

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

SEPTEMBER 1, 2009 following 6 pm LPA Mtg.

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:**
Employees Certificates of Appreciation
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:**
July 7, 2009 Commission Meeting
July 16, 2009 Commission Meeting
July 16, 2009 Workshop Meeting

Action taken: Approved

- B. **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 AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT DATED FEBRUARY 8, 2008 BY AND BETWEEN THE CITY OF AVENTURA AND AMERICAN TRAFFIC SOLUTIONS, 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. 2009-34

- C. **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AWARDING AND LETTING A BID/CONTRACT FOR BID NO. 09-07-01-2, BISCAYNE BOULEVARD LANDSCAPE MAINTENANCE TO LUKES'**

LANDSCAPING, INC. AT THE BID PRICE OF \$398,892.00; 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.

Action taken: Adopted as Resolution No. 2009-35

- D. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA APPROVING THE PLAT OF "AVENTURA VILLAS", BEING A REPLAT OF A PORTION OF TRACT F OF FIRST ADDITION, BISCAYNE YACHT AND COUNTRY CLUB, RECORDED IN PLAT BOOK 89, PAGE 100 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LYING AND BEING IN THE CITY OF AVENTURA, MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.**

Action taken: Adopted as Resolution No. 2009-36

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

MOTION TO ACCEPT FOR FILING THE SPECIAL PURPOSE FINANCIAL REPORT FOR THE AVENTURA CITY OF EXCELLENCE SCHOOL FOR THE FISCAL YEAR ENDED JUNE 30, 2009 AND TO ACCEPT FOR FILING THAT LETTER DATED AUGUST 24, 2009 ATTACHED AS ATTACHMENT 1

Action taken: Approved

- F. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA AUTHORIZING THE CITY MANAGER TO EXECUTE AND OTHERWISE ENTER INTO THAT CERTAIN SOUTH FLORIDA MONEY LAUNDERING STRIKE FORCE VOLUNTARY COOPERATION MUTUAL AID AGREEMENT ATTACHED HERETO; 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. 2009-37

- 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 AN ABOVEGROUND EMERGENCY FUEL STORAGE TANK IN THE MULTIFAMILY MEDIUM DENSITY RESIDENTIAL (RMF3) DISTRICT AND GRANTING VARIANCE FROM SECTION 31-143(D)(4) OF THE CITY CODE TO ALLOW A 1,000 GALLON CAPACITY SIZE OF TANK, WHERE A MAXIMUM TANK SIZE OF 550 GALLONS IS PERMITTED BY CODE, FOR MIAMI-DADE COUNTY WATER PUMPING STATION #464 AT 3601 NE 207 STREET, CITY OF AVENTURA; AND, GRANTING CONDITIONAL USE APPROVAL TO ALLOW AN ABOVEGROUND EMERGENCY FUEL STORAGE TANK IN THE MULTIFAMILY HIGH DENSITY RESIDENTIAL (RMF4) DISTRICT AND GRANTING VARIANCE FROM SECTION 31-143(F)(4) OF THE CITY CODE TO ALLOW A 1,000 GALLON CAPACITY SIZE OF TANK, WHERE A MAXIMUM TANK SIZE OF 550 GALLONS IS PERMITTED BY CODE, FOR MIAMI-DADE COUNTY WATER PUMPING STATION #475 AT 3650 NE 213 STREET, CITY OF AVENTURA; AND, GRANTING VARIANCE FROM SECTION 31-144(F)(6) OF THE CITY CODE TO ALLOW A 4,000 GALLON CAPACITY ABOVE GROUND EMERGENCY FUEL STORAGE TANK IN THE MEDICAL OFFICE (MO) DISTRICT, WHERE A MAXIMUM TANK SIZE OF 550 GALLONS IS PERMITTED BY CODE, FOR MIAMI-DADE COUNTY WATER PUMPING STATION #424 AT 21101 NE 28 AVENUE, CITY OF AVENTURA; PROVIDING FOR AN EFFECTIVE DATE.

Action taken: Adopted as Resolution No. 2009-38

7. ORDINANCES: FIRST READING–PUBLIC INPUT:

A. AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING THE CITY CODE OF THE CITY OF AVENTURA BY ADDING NEW ARTICLE VI. ENTITLED “GREEN BUILDING PROGRAM” TO CHAPTER 14 “BUILDINGS AND BUILDING REGULATIONS” OF THE CITY CODE; ESTABLISHING DEFINITIONS, STANDARDS, PROCEDURES, REQUIREMENTS AND INCENTIVES; PROVIDING FOR VOLUNTARY PARTICIPATION RELATING TO NEW CONSTRUCTION OR SUBSTANTIAL RENOVATIONS AS PROVIDED IN THE ARTICLE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE.

Action taken: Approved on first reading

B. AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING CHAPTER 31 “LAND DEVELOPMENT REGULATIONS” OF THE CITY CODE TO IMPLEMENT GREEN BUILDING INCENTIVES PROPOSED BY ARTICLE VI. “GREEN BUILDING PROGRAM” OF CHAPTER 14, “BUILDINGS AND BUILDING REGULATIONS” OF THE CITY CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; 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 THE CITY OF AVENTURA COMPREHENSIVE PLAN BY AMENDING POLICY 4.19 OF OBJECTIVE 4 OF THE CAPITAL IMPROVEMENTS ELEMENT TO ADOPT BY REFERENCE THE CITY OF AVENTURA 2009/10-2013/14 CAPITAL IMPROVEMENT PROGRAM; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.

Action taken: Enacted as Ordinance No. 2009-15

9. RESOLUTIONS – PUBLIC HEARING: None

10. REPORTS

11. PUBLIC COMMENTS

12. OTHER BUSINESS: None.

13. ADJOURNMENT

SCHEDULE OF FUTURE MEETINGS/EVENTS

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| 1ST BUDGET PUBLIC HEARING | SEPTEMBER 8, 2009 | 6PM | COMMISSION CHAMBER |
| WORKSHOP MEETING | SEPTEMBER 17, 2009 | 9AM | COMMISSION CHAMBER |
| 2nd BUDGET PUBLIC HEARING | SEPTEMBER 22, 2009 | 6PM | 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.