" to this Resolution.

Section 3. Approval of the request above is subject to the following conditions:

1. The applicant shall obtain a building permit for the proposed development within 12 months of the date of the approving resolution, failing which this approval shall be void. The applicant may request one six month extension of time to obtain building permits and the City Commission may, by resolution or motion, grant such extension of time upon a showing of good cause by the applicant.

2. Plans shall substantially comply with those submitted, as follows:
 - “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Legal, Notes, Exceptions, Sheet 1 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
 - “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Boundary Survey Sheet 2 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
 - “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 3 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
 - “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 4 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
 - “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 5 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15.
 - “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 6 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15
 - “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 7 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15
 - “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 8 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15
 - “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 9 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15
 - “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 10 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15
 - “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 11 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15

- “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 12 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15
- “Turnberry Isle Hotel & Resort”, ALTA/ACSM Land Title Survey, Topography and Graphic Easements, Sheet 13 of 13, prepared by Fortin, Leavy, Skiles, Inc., dated 6/30/10, signed and sealed 7/21/15
- “Turnberry Isle Resort and Club Expansion”, Cover/Location Map/Drawing Index, Sheet A-0.00, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.
- “Turnberry Isle Resort and Club Expansion”, Demolition Site Plan, Sheet A-1.00, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Partial Site Plan-Hotel Tower & Porte Cochere, Sheet A-1.02, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Overall Site Plan, Sheet A-1.01, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.
- “Turnberry Isle Resort and Club Expansion”, Partial Site Plan- Conference Center, Sheet A-1.03, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.
- “Turnberry Isle Resort and Club Expansion”, Trash Compactor Enclosure, Sheet A-1.04, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel & Conference Center Lot Coverage Plan, Sheet A-1.05, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Conference Center FAR Areas, Sheet A-1.06, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Ground Level Hotel Tower FAR Plan, Sheet A-1.21, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Typical Level (2nd-14th) Hotel Tower FAR Plan, Sheet A-1.22, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Levels 15th and 16th Hotel Tower FAR Plan, Sheet A-1.23, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Roof Plan Hotel Tower FAR Plan, Sheet A-1.24, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Conference Center Ground Floor Plan, Sheet A-3.01, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Conference Center 2nd Floor Plan, Sheet A-3.02, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.

- “Turnberry Isle Resort and Club Expansion”, Conference Center Roof Plan, Sheet A-3.03, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Cooling Tower Enclosure, Sheet A-3.04, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel Floor Plan Level 01, Sheet A-3.21, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel TYP Unit Plan Levels 2 thru 14, Sheet A-3.22, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel Floor Plan Level 15 and 16, Sheet A-3.23, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel Roof Plan, Sheet A-3.24, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Existing Garage Plan Level 01, Sheet A-3.25, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Existing Garage Plan Level 02, Sheet A-3.26, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Existing Garage Plan Level 03, Sheet A-3.27, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Existing Garage Plan Level 04, Sheet A-3.28, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Existing Garage Plan Level 05, Sheet A-3.29, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, New Garage Plan Level 06, Sheet A-3.30, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Porte Cochere Plans, Sheet A-3.40, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Golf Storage Shed & Irrigations PS Building Plans, Sheet A-3.50, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.
- “Turnberry Isle Resort and Club Expansion”, Elevations (South, West), Sheet A-8.01, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Elevations (North, East), Sheet A-8.02, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.

- “Turnberry Isle Resort and Club Expansion”, Hotel Elevations (West, East), Sheet A-8.20, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel Elevations (North, South), Sheet A-8.21, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.
- “Turnberry Isle Resort and Club Expansion”, Porte Cochere Plan and Elevations, Sheet A-8.40, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Golf Storage Shed Plan and Elevation Sheet A-8.50, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Irrigation Pump Station Building Plan and Elevations, Sheet A-8.51, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Conference Center Sections, Sheet A-10.01, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Conference Center Porte Cochere, Sheet A-10.02, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel Sections 1 and 2, Sheet A-10.20, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/13/2015.
- “Turnberry Isle Resort and Club Expansion”, Conference Center Perspective, Sheet A-15.01, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Conference Center Perspective, Sheet A-15.02, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club Expansion”, Hotel Tower Perspective, Sheet A-15.03, prepared by Nichols Brosch Wurst Wolfe & Assoc., Inc., dated 4/20/2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort and Club”, Schematic Hardscape/Lighting Plan, Sheet LH-1, prepared by DSBOCA, dated August 13, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Schematic Hardscape/Lighting Plan, Sheet LH-2, prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Hotel Main Entrance Planting Plan, Sheet LP-1, prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Hotel Main Entrance Planting Plan, Sheet LP-2 prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Conference Center Entrance Planting Plan, Sheet LP-3 prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Maintenance Facility Planting Plan, Sheet LP-4 prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Conference Center Entrance Planting Plan, Sheet LP-5 prepared by DSBOCA, dated April 13, 2015, revised 8/12/2015.

