

City Commission
Susan Gottlieb, Mayor

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



City Manager
Eric M. Soroka, ICMA-CM

City Clerk
Teresa M. Soroka, MMC

City Attorney
Weiss Serota Helfman
Pastoriza Cole & Boniske

MARCH 3, 2009 6 PM

Government Center
19200 West Country Club Drive
Aventura, Florida 33180

Recap

- 1. CALL TO ORDER/ROLL CALL**
- 2. PLEDGE OF ALLEGIANCE**
- 3. AGENDA:** Request for Deletions/Emergency Additions
- 4. SPECIAL PRESENTATIONS:** Employee Service Award
- 5. CONSENT AGENDA:** Matters included under the Consent Agenda are self-explanatory and are not expected to require discussion or review. Items will be enacted by one motion. If discussion is desired by any member of the Commission, that item must be removed from the Consent Agenda and considered separately.
 - A. APPROVAL OF MINUTES:**
February 3, 2009 Workshop Meeting
February 3, 2009 Commission Meeting
February 19, 2009 Workshop Meeting
February 26, 2009 Workshop Meeting
Action taken: Approved
 - B. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, APPROVING THE APPOINTMENT OF MEMBERS TO THE CITY OF AVENTURA ARTS AND CULTURAL CENTER ADVISORY BOARD FOR A TWO-YEAR TERM; AND PROVIDING AN EFFECTIVE DATE.**
Action taken: Adopted as Resolution No. 2009-14
 - C. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, APPROVING THE APPOINTMENT OF MEMBERS TO THE CITY OF AVENTURA COMMUNITY SERVICES ADVISORY BOARD; AND PROVIDING AN EFFECTIVE DATE.**
Action taken: Adopted as Resolution No. 2009-15
 - D. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA DECLARING CERTAIN**

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

Action taken: Adopted as Resolution No. 2009-16

- E. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE AND OTHERWISE ENTER INTO THE ATTACHED CHANGE ORDER EXHIBIT I FOR BID NO. 08-07-14-2 FOR NE 190TH ST ASPHALT OVERLAY, NE 191ST ST/NE 29TH AVE DRAINAGE AND NE 209TH ST BID ALTERNATE BY AND BETWEEN THE CITY AND WILLIAMS PAVING COMPANY, INC.; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.**

Action taken: Adopted as Resolution No. 2009-17

- F. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, ACCEPTING DONATION OF ART WORK TO THE CITY; PROVIDING FOR EFFECTIVE DATE.**

Action taken: Adopted as Resolution No. 2009-18

- G. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE THE ATTACHED AMENDMENT NO. 1 TO THE AGREEMENT FOR CONSTRUCTION MANAGEMENT SERVICES BETWEEN OWNER (CITY OF AVENTURA) AND CONSTRUCTION MANAGER (SUFFOLK CONSTRUCTION COMPANY, INC.) FOR THE CONSTRUCTION OF THE ARTS & CULTURAL CENTER PROJECT; ESTABLISHING THE GUARANTEED MAXIMUM PRICE FOR PHASE II AT \$6,800,000; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.**

Action taken: Adopted as Resolution No. 2009-19

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

request the Commission to ask questions of staff or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. Further details of the quasi-judicial procedures may be obtained from the Clerk.

None.

7. ORDINANCES: FIRST READING – PUBLIC INPUT:

- A. AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING ARTICLE II, “USE OF RIGHT-OF-WAY, PARKING, OTHER REGULATIONS” OF CHAPTER 48 “VEHICLES, USE OF RIGHT-OF-WAY, PARKING AND OTHER REGULATIONS” OF THE CITY CODE OF THE CITY OF AVENTURA BY AMENDING SECTION 48-20, “PROHIBITION OF RIGHT-OF-WAY VENDORS AND SOLICITORS ON CERTAIN ROADS”, EXPANDING THE PROHIBITION TO INCLUDE CERTAIN ADDITIONAL ROADS IN ORDER TO FURTHER PROTECT THE SAFETY OF MOTORISTS, PEDESTRIANS, AND ROADSIDE VENDORS AND SOLICITORS; PROVIDING FOR INCLUSION IN THE CODE, PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE.**

Action taken: Approved on first reading

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

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AMENDING ORDINANCE NO. 2008-10, WHICH ORDINANCE ADOPTED A CHARTER SCHOOL OPERATING AND CAPITAL BUDGET FOR THE AVENTURA CITY OF EXCELLENCE SCHOOL FOR FISCAL YEAR 2008/09 (JULY 1 – JUNE 30) BY REVISING THE 2008/2009 FISCAL YEAR BUDGET DOCUMENT AS OUTLINED IN EXHIBIT “A” ATTACHED HERETO; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE.

Action taken: Approved on first reading

8. ORDINANCES: SECOND READING/PUBLIC HEARING:

AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING ARTICLE III “DANGEROUS INTERSECTION SAFETY” OF CHAPTER 48 “VEHICLES, USE OF RIGHT OF WAY, PARKING, OTHER REGULATIONS” BY AMENDING SECTION 48-27 “DEFINITIONS” AND SECTION 48-28 “ADHERANCE TO RED LIGHT

TRAFFIC CONTROL SIGNALS” AND SECTION 48-32 “ NOTICE OF VIOLATION” OF THE CITY CODE OF THE CITY OF AVENTURA, IN ORDER TO INCREASE THE SCOPE OF THE TRAFFIC CONTROL SIGNAL VIOLATIONS THAT MAY BE CAPTURED BY A TRAFFIC CONTROL SIGNAL MONITORING DEVICE AND TO CLARIFY ENFORCEMENT PROCEDURES ; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

Action taken: Enacted as Ordinance No. 2009-05

9. RESOLUTIONS – PUBLIC HEARING: None.

10. REPORTS

11. PUBLIC COMMENTS

12. OTHER BUSINESS: None.

13. ADJOURNMENT

SCHEDULE OF FUTURE MEETINGS/EVENTS

COMMISSION WORKSHOP MARCH 19, 2009 9 AM EX. CONF. ROOM

COMMISSION MEETING APRIL 14, 2009 6 PM COMMISSION CHAMBER

This meeting is open to the public. In accordance with the Americans with Disabilities Act of 1990, all persons who are disabled and who need special accommodations to participate in this meeting because of that disability should contact the Office of the City Clerk, 305-466-8901, not later than two days prior to such proceeding. One or more members of the City of Aventura Advisory Boards may be in attendance. Anyone wishing to appeal any decision made by the Aventura City Commission with respect to any matter considered at such meeting or hearing will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Agenda items may be viewed at the Office of the City Clerk, City of Aventura Government Center, 19200 W. Country Club Drive, Aventura, Florida, 33180. Anyone wishing to obtain a copy of any agenda item should contact the City Clerk at 305-466-8901.