- “Turnberry Isle Resort and Club”, Orchid Hotel Building Planting Plan, Sheet LP-6 prepared by DSBoca, dated April 13, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, South Perimeter- Williams Lehman Causeway, Sheet LP-7 prepared by DSBoca, dated April 13, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Plant List, Notes, Details, Sheet LP-8 prepared by DSBoca, dated April 13, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Planting Specifications, Sheet LP-9 prepared by DSBoca, dated April 13, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Hotel Main Entrance Tree Disposition Plan, Sheet TD-1 prepared by DSBoca, dated June 16, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Hotel Main Entrance Tree Disposition Plan, Sheet TD-2 prepared by DSBoca, dated June 16, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Conference Center Entrance Tree Disposition Plan, Sheet TD-3 prepared by DSBoca, dated June 16, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Maintenance Facility Tree Disposition Plan, Sheet TD-4 prepared by DSBoca, dated June 16, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Conference Center Tree Disposition Plan, Sheet TD-5 prepared by DSBoca, dated June 16, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Orchid Hotel Building Tree Disposition Plan, Sheet TD-6 prepared by DSBoca, dated June 16, 2015, revised 8/12/2015.
- “Turnberry Isle Resort and Club”, Tree Disposition Table, Sheet TD-7 prepared by DSBoca, dated June 16, 2015, revised 8/12/2015.
- “Turnberry Isle Resort Conference, Cover Sheet, Hotel & Entry Expansion”, Location Sketch, Sheet C1, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, 300 FT. Offset Plan w/2015 Aerial”, Location Sketch, Sheet C2, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Overall Site Plan w/2015 Aerial”, Location Sketch, Sheet C3, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Overall Site Plan”, Sheet C4, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Overall Resort Site Plan”, Sheet C5, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Zoning Charts”, Sheet C6, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Enlarged Main Entry Site Plan-Pavement Geometry, Markings and Truck Turning Movements”, Sheet C7, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Enlarged Main Entry Site Plan- Pavement Geometry, Markings and Truck Turning Movements”, Sheet C8, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.

- “Turnberry Isle Resort Conference, Enlarged Hotel Site Plan-Pavement Geometry,” Sheet C9, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Enlarged Conference Center Utility Plan,” Sheet C10, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Enlarged Entry Utility Plan,” Sheet C11, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Enlarged Hotel Utility Plan,” Sheet C12, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Enlarged Conference Center Grading and Drainage Plan,” Sheet C13, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Overall Fire Truck Plan,” Sheet C14, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.
- “Turnberry Isle Resort Conference, Paving, Drainage, Water and Sewer Details,” Sheet C15, prepared by Thomas A Checca, P.E., dated February 26, 2015, revised 8/12/2015, signed and sealed 8/14/2015.

3. Any discontinuation of the approved conditional use for a period of 180 consecutive days shall constitute abandonment and shall rescind the approval of the conditional use.

4. Prior to issuance of a building permit for the proposed development, the applicant shall:

(i) Provide to the City a recorded copy of a Unity of Title or Covenant in Lieu of Unity of Title, in form satisfactory to the City Manager and City Attorney, to combine the resort parcel and golf course parcel as required by Ordinance No. 2015-07; and

(ii) Obtain a Public Works Permit from the City's Community Services Department for all planned improvements in the public right of way; and

(iii) Obtain an Engineering Permit from the City's Community Services Department for the proposed lake and golf hole reconfiguration; and

(iv) Provide evidence of approval from all easement holders of vacation and relocation of easements necessary to complete the proposed redevelopment.

5. Prior to issuance of a Certificate of Occupancy or Temporary Certificate of Occupancy for any of the proposed buildings, the applicant shall:

- (i) Provide to the City a recorded copy of all vacations and relocations of easements; and
- (ii) Provide an Elevation Certificate in form satisfactory to the City Manager.

Section 4. Issuance of this development order by the City of Aventura does not in any way create any right on the part of an applicant to obtain a permit from a state or federal agency and does not create any liability on the part of the City of Aventura for issuance of the development order if the applicant fails to obtain requisite approvals or fulfill the obligations imposed by a state or federal agency or undertakes actions that result in a violation of state or federal law. All applicable state and federal permits must be obtained before commencement of the development. This condition is included pursuant to Section 166.033, Florida Statutes, as amended.

Section 5. 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 Teri Holzberg	_____
Commissioner Howard Weinberg	_____
Commissioner Robert Shelley	_____
Commissioner Marc Narotsky	_____
Commissioner Denise Landman	_____
Vice Mayor Enbar Cohen	_____
Mayor Enid Weisman	_____

PASSED AND ADOPTED this 6th day of October, 2015.

ENID WEISMAN, MAYOR

ATTEST:

ELLISA L. HORVATH, MMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

CITY ATTORNEY

This Resolution was filed in the Office of the City Clerk this _____ day of _____, 2015.

CITY CLERK

EXHIBIT "A"
Legal Description of Property

A portion of Tracts "A-10", "B-10", "C-10" and "D-10", AVENTURA 10TH ADDITION, according to the plat thereof as recorded in Plat Book 136 at Page 92, and a portion of Tract U, FIFTH ADDITION BISCAYNE YACHT AND COUNTRY CLUB, according to the plat thereof as recorded in Plat Book 99, Page 20, both of the Public Records of Miami-Dade County, Florida.

Begin at the Southwest corner of said Tract B-10, thence S 02°40'32" E along the West line of said Tracts C-10 and Tract U for 66.99 feet to a point of curvature; thence Southeasterly along said West line of Tract U, also being a 4,510.66 foot radius curve leading to the left through a central angle of 0°10'01" for an arc distance of 13.14 feet; thence N 87°20'20" E for 17.99 feet to a point of curvature; thence Northeasterly and Southeasterly along a 15.00 foot radius curve leading to the right through a central angle of 90°00'00" for an arc distance of 23.56 feet to a point of tangency; thence S 02°39'40" E for 6.48 feet; thence S 47°39'40" E for 26.09 feet; thence N 87°20'23" E for 138.29 feet; thence N 42°20'20" E for 2.49 feet; thence N 87°20'20" E for 23.77 feet; thence S 02°39'40" E for 15.79 feet; thence N 87°20'20" E for 26.83 feet; thence N 02°39'40" W for 100.00 feet; thence S 87°20'20" W for 1.67 feet; thence N 02°39'40" W for 26.70 feet; thence N 87°20'20" E for 3.66 feet; thence N 42°20'20" E for 23.73 feet; thence N 02°39'40" W for 3.16 feet; thence N 87°20'20" E for 66.01 feet; thence S 02°39'40" E for 5.67 feet; thence N 87°20'20" E for 12.38 feet; thence S 02°39'40" E for 3.83 feet; thence N 87°20'20" E for 52.75 feet; thence N 02°39'40" W for 3.83 feet; thence N 87°20'20" E for 12.38 feet; thence N 02°39'40" W for 3.50 feet; thence N 87°20'20" E for 59.00 feet; thence N 02°39'40" W for 5.08 feet; thence N 87°20'20" E for 12.23 feet; thence N 42°20'20" E for 36.63 feet; thence N 02°39'40" W for 12.23 feet; thence N 87°20'20" E for 5.08 feet; thence N 02°39'40" W for 55.00 feet; thence N 87°20'20" E for 2.67 feet; thence N 02°39'40" W for 52.75 feet; thence S 87°20'20" W for 2.67 feet; thence N 02°39'40" W for 37.22 feet; thence N 87°20'20" E for 25.34 feet; thence N 02°39'40" W for 26.76 feet, the following seven (7) courses being along the exterior boundary of said Tract B-10; 1) thence N 87°26'44" E for 70.58 feet; 2) thence S 39°21'51" E for 127.31 feet; 3) thence N 50°38'09" E for 124.00 feet; 4) thence N 39°21'51" W for 216.00 feet; 5) thence N 50°38'09" E for 165.00 feet; 6) thence N 01°47'41" W for 197.46 feet to a point of curvature; 7) thence Northwesterly along a 400.00 foot radius curve leading to the left through a central angle of 32°03'59" for an arc distance of 223.87 feet to a non-tangent point; thence N 48°35'47" E for 7.26 feet; thence N 41°24'13" W for 68.44 feet; thence S 48°35'47" W for 4.11 feet to a point on a circular curve concave to the Southwest and whose radius point bears S 46°18'49" W; thence Northwesterly along said exterior boundary of Tract B-10, also being a 400.00 foot radius curve leading to the left through a central angle of 7°44'12" for an arc distance of 54.01 feet to a non-tangent point; thence S 57°28'02" W for 83.28 feet; thence N 41°22'59" W for 87.08 feet to a point on a circular curve concave to the Southwest and whose radius point bears S 87°53'15" W; thence Northwesterly along a 42.87 foot radius curve leading to the left through a central angle of 78°32'28" for an arc distance of 58.77 feet to a non-tangent point; thence N 41°22'59" W for 27.03 feet; thence S 48°35'33" W for 10.09 feet; thence N 41°27'47" W for 28.74 feet; thence S 48°38'02" W for 23.57 feet; thence N 41°11'14" W for 31.03 feet; thence N 87°02'24" W for 13.93 feet; thence S 48°32'04" W for 79.44 feet; thence S 06°10'31" W for 6.23 feet; thence S 72°05'05" W for 26.41 feet to a point on a circular curve concave to the Northwest and whose radius point bears S 77°22'35" W; thence Southeasterly, Southwesterly and Northwesterly along a 77.86 foot radius curve leading to the right through a central angle of 178°55'58" for an arc distance of 243.15 feet to a non-tangent point; thence S 87°31'08" W for 28.18 feet; thence N 40°50'17" W for 36.67 feet; thence S 87°22'02" W for 27.30 feet; thence S 42°22'03" W for 16.97 feet; thence S 02°37'55" E for 47.13 feet; thence S 88°11'26" W for 61.57 feet; thence S 02°40'32" E along said West line of Tract A-10 and Tract B-10, also being the East right of way line of West Country Club Drive for 969.64 feet to the Point of Beginning.

CITY OF AVENTURA
OFFICE OF THE CITY COMMISSION

MEMORANDUM

TO: City Commission

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

BY: Ellisa L. Horvath, MMC, City Clerk 

DATE: September 24, 2015

SUBJECT: **Ordinance Amending Section 2-371 "Lobbyists" of the City Code**

First Reading - October 6, 2015 City Commission Meeting Agenda Item 7A

Second Reading - November 3, 2015 City Commission Meeting Agenda Item _____

Recommendation

It is recommended that the City Commission adopt the attached Ordinance amending the City's Lobbying Ordinance, in compliance with certain amended sections of the Miami-Dade County Lobbying Ordinance, specifically pertaining to the following:

- Eliminate the requirement for a lobbyist to submit a statement of lobbying expenditures, if there are none in excess of \$25 during the reporting period
- Eliminate the requirement for a principal to pay registration fees, while still requiring them to register with the City

Background

In February 2004, the City enacted a Lobbying Ordinance (No. 2004-03), which incorporated portions of the Miami-Dade County Lobbying Ordinance. The County has since amended its Lobbying Ordinance to eliminate the Expenditure Report filing requirements for lobbyists that do not have expenditures to report and to eliminate the requirement that a principal pay a lobbyist registration fee.

The City's current Ordinance requires all lobbyists to submit an Expenditure Report, regardless of whether or not any expenditures were made. Historically, the Expenditure Reports the City has received from the registered lobbyists indicate that no expenditures were made. As such, extensive staff time and resources are used for administrative efforts to receive reporting forms from all of the registered lobbyists. The new requirement would only require the reporting form, if expenditures over \$25 were made during the reporting period; thereby eliminating the burden on staff to collect reports from all registered lobbyists.

The City's current Ordinance requires a principal of a corporation or a firm to register and pay the annual registration fee. The amount of fees collected from principals that register are nominal; therefore, staff time utilized to process those fees is unwarranted. The new requirement would still require principals to register, but would not require a fee.

Please contact me should you have any questions or need additional information.

/elh

Attachment

ORDINANCE NO. 2015-__

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

WHEREAS, in February 2004, the City enacted Ordinance No. 2004-03, establishing Section 2-371 "Lobbyists" of the City Code (the "City Lobbying Ordinance"); and

WHEREAS, the City Lobbying Ordinance incorporated by reference portions of Section 2-11.1(s) of the Miami-Dade County Code of Ordinances (the "County Lobbying Ordinance"), as then existing, regulating lobbyists within the City; and

WHEREAS, among the requirements included in the County Lobbying Ordinance at the time that Ordinance No. 2004-03 was enacted by the City was a requirement that all lobbyists submit a signed statement listing all lobbying expenditures in excess of \$25.00 during the previous year (the "Expenditure Report") and a principal of a corporation or firm was included in the definition of a lobbyist; and

WHEREAS, the County Lobbying Ordinance required that lobbyists file an Expenditure Report regardless of whether any expenditures were actually made and required a principal register and pay the Annual Registration Fee; and

WHEREAS, the County has subsequently amended the County Lobbying Ordinance to eliminate the Expenditure Report filing requirements for lobbyists that do not make any expenditures during a given reporting period and eliminating the payment of the Lobbyist Registration Fee by principals; and

WHEREAS, the City desires to amend the City Lobbying Ordinance to eliminate the Expenditure Report filing requirement for lobbyists that have not made any expenditures during a given filing period and eliminate the requirement that a principal pays a lobbyist registration fee:

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

Section 1. Recitals. That the above stated recitals are true and correct and are hereby adopted.

Section 2. City Code Amended. That Section 2-371 "Lobbyists" of Article VI "Lobbying Activities" of Chapter 2 "Administration" of the City of Aventura Code of Ordinances is hereby amended to read as follows:

Sec. 2-371. Lobbyists.

The provisions of Section 2-11.1(s) "Lobbying," of the Miami-Dade County Code (the "County Lobbying Ordinance") as it currently exists, as set forth in Exhibit "X," set forth below and incorporated herein, is hereby adopted and shall apply within the City, except that in lieu of the fee for annual lobbyist registration which is specified by Section 2-11.1(s)(2)(b) of the County Lobbying Ordinance, the fee payable to the City

for registration of each lobbyist for the representation of each principal of the lobbyist shall be \$100.00 (per principal represented), and the fee payable to the City for annual lobbyist registration for each lobbyist shall be \$200.00. In addition, a lobbyist shall not be required to submit a statement of lobbying expenditures, as specified in Section 2-11.1(s)(6)(a) of the County Lobbying Ordinance, for any reporting period during which the lobbyist made no lobbying expenditures. Moreover, a principal of any corporation, partnership or other entity who appears as a lobbyist on behalf of that entity to express support or opposition to any item shall register with the Clerk, as required by this subsection, but shall not be required to pay any registration fees. References in the County Lobbying Ordinance to County personnel shall be deemed to be references to City personnel who serve in comparable capacities to the County personnel referred to. References in the County Lobbying Ordinance to the County Commission or to a "County Board or Committee" shall be deemed to be references to the City Commission or to the City's Boards as applicable. This Section 2-371 shall prevail over any conflicting provision of the City Code.

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.

¹ Additions to existing text in the City Code shall be indicated by underline.

Section 4. Effective Date. That this Ordinance shall become 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 Teri Holzberg	_____
Commissioner Denise Landman	_____
Commissioner Marc Narotsky	_____
Commissioner Robert Shelley	_____
Commissioner Howard Weinberg	_____
Vice Mayor Enbar Cohen	_____
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 Robert Shelley	_____
Commissioner Howard Weinberg	_____
Mayor Enid Weisman	_____

PASSED on first reading this 6th day of October, 2015.

PASSED AND ADOPTED on second reading this 3rd day of November, 2015.

MAYOR ENID WEISMAN

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: September 18, 2015

SUBJECT: **Ordinance Amending the Legislative Expense Amount for the City Commission**

1st Reading October 6, 2015 City Commission Meeting Agenda Item 7B
2nd Reading November 3, 2015 City Commission Meeting Agenda Item _____

Attached hereto, in accordance with the direction of the City Commission at the September Workshop, is an Ordinance that amends the Legislative Expense Amount for the Mayor and individual Commissioners by \$2,000.

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

EMS/act

Attachment

CCO1907-15

ORDINANCE NO. 2015-___

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

WHEREAS, the City Commission determines that an increase in Legislative Expenses is necessary in order for them to meet the obligations and requirements of their duties as Mayor or Commissioner.

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

Section 1. The recitals contained in the preamble to this Ordinance are incorporated by reference herein.

Section 2. The Legislative Expense amount contained in the City's 2015-2016 fiscal year budget for the Mayor and individual City Commissioners, as provided for in Section 2.06 of the City of Aventura Charter, is hereby increased from \$6,059 to \$8,059 per year, and may be further adjusted in subsequent annual City budgets.

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

Section 4. Effective Date. This Ordinance shall be effective immediately upon adoption on second reading, and shall be applied from and after October 1, 2015.

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

PASSED AND ADOPTED on first reading this 6th day of October, 2015.

PASSED AND ADOPTED on second reading this 3rd day of November, 2015.

MAYOR ENID WEISMAN

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: October 1, 2015

SUBJECT: **Ordinance Amending Section 18-80 of the City Code – Police Cost Recovery**



1st Reading October 6, 2015 City Commission Meeting Agenda Item 7C
2nd Reading November 3, 2015 City Commission Meeting Agenda Item _____

RECOMMENDATION

It is recommended that the City Commission amend Section 18-80 of the City Code entitled Police Cost Recovery to provide for the collection of a minimum service fee as an alternative to the existing program which permits the City to recover all costs incurred by the City's Police Department in those circumstances in which criminal prosecutions are abandoned, dismissed or fail as a direct result of the failure of the responsible person / business to appear as required by law.

BACKGROUND

In July 2008, the City Commission adopted an Ordinance, based on the recommendation of the Police Department, to create a mechanism that would permit the City to recover the costs incurred by the Police Department, including costs incurred in responding to a suspected crime scene, investigating and reporting suspected crime, apprehending and/or transporting persons accused of committing crimes, and assisting the prosecuting authorities in connection with the prosecution of crime, in those circumstances in which criminal prosecutions are abandoned, dismissed or fail as a direct result of the failure of the responsible person of a business establishment to appear as required by law.

The creation of the cost recovery mechanism served to mitigate the financial harm caused to City law enforcement resources by the failure of responsible persons to appear as required by law.

Memo to City Commission
Page 2

The requested amendment allows the Police Chief the discretion to charge the minimum fee of \$200 or the actual cost depending upon each circumstance, amount of time involved in the case and other mitigating conduct.

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

EMS/act

Attachment

CCO1912-15

ORDINANCE NO. 2015-__

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

WHEREAS, based upon information provided by the police department of the City of Aventura (“City”), the City Commission finds that it is necessary to amend the cost recovery program, as provided herein, to enable the imposition and collection of a minimum service fee as an alternative to the existing program which permits the City to recover all costs incurred by the City’s police department, including costs incurred in responding to a suspected crime scene, investigating and reporting suspected crime, apprehending and/or transporting persons accused of committing crimes, and assisting the prosecuting authorities in connection with the prosecution of crime, in those circumstances in which criminal prosecutions are abandoned, dismissed or fail as a direct result of the failure of the responsible person of a business establishment to appear as required by law; 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 and to protect and preserve limited public resources.

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 18 “Business Regulations, Taxes, and Permits” of the City Code, is hereby amended by amending Article IV “Police Cost Recovery”, at Section 18-80 “Recovery of Costs for Failure of Responsible Person to Appear on behalf of Business,” by amending paragraphs (b) – (f) thereof, to read as follows:

ARTICLE IV. POLICE COST RECOVERY

Section 18-80. Recovery of Costs for Failure of Responsible Person to Appear on behalf of Business.

- (b) *Service charge imposed.* Pursuant to the City's authority under its constitutional home rule powers, as codified in Section 166.021, Florida Statutes, and as also authorized by Section 166.201, Florida Statutes, a service charge in the full amount of the City's costs incurred is hereby imposed upon the business owner or operator, in the event that a criminal charge is abandoned, dismissed or fails as a direct result of a responsible person's failure to appear in court proceedings. The identity of each responsible person may be noted in the applicable offense report or in a supplemental report. A written certification by the State Attorney, Court Administrator or the City's Police Chief that a criminal charge is abandoned, dismissed or fails as a direct result of the failure to appear or a responsible person shall be prima facie evidence that the costs incurred are the obligation of the business owner or operator pursuant to this section. In lieu of imposing a service charge for the full amount of the City's costs, the Police Chief may, at his or her discretion, determine that a service charge of only two hundred (\$200) dollars shall be imposed based on the amount of time involved in the case or other mitigating conduct of the responsible person or business owner or operator.
- (c) *Computation of costs.* If the service charge is based upon the full amount of the City's costs (the “Full Cost Formula”), ~~The~~ the City's Finance Director shall calculate the costs incurred by the City's Police Department, based upon pertinent information provided in writing by the Police Chief or his designee.

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

- (d) *Appeal of Finance Director's determination:* Any person aggrieved by a decision of the Finance Director concerning the calculation of costs incurred under the Full Cost Formula or aggrieved by a determination of the Police Chief to impose the above described \$200 service charge as required respectively provided by this section, may appeal the matter to the City Manager. The aggrieved person shall have ten days from receiving the respective written decision of the City's Finance Director or Police Chief to file a written appeal to the City Manager. The written appeal shall specify as to whether review is sought as to the liability of the business owner or operator and/or as to the calculation of the costs incurred. The City Manager may accept, reject, or modify the decision of the City's Finance Director or Police Chief, based upon the scope of review requested and upon a review of the information provided to the City Manager and his or her findings as to whether or not the business owner or operator is, pursuant to the intent, purposes and requirements of this section, liable for the costs incurred and as to whether the amount of the costs incurred has been correctly calculated. The City Manager shall find that the business owner or operator is not liable for the costs incurred in the event that the business owner or operator demonstrates that: (1) the responsible person no longer served as an employee, agent or servant of the business owner or operator at the time of the failure to appear; or (2) the responsible person's failure to appear occurred solely because the responsible person did not receive a notice or subpoena to appear at court proceedings, if such notice or subpoena was required by law; or (3) the responsible person's failure to appear was not caused by the negligent, reckless or intentionally wrongful conduct of the responsible person and was unavoidable. Any person aggrieved by a decision of the City Manager may timely seek judicial review of the matter in a court of competent jurisdiction to the extent and manner authorized by applicable law.
- (e) *Liability; collections.* Each business owner and operator on whose behalf a responsible person has failed to appear as required by this section, shall be jointly and severally liable to the City for the costs incurred as outlined herein as a result of such failure to appear. Costs incurred pursuant to this section may be collected by the City pursuant to the following procedure:
- (1) The service charge imposed by the City for the costs incurred shall be due and payable not later than 30 days after the date of the mailing or hand delivery of the City's invoice to the business owner or operator for cost recovery, and said due date shall be indicated upon the invoice of the City.
 - (2) If such service charges are not fully paid by the business owner or operator on or before the past due date, a late fee of five percent shall be imposed by City and shall be added to the outstanding invoice. Unpaid balances of business owners or operators for such service charges and late fees shall be subject to an interest charge at the rate of one percent per month in accordance with the provisions of paragraph (3) below. Imposition of said interest charge shall commence for any delinquency existing 30 days after the past due date of the invoice and shall continue to accrue until all service charges, late fees and interest charges are paid.
 - (3) Service charges and late fees, together with any interest charges, shall be debts due and owing to the City and such debts shall be recoverable by the City or its assignee, in any court of competent jurisdiction.
- (f) *Implementation.* The City Manager and Police Chief, with any necessary assistance from the City Attorney, are authorized to develop and implement forms for the efficient administration and implementation of this section, including forms for the determination of the applicable service charges.

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

PASSED on first reading this 6th day of October, 2015.

PASSED AND ADOPTED on second reading this 3rd day of November, 2015.

MAYOR ENID WEISMAN

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 _____, 2015